1   Amend House File 2473 as follows:
2   1. Page 15, after line 12 by inserting:
3   <DIVISION ___
4   DEFINITION OF PERSON
5   Sec. ___. Section 135.1, unnumbered paragraph 1,
6 Code 2014, is amended to read as follows:
7   For the purposes of chapter 155 and Title IV,
8 subtitle 2, ~~excluding chapter 146,~~ unless otherwise
9 defined:
10   Sec. ___. Section 135.11, subsections 10 and 12,
11 Code 2014, are amended to read as follows:
12   10. Enforce the law relative to ~~chapter 146 and~~
13 "Health-related Professions", Title IV, subtitle 3,
14 excluding chapter 155.
15   12. Establish, publish, and enforce rules
16 not inconsistent with law for the enforcement of
17 the provisions of chapters 125 and 155, and Title
18 IV, subtitle 2, ~~excluding chapter 146~~ and for the
19 enforcement of the various laws, the administration and
20 supervision of which are imposed upon the department.
21   Sec. ___. Section 144.29A, subsections 1 and 2,
22 Code 2014, are amended to read as follows:
23   1. A health care provider who initially identifies
24 and diagnoses a spontaneous termination of pregnancy
25 ~~or who induces a termination of pregnancy~~ shall file
26 with the department a report for each termination
27 within thirty days of the occurrence. The health care
28 provider shall make a good faith effort to obtain all
29 of the following information that is available with
30 respect to each termination:
31   *a.* The confidential health care provider code as
32 assigned by the department.
33   *b.* The report tracking number.
34   *c.* The maternal health services region of the Iowa
35 department of public health, as designated as of July
36 1, 1997, in which the patient resides.
37   *d.* The race of the patient.
38   *e.* The age of the patient.
39   *f.* The marital status of the patient.
40   *g.* The educational level of the patient.
41   *h.* The number of previous pregnancies, live births,
42 and spontaneous ~~or induced~~ terminations of pregnancies.
43   *i.* The month and year in which the termination
44 occurred.
45   *j.* The number of weeks since the patient's last
46 menstrual period and a clinical estimate of gestation.
47   ~~*k.* The method used for an induced termination,~~
48 ~~including whether mifepristone was used.~~
49   2. It is the intent of the general assembly that
50 the information shall be collected, reproduced,

released, and disclosed in a manner specified by
rule of the department, adopted pursuant to chapter
17A, which ensures the anonymity of the patient who
experiences a termination of pregnancy, the health
care provider who identifies and diagnoses ~~or induces~~
a termination of pregnancy, and the hospital, clinic,
or other health facility in which a termination of
pregnancy is identified and diagnosed ~~or induced~~.
The department may share information with federal
public health officials for the purposes of securing
federal funding or conducting public health research.
However, in sharing the information, the department
shall not relinquish control of the information, and
any agreement entered into by the department with
federal public health officials to share information
shall prohibit the use, reproduction, release, or
disclosure of the information by federal public health
officials in a manner which violates this section.
The department shall publish, annually, a demographic
summary of the information obtained pursuant to
this section, except that the department shall not
reproduce, release, or disclose any information
obtained pursuant to this section which reveals
the identity of any patient, health care provider,
hospital, clinic, or other health facility, and shall
ensure anonymity in the following ways:

   a. The department may use information concerning
the report tracking number or concerning the identity
of a reporting health care provider, hospital,
clinic, or other health facility only for purposes
of information collection. The department shall not
reproduce, release, or disclose this information for
any purpose other than for use in annually publishing
the demographic summary under this section.

   b. The department shall enter the information, from
any report of termination submitted, within thirty
days of receipt of the report, and shall immediately
destroy the report following entry of the information.
However, entry of the information from a report shall
not include any health care provider, hospital, clinic,
or other health facility identification information
including, but not limited to, the confidential health
care provider code, as assigned by the department.

   c. To protect confidentiality, the department
shall limit release of information to release in an
aggregate form which prevents identification of any
individual patient, health care provider, hospital,
clinic, or other health facility. For the purposes of
this paragraph, *"aggregate form"* means a compilation
of the information received by the department on

1 termination of pregnancies for each information item
2 listed, with the exceptions of the report tracking
3 number, the health care provider code, and any set of
4 information for which the amount is so small that the
5 confidentiality of any person to whom the information
6 relates may be compromised. The department shall
7 establish a methodology to provide a statistically
8 verifiable basis for any determination of the correct
9 amount at which information may be released so that the
10 confidentiality of any person is not compromised.
11   Sec. ___. Section 144.29A, subsection 8, Code 2014,
12 is amended by striking the subsection.
13   Sec. ___. Section 216.6, subsection 2, paragraph c,
14 Code 2014, is amended by striking the paragraph.
15   Sec. ___. Section 216.13, Code 2014, is amended to
16 read as follows:
17   **216.13 Exceptions for retirement plans,** ~~abortion~~
18 ~~coverage,~~ **life, disability, and health benefits.**
19   The provisions of this chapter relating to
20 discrimination because of age do not apply to a
21 retirement plan or benefit system of an employer unless
22 the plan or system is a mere subterfuge adopted for the
23 purpose of evading this chapter.
24   1. However, a retirement plan or benefit system
25 shall not require the involuntary retirement of
26 a person under the age of seventy because of that
27 person's age. This paragraph does not prohibit the
28 following:
29   *a.* The involuntary retirement of a person who has
30 attained the age of sixty-five and has for the two
31 prior years been employed in a bona fide executive
32 or high policymaking position and who is entitled
33 to an immediate, nonforfeitable annual retirement
34 benefit from a pension, profit-sharing, savings, or
35 deferred compensation plan of the employer which equals
36 twenty-seven thousand dollars. This retirement benefit
37 test may be adjusted according to the regulations
38 prescribed by the United States secretary of labor
39 pursuant to Pub. L. No. 95-256, section 3.
40   *b.* The involuntary retirement of a person covered
41 by a collective bargaining agreement which was entered
42 into by a labor organization and was in effect on
43 September 1, 1977. This exemption does not apply after
44 the termination of that agreement or January 1, 1980,
45 whichever first occurs.
46   ~~2. A health insurance program provided by an~~
47 ~~employer may exclude coverage of abortion, except where~~
48 ~~the life of the mother would be endangered if the fetus~~
49 ~~were carried to term or where medical complications~~
50 ~~have arisen from an abortion.~~

1 ~~3.~~ 2. An employee welfare plan may provide life,
2 disability or health insurance benefits which vary by
3 age based on actuarial differences if the employer
4 contributes equally for all the participating employees
5 or may provide for employer contributions differing by
6 age if the benefits for all the participating employees
7 do not vary by age.
8   Sec. ___. Section 602.8102, subsection 31, Code
9 2014, is amended by striking the subsection.
10   Sec. ___. Section 707.1, Code 2014, is amended to
11 read as follows:
12   **707.1 Murder defined.**
13   1. A person who kills another person with malice
14 aforethought either express or implied commits murder.
15   2. *"Person"*, when referring to the victim of a
16 murder, means an individual human being, without regard
17 to age of development, from the moment of conception,
18 when a zygote is formed, until natural death.
19   3. Murder includes killing another person through
20 any means that terminates the life of the other
21 person including but not limited to the use of
22 abortion-inducing drugs. For the purposes of this
23 section, *"abortion-inducing drug"* means a medicine,
24 drug, or any other substance prescribed or dispensed
25 with the intent of terminating the clinically
26 diagnosable pregnancy of a woman, with knowledge that
27 the drug will with reasonable likelihood cause the
28 termination of the pregnancy. *"Abortion-inducing drug"*
29 includes the off-label use of drugs known to have
30 abortion-inducing properties, which are prescribed
31 specifically with the intent of causing an abortion,
32 but does not include drugs that may be known to cause
33 an abortion, but which are prescribed for other medical
34 indications.
35   4. Murder does not include a fetal death as defined
36 in section 144.1 or the spontaneous termination of
37 pregnancy as defined in section 144.29A.
38   Sec. ___. REPEAL. Sections 232.5, 702.20, 707.7,
39 707.8, 707.8A, 707.9, and 707.10, Code 2014, are
40 repealed.
41   Sec. ___. REPEAL. Chapters 135L and 146, Code
42 2014, are repealed.
43   Sec. ___. SEVERABILITY. If any provision of
44 this division of this Act or the application of this
45 division of this Act to any person or circumstances is
46 held invalid, the invalidity shall not affect other
47 provisions or applications of the division which can
48 be given effect without the invalid provisions or
49 application and, to this end, the provisions of this
50 division of this Act are severable.

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1    Sec. ___.  EFFECTIVE UPON ENACTMENT.  This division
2 of this Act, being deemed of immediate importance,
3 takes effect upon enactment.>
4    2.  Title page, line 3, after <matters> by inserting
5 <and including penalties>
6    3.  By renumbering as necessary.
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SHAW of Pocahontas