

# Senate Amendment 3342

## Amendment Text

PAG LIN

1 1 Amend [House File 234](#), as passed by the House, as  
1 2 follows:  
1 3 #1. By striking everything after the enacting  
1 4 clause and inserting the following:  
1 5 "Section 1. Section [669.14](#), Code 1999, is amended  
1 6 by adding the following new subsection:  
1 7 NEW SUBSECTION. 15. Any claim based upon a year  
1 8 2000 problem, when there has been an independent  
1 9 verification and validation analysis or other  
1 10 reasonable care taken with regard to prevention or  
1 11 remediation of possible year 2000 problems, whether or  
1 12 not the basis of the claim was foreseen or included in  
1 13 the verification and validation analysis. For  
1 14 purposes of this subsection, "year 2000 problem" means  
1 15 an event, circumstance, disruption, or other problem  
1 16 which prevents computer hardware, software, programs,  
1 17 embedded microprocessor systems, telecommunications  
1 18 systems and software, or other equipment, software, or  
1 19 systems utilized to process data and information from  
1 20 accurately processing, calculating, comparing, or  
1 21 sequencing date or time data or information from,  
1 22 into, or among the nineteenth, twentieth, and twenty-  
1 23 first centuries, or between the years 1999 and 2000,  
1 24 or leap year calculations. "Year 2000 problem" also  
1 25 includes an inability of the state to perform its  
1 26 intended or required functions because of a year 2000  
1 27 problem encountered by a third party.  
1 28 Sec. 2. Section [670.4](#), Code 1999, is amended by  
1 29 adding the following new subsection:  
1 30 NEW SUBSECTION. 16. Any claim based upon a year  
1 31 2000 problem, if the failure or malfunction causing  
1 32 the problem was unforeseeable or if the failure was  
1 33 foreseeable but the municipality exercised reasonable  
1 34 care to identify and prevent the year 2000 problem.  
1 35 For purposes of this subsection, "year 2000 problem"  
1 36 means an event, circumstance, disruption, or other  
1 37 problem which prevents computer hardware, software,  
1 38 programs, embedded microprocessor systems,  
1 39 telecommunications systems and software, or other  
1 40 equipment, software, or systems utilized to process  
1 41 data and information from accurately processing,  
1 42 calculating, comparing, or sequencing date or time  
1 43 data or information from, into, or among the  
1 44 nineteenth, twentieth, and twenty-first centuries, or  
1 45 between the years 1999 and 2000, or leap year  
1 46 calculations. "Year 2000 problem" also includes an  
1 47 inability of the municipality to perform its intended  
1 48 or required functions because of a year 2000 problem  
1 49 encountered by a third party."  
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2 2 \_\_\_\_\_  
2 3 JOHN P. [KIBBIE](#)  
2 4 [HF 234.3](#)01 78  
2 5 mj/cf