

Senate File 2418

S-5150

1 Amend Senate File 2418 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 PROFESSIONAL LICENSING

6 Section 1. Section 103.6, subsection 1, paragraph e, Code
7 2020, is amended by striking the paragraph.

8 Sec. 2. Section 103.9, subsection 3, Code 2020, is amended
9 by striking the subsection.

10 Sec. 3. Section 103.10, subsection 6, Code 2020, is amended
11 by striking the subsection.

12 Sec. 4. Section 103.12, subsection 6, Code 2020, is amended
13 by striking the subsection.

14 Sec. 5. Section 103.12A, subsection 4, Code 2020, is amended
15 by striking the subsection.

16 Sec. 6. Section 103.13, subsection 4, Code 2020, is amended
17 by striking the subsection.

18 Sec. 7. Section 103.15, subsection 7, Code 2020, is amended
19 by striking the subsection.

20 Sec. 8. Section 105.10, subsection 5, Code 2020, is amended
21 by striking the subsection.

22 Sec. 9. Section 105.22, subsection 4, Code 2020, is amended
23 by striking the subsection.

24 Sec. 10. Section 135.105A, subsection 5, Code 2020, is
25 amended to read as follows:

26 5. The department shall adopt rules regarding minimum
27 requirements for lead inspector, lead abater, and lead-safe
28 renovator training programs, certification, work practice
29 standards, and suspension and revocation requirements, and
30 shall implement the training and certification programs. Rules
31 adopted pursuant to this subsection shall comply with chapter
32 272C. The department shall seek federal funding and shall
33 establish fees in amounts sufficient to defray the cost of the
34 programs. The fees shall be used for any of the department's
35 duties under [this subchapter](#), including but not limited

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1 to the costs of full-time equivalent positions for program
2 services and investigations. Fees received shall be considered
3 repayment receipts as defined in [section 8.2](#).

4 Sec. 11. Section 147.3, Code 2020, is amended to read as
5 follows:

6 **147.3 Qualifications.**

7 An applicant for a license to practice a profession under
8 this subtitle is not ineligible because of age, citizenship,
9 sex, race, religion, marital status, or national origin,
10 although the application form may require citizenship
11 information. ~~A board may consider the past criminal record of~~
12 ~~an applicant only if the conviction relates to the practice of~~
13 ~~the profession for which the applicant requests to be licensed.~~

14 Sec. 12. Section 147.55, subsection 5, Code 2020, is amended
15 by striking the subsection.

16 Sec. 13. Section 147A.7, subsection 1, paragraph j, Code
17 2020, is amended by striking the paragraph.

18 Sec. 14. Section 148.6, subsection 2, paragraph b, Code
19 2020, is amended by striking the paragraph.

20 Sec. 15. Section 148H.7, subsection 1, paragraph a, Code
21 2020, is amended by striking the paragraph.

22 Sec. 16. Section 151.9, subsection 5, Code 2020, is amended
23 by striking the subsection.

24 Sec. 17. Section 152.10, subsection 2, paragraph c, Code
25 2020, is amended by striking the paragraph.

26 Sec. 18. Section 153.34, subsection 9, Code 2020, is amended
27 by striking the subsection.

28 Sec. 19. Section 154A.24, subsection 1, Code 2020, is
29 amended by striking the subsection.

30 Sec. 20. Section 156.9, subsection 2, paragraph e, Code
31 2020, is amended by striking the paragraph.

32 Sec. 21. Section 272.1, Code 2020, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 5A. *"Offense directly relates"* refers to
35 either of the following:

1 a. The actions taken in furtherance of an offense are
2 actions customarily performed within the scope of practice of
3 a licensed profession.

4 b. The circumstances under which an offense was committed
5 are circumstances customary to a licensed profession.

6 Sec. 22. Section 272.2, subsection 14, paragraph a, Code
7 2020, is amended to read as follows:

8 a. The board may deny a license to or revoke the license
9 of a person upon the board's finding by a preponderance of
10 evidence that either the person has been convicted of a ~~crime~~
11 an offense and the offense directly relates to the duties and
12 responsibilities of the profession or that there has been
13 a founded report of child abuse against the person. Rules
14 adopted in accordance with this paragraph shall provide that
15 in determining whether a person should be denied a license or
16 that a practitioner's license should be revoked, the board
17 shall consider the nature and seriousness of the founded abuse
18 or crime in relation to the position sought, the time elapsed
19 since the crime was committed, the degree of rehabilitation
20 which has taken place since the incidence of founded abuse or
21 the commission of the crime, the likelihood that the person
22 will commit the same abuse or crime again, and the number of
23 founded abuses committed by or criminal convictions of the
24 person involved.

25 Sec. 23. Section 272C.1, Code 2020, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 7A. "*Offense directly relates*" refers to
28 either of the following:

29 a. The actions taken in furtherance of an offense are
30 actions customarily performed within the scope of practice of
31 a licensed profession.

32 b. The circumstances under which an offense was committed
33 are circumstances customary to a licensed profession.

34 Sec. 24. Section 272C.4, subsection 13, Code 2020, is
35 amended by striking the subsection.

1 Sec. 25. Section 272C.10, subsection 5, Code 2020, is
2 amended by striking the subsection and inserting in lieu
3 thereof the following:

4 5. Conviction of a felony offense, if the offense directly
5 relates to the profession or occupation of the licensee, in the
6 courts of this state or another state, territory, or country.
7 Conviction as used in this subsection includes a conviction of
8 an offense which if committed in this state would be a felony
9 without regard to its designation elsewhere, and includes a
10 finding or verdict of guilt made or returned in a criminal
11 proceeding even if the adjudication of guilt is withheld or not
12 entered. A certified copy of the final order or judgment of
13 conviction or plea of guilty in this state or in another state
14 constitutes conclusive evidence of the conviction.

15 Sec. 26. NEW SECTION. 272C.12 **Licensure of persons licensed**
16 **in other jurisdictions.**

17 1. Notwithstanding any other provision of law, an
18 occupational or professional license, certificate, or
19 registration, including a license, certificate, or registration
20 issued by the board of educational examiners, shall be issued
21 without an examination to a person who establishes residency
22 in this state or to a person who is married to an active duty
23 member of the military forces of the United States and who is
24 accompanying the member on an official permanent change of
25 station to a military installation located in this state if all
26 of the following conditions are met:

27 a. The person is currently licensed, certified, or
28 registered by at least one other issuing jurisdiction in the
29 occupation or profession applied for with a substantially
30 similar scope of practice and the license, certificate, or
31 registration is in good standing in all issuing jurisdictions
32 in which the person holds a license, certificate, or
33 registration.

34 b. The person has been licensed, certified, or registered by
35 another issuing jurisdiction for at least one year.

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1 *c.* When the person was licensed by the issuing jurisdiction,
2 the issuing jurisdiction imposed minimum educational
3 requirements and, if applicable, work experience and clinical
4 supervision requirements, and the issuing jurisdiction verifies
5 that the person met those requirements in order to be licensed
6 in that issuing jurisdiction.

7 *d.* The person previously passed an examination required by
8 the other issuing jurisdiction for licensure, certification,
9 or registration, if applicable.

10 *e.* The person has not had a license, certificate, or
11 registration revoked and has not voluntarily surrendered a
12 license, certificate, or registration in any other issuing
13 jurisdiction or country while under investigation for
14 unprofessional conduct.

15 *f.* The person has not had discipline imposed by any other
16 regulating entity in this state or another issuing jurisdiction
17 or country. If another jurisdiction has taken disciplinary
18 action against the person, the appropriate licensing board
19 shall determine if the cause for the action was corrected and
20 the matter resolved. If the licensing board determines that
21 the matter has not been resolved by the jurisdiction imposing
22 discipline, the licensing board shall not issue or deny a
23 license, certificate, or registration to the person until the
24 matter is resolved.

25 *g.* The person does not have a complaint, allegation, or
26 investigation pending before any regulating entity in another
27 issuing jurisdiction or country that relates to unprofessional
28 conduct. If the person has any complaints, allegations, or
29 investigations pending, the appropriate licensing board shall
30 not issue or deny a license, certificate, or registration to
31 the person until the complaint, allegation, or investigation
32 is resolved.

33 *h.* The person pays all applicable fees.

34 *i.* The person does not have a criminal history that would
35 prevent the person from holding the license, certificate, or

1 registration applied for in this state.

2 2. A person licensed pursuant to this section is subject to
3 the laws regulating the person's practice in this state and is
4 subject to the jurisdiction of the appropriate licensing board.

5 3. This section does not apply to any of the following:

6 a. The ability of a licensing board, agency, or department
7 to require the submission of fingerprints or completion of a
8 criminal history check.

9 b. Criteria for a license, certificate, or registration that
10 is established by an interstate compact.

11 c. The ability of a licensing board, agency, or department
12 to require a person to take and pass an examination specific to
13 the laws of this state prior to issuing a license. A licensing
14 board, agency, or department that requires an applicant to take
15 and pass an examination specific to the laws of this state
16 shall issue an applicant a temporary license that is valid
17 for a period of three months and may be renewed once for an
18 additional period of three months.

19 d. A license issued by the department of transportation.

20 e. A person who is licensed by another issuing jurisdiction
21 and is granted a privilege to practice in this state by another
22 provision of law without receiving a license in this state.

23 f. A person applying for a license through a national
24 licensing organization.

25 4. A license, certificate, or registration issued
26 pursuant to this section does not grant the person receiving
27 the license, certificate, or registration eligibility to
28 practice pursuant to an interstate compact. A licensing
29 board shall determine eligibility for a person to hold a
30 license, certificate, or registration pursuant to this section
31 regardless of the person's eligibility to practice pursuant to
32 an interstate compact.

33 5. For the purposes of this section, "issuing jurisdiction"
34 means the duly constituted authority in another state that has
35 issued a professional license, certificate, or registration to

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1 a person.

2 Sec. 27. NEW SECTION. **272C.13 Educational requirements —**
3 **work experience.**

4 1. Except as provided in subsection 2, a person applying
5 for a professional or occupational license, certificate,
6 or registration in this state who relocates to this state
7 from another state that did not require a professional or
8 occupational license, certificate, or registration to practice
9 the person's profession or occupation may be considered to have
10 met any education, training, or work experience requirements
11 imposed by a licensing board in this state if the person
12 has three or more years of related work experience with a
13 substantially similar scope of practice within the four years
14 preceding the date of application as determined by the board.

15 2. This section does not apply to a license, certificate,
16 or registration issued by the board of medicine, the board of
17 nursing, the dental board, the board of pharmacy, or the board
18 of educational examiners.

19 3. If this Code or administrative rules require
20 a person applying for a professional or occupational
21 license, certificate, or registration in this state to
22 pass an examination to obtain the license, certificate, or
23 registration, a person applying for licensure, certification,
24 or registration under this section shall be required to pass
25 the same examination.

26 Sec. 28. NEW SECTION. **272C.14 Waiver of fees.**

27 A licensing board, agency, or department shall waive any
28 fee charged to an applicant for a license if the applicant's
29 household income does not exceed two hundred percent of the
30 federal poverty income guidelines and the applicant is applying
31 for the license for the first time in this state.

32 Sec. 29. NEW SECTION. **272C.15 Disqualifications for**
33 **criminal convictions limited.**

34 1. Notwithstanding any other provision of law to the
35 contrary, except for chapter 272, a person's conviction of a

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1 crime may be grounds for the denial, revocation, or suspension
2 of a license only if an unreasonable risk to public safety
3 exists because the offense directly relates to the duties
4 and responsibilities of the profession and the appropriate
5 licensing board, agency, or department does not grant an
6 exception pursuant to subsection 4.

7 2. A licensing board, agency, or department that may deny a
8 license on the basis of an applicant's conviction record shall
9 provide a list of the specific convictions that may disqualify
10 an applicant from receiving a license. Any such offense
11 shall be an offense that directly relates to the duties and
12 responsibilities of the profession.

13 3. A licensing board, agency, or department shall not deny
14 an application for a license on the basis of an arrest that
15 was not followed by a conviction or based on a finding that an
16 applicant lacks good character, suffers from moral turpitude,
17 or on other similar basis.

18 4. A licensing board, agency, or department shall grant
19 an exception to an applicant who would otherwise be denied a
20 license due to a criminal conviction if the following factors
21 establish by clear and convincing evidence that the applicant
22 is rehabilitated and an appropriate candidate for licensure:

23 a. The nature and seriousness of the crime for which the
24 applicant was convicted.

25 b. The amount of time that has passed since the commission
26 of the crime. There is a rebuttable presumption that an
27 applicant is rehabilitated and an appropriate candidate
28 for licensure five years after the date of the applicant's
29 release from incarceration, provided that the applicant was
30 not convicted of sexual abuse in violation of section 709.4,
31 a sexually violent offense as defined in section 229A.2,
32 dependent adult abuse in violation of section 235B.20, a
33 forcible felony as defined in section 702.11, or domestic abuse
34 assault in violation of section 708.2A, and the applicant
35 has not been convicted of another crime after release from

1 incarceration.

2 *c.* The circumstances relative to the offense, including any
3 aggravating and mitigating circumstances or social conditions
4 surrounding the commission of the offense.

5 *d.* The age of the applicant at the time the offense was
6 committed.

7 *e.* Any treatment undertaken by the applicant.

8 *f.* Whether a certification of employability has been issued
9 to the applicant pursuant to section 906.19.

10 *g.* Any letters of reference submitted on behalf of the
11 applicant.

12 *h.* All other relevant evidence of rehabilitation and present
13 fitness of the applicant.

14 5. An applicant may petition the relevant licensing board,
15 agency, or department, in a form prescribed by the board,
16 agency, or department, for a determination as to whether the
17 applicant's criminal record will prevent the applicant from
18 receiving a license. The board, agency, or department shall
19 issue such a determination at the next regularly scheduled
20 meeting of the board, agency, or department or within thirty
21 days of receiving the petition, whichever is later. The
22 board, agency, or department shall hold a closed session
23 while determining whether an applicant's criminal record will
24 prevent the applicant from receiving a license and while
25 determining whether to deny an applicant's application on
26 the basis of an applicant's criminal conviction. A board,
27 agency, or department may charge a fee to recoup the costs of
28 such a determination, provided that such fee shall not exceed
29 twenty-five dollars.

30 6. *a.* A licensing board, agency, or department that
31 denies an applicant a license solely or partly because of
32 the applicant's prior conviction of a crime shall notify the
33 applicant in writing of all of the following:

34 (1) The grounds for the denial or disqualification.

35 (2) That the applicant has the right to a hearing to

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1 challenge the licensing authority's decision.

2 (3) The earliest date the applicant may submit a new
3 application.

4 (4) That evidence of rehabilitation of the applicant may be
5 considered upon reapplication.

6 b. A determination by a licensing board, agency, or
7 department that an applicant's criminal conviction is
8 specifically listed as a disqualifying conviction and the
9 offense directly relates to the duties and responsibilities
10 of the applicant's profession must be documented in written
11 findings for each factor specified in subsection 4 sufficient
12 for a review by a court.

13 c. In any administrative or civil hearing authorized by
14 this section or chapter 17A, a licensing board, agency, or
15 department shall carry the burden of proof on the question of
16 whether the applicant's criminal offense directly relates to
17 the duties and responsibilities of the profession for which the
18 license is sought.

19 7. A board, agency, or department may require an applicant
20 with a criminal record to submit the applicant's complete
21 criminal record detailing an applicant's offenses with an
22 application. A board, agency, or department may also require
23 an applicant with a criminal record to submit a personal
24 statement regarding whether each offense directly relates to
25 the duties and performance of the applicant's occupation. For
26 the purposes of this subsection, "*complete criminal record*"
27 includes the complaint and judgment of conviction for each
28 offense of which the applicant has been convicted.

29 Sec. 30. RULEMAKING PROCEDURES AND APPLICABILITY.

30 1. The boards designated in section 147.13 other than the
31 board of medicine, the board of nursing, the dental board, and
32 the board of pharmacy, when carrying out rulemaking pursuant
33 to chapter 17A to implement the provisions of this division
34 of this Act, shall each adopt the same rules, which shall be
35 applicable to all such boards. The bureau of professional

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1 licensure of the department of public health shall assist the
2 boards in carrying out such rulemaking.

3 2. The accountancy examining board, the architectural
4 examining board, the engineering and land surveying examining
5 board, the interior design examining board, the landscape
6 architectural examining board, and the real estate commission,
7 when carrying out rulemaking pursuant to chapter 17A to
8 implement the provisions of this Act, shall each adopt the same
9 rules, which shall be applicable to all such boards and the
10 real estate commission. The professional licensing bureau of
11 the department of commerce shall assist the boards and the real
12 estate commission in carrying out such rulemaking.

13 3. This section shall not apply to any rulemaking pursuant
14 to chapter 17A by a board or commission to implement the
15 provisions of this Act that the board or commission determines
16 is necessary to address circumstances or legal requirements
17 uniquely applicable to the board or commission.

18 Sec. 31. EFFECTIVE DATE. This division of this Act takes
19 effect January 1, 2021.

20 DIVISION II

21 MISCELLANEOUS CHANGES

22 Sec. 32. Section 22.2, Code 2020, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 2A. If feasible, the custodian of a public
25 record may provide for the electronic examination and copying
26 of a public record in lieu of requiring in-person examination
27 and copying of a public record. This subsection does not apply
28 to searches of all indexes, general and specific, of public
29 records relating to documents, instruments, and muniments of
30 title, for the purpose of performing title searches, real
31 property searches, or creating real property abstracts.

32 Sec. 33. Section 22.4, Code 2020, is amended to read as
33 follows:

34 **22.4 Hours when available Public records requests.**

35 The rights of persons under this chapter may be exercised

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1 under any of the following circumstances:

2 1. In person, at any time during the customary office hours
3 of the lawful custodian of the records. However, if the lawful
4 custodian does not have customary office hours of at least
5 thirty hours per week, such right may be exercised at any time
6 from 9:00 a.m. to noon and from 1:00 p.m. to 4:00 p.m. Monday
7 through Friday, excluding legal holidays, unless the person
8 exercising such right and the lawful custodian agree on a
9 different time.

10 2. In writing, by telephone, or by electronic means. The
11 lawful custodian of the records shall post information for
12 making such requests in a manner reasonably calculated to
13 apprise the public of that information.

14 Sec. 34. Section 80A.1, subsection 12, Code 2020, is amended
15 to read as follows:

16 12. "*Private security business*" means a business of
17 furnishing, for hire or reward, guards, watch personnel,
18 armored car personnel, patrol personnel, or other persons to
19 protect persons or property, to prevent the unlawful taking of
20 goods and merchandise, or to prevent the misappropriation or
21 concealment of goods, merchandise, money, securities, or other
22 valuable documents or papers, and includes an individual who
23 for hire patrols, watches, or guards a residential, industrial,
24 or business property or district. "Private security business"
25 does not include a business for debt collection as defined in
26 section 537.7102.

27 Sec. 35. Section 89A.3, subsection 2, paragraph i, Code
28 2020, is amended to read as follows:

29 i. The amount of fees charged and collected for inspection,
30 permits, and commissions. Fees shall be set at an amount
31 sufficient to cover costs as determined from consideration
32 of the reasonable time required to conduct an inspection,
33 reasonable hourly wages paid to inspectors, and reasonable
34 transportation and similar expenses. The safety board shall
35 also be authorized to consider setting reduced fees for

1 nonprofit associations and nonprofit corporations, as described
2 in chapters 501B and 504.

3 Sec. 36. Section 125.38, subsection 1, Code 2020, is amended
4 to read as follows:

5 1. Subject to reasonable rules regarding hours of
6 visitation which the department may adopt, a patient in
7 a facility shall be granted an opportunity for adequate
8 consultation with counsel, and for continuing contact with
9 family and friends consistent with an effective treatment
10 program, provided that such consultation and contact may be
11 provided telephonically or electronically.

12 Sec. 37. Section 135B.5, subsection 1, Code 2020, is amended
13 to read as follows:

14 1. Upon receipt of an application for license and the
15 license fee, the department shall issue a license if the
16 applicant and hospital facilities comply with [this chapter](#),
17 chapter 135, and the rules of the department. Each licensee
18 shall receive annual reapproval upon payment of five hundred
19 dollars and upon filing of an application form which is
20 available from the department. The annual licensure fee shall
21 be dedicated to support and provide educational programs on
22 regulatory issues for hospitals licensed under [this chapter](#) ~~in~~
23 ~~consultation with the hospital licensing board.~~ Licenses shall
24 be either general or restricted in form. Each license shall be
25 issued only for the premises and persons or governmental units
26 named in the application and is not transferable or assignable
27 except with the written approval of the department. Licenses
28 shall be posted in a conspicuous place on the licensed premises
29 as prescribed by rule of the department.

30 Sec. 38. Section 135B.7, subsection 1, paragraph a, Code
31 2020, is amended to read as follows:

32 a. The department, with the ~~advice and approval of the~~
33 ~~hospital licensing board and approval of the state board of~~
34 health, shall adopt rules setting out the standards for the
35 different types of hospitals to be licensed under [this chapter](#).

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1 The department shall enforce the rules.

2 Sec. 39. Section 272.2, subsection 1, paragraph a, Code
3 2020, is amended to read as follows:

4 a. License practitioners, which includes the authority to
5 establish criteria for the licenses; establish issuance and
6 renewal requirements, provided that a continuing education
7 requirement may be completed by electronic means; create
8 application and renewal forms; create licenses that authorize
9 different instructional functions or specialties; develop a
10 code of professional rights and responsibilities, practices,
11 and ethics, which shall, among other things, address the
12 failure of a practitioner to fulfill contractual obligations
13 under [section 279.13](#); and develop any other classifications,
14 distinctions, and procedures which may be necessary to exercise
15 licensing duties. In addressing the failure of a practitioner
16 to fulfill contractual obligations, the board shall consider
17 factors beyond the practitioner's control.

18 Sec. 40. Section 483A.24, subsection 3, paragraph a, Code
19 2020, is amended to read as follows:

20 a. Fifty of the nonresident deer hunting licenses shall
21 be allocated as ~~requested by a majority of a committee~~
22 ~~consisting of the majority leader of the senate, speaker of~~
23 ~~the house of representatives, and director of the economic~~
24 ~~development authority, or their designees~~ determined by the
25 department. The licenses provided pursuant to [this subsection](#)
26 shall be in addition to the number of nonresident licenses
27 authorized pursuant to [section 483A.8](#). The purpose of the
28 special nonresident licenses is to allow state officials and
29 local development groups to promote the state and its natural
30 resources to nonresident guests and dignitaries. Photographs,
31 videotapes, or any other form of media resulting from the
32 hunting visitation shall not be used for political campaign
33 purposes. The nonresident licenses shall be issued without
34 application upon purchase of a nonresident annual hunting
35 license that includes the wildlife habitat fee and the purchase

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1 of a nonresident deer hunting license. The licenses are valid
2 in all zones open to deer hunting. The hunter education
3 certificate requirement pursuant to [section 483A.27](#) is waived
4 for a nonresident issued a license pursuant to [this subsection](#).

5 Sec. 41. Section 483A.24, subsection 4, paragraph a, Code
6 2020, is amended to read as follows:

7 a. Fifty of the nonresident wild turkey hunting licenses
8 shall be allocated as ~~requested by a majority of a committee~~
9 ~~consisting of the majority leader of the senate, speaker of~~
10 ~~the house of representatives, and director of the economic~~
11 ~~development authority, or their designees determined by the~~
12 department. The licenses provided pursuant to [this subsection](#)
13 shall be in addition to the number of nonresident licenses
14 authorized pursuant to [section 483A.7](#). The purpose of the
15 special nonresident licenses is to allow state officials and
16 local development groups to promote the state and its natural
17 resources to nonresident guests and dignitaries. Photographs,
18 videotapes, or any other form of media resulting from the
19 hunting visitation shall not be used for political campaign
20 purposes. The nonresident licenses shall be issued without
21 application upon purchase of a nonresident annual hunting
22 license that includes the wildlife habitat fee and the purchase
23 of a nonresident wild turkey hunting license. The licenses are
24 valid in all zones open to wild turkey hunting. The hunter
25 education certificate requirement pursuant to [section 483A.27](#)
26 is waived for a nonresident issued a license pursuant to this
27 subsection.

28 Sec. 42. Section 543D.9, Code 2020, is amended to read as
29 follows:

30 **543D.9 Education and experience requirement.**

31 The board shall determine what real estate appraisal or
32 real estate appraisal review experience and what education
33 shall be required to provide appropriate assurance that
34 an applicant for certification is competent to perform the
35 certified appraisal work which is within the scope of practice

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1 defined by the board. All experience required for initial
2 certification shall be performed as a registered associate
3 real estate appraiser acting under the direct supervision of
4 a certified real estate appraiser who meets the supervisory
5 requirements established by applicable federal authorities or
6 federal law, rule, or policy in effect at the time the hours
7 of experience are claimed, except as the board may provide by
8 rule. Subject to requirements or limitations established by
9 applicable federal authorities or federal law, rule, or policy,
10 hours qualifying for experience in a bordering state will
11 be considered qualifying hours for experience in this state
12 without requiring a waiver or authorization from the board in
13 accordance with rules and standards adopted by the board, as
14 long as a majority of qualifying hours are completed in this
15 state. Qualifying hours completed in a bordering state shall
16 be under the direct supervision of a certified real estate
17 appraiser with active certification in that bordering state.
18 The board shall prescribe a required minimum number of tested
19 hours of education relating to the provisions of [this chapter](#),
20 the uniform appraisal standards, and other rules issued in
21 accordance with [this chapter](#).

22 Sec. 43. Section 544A.8, Code 2020, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 5. A person applying to the board for
25 licensure who has passed a module of the architect registration
26 examination but failed to pass the exam shall not be required
27 to retake the module that the applicant previously passed in
28 subsequent examinations.

29 Sec. 44. REPEAL. Chapter 9D, Code 2020, is repealed.

30 Sec. 45. REPEAL. Sections 135B.10 and 135B.11, Code 2020,
31 are repealed.

32 Sec. 46. 2018 Iowa Acts, chapter 1142, section 8, as amended
33 by 2019 Iowa Acts, chapter 85, section 118, is amended to read
34 as follows:

35 SEC. 8. FUTURE REPEAL. [Section 155A.44](#), Code 2018, is

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1 repealed effective July 1, ~~2020~~ 2021.

2 Sec. 47. CONTINUING EDUCATION REQUIREMENTS. The boards
3 designated in section 147.13 shall require licensees required
4 to complete continuing education credits prior to the renewal
5 of a license set to expire in 2020 to complete such continuing
6 education credits by June 30, 2021. A license set to expire in
7 2020 shall not expire until June 30, 2021.

8 Sec. 48. CONTINUING EDUCATION — ELECTRONIC MEANS. For the
9 period beginning on the effective date of this division of this
10 Act through June 30, 2021, notwithstanding any provision of law
11 to the contrary, each licensing board, as defined in section
12 272C.1, shall allow licensees to satisfy continuing education
13 requirements by electronic means.

14 Sec. 49. SCHOOL PHYSICALS — TEMPORARY PROVISIONS. For
15 the period beginning on the effective date of this division of
16 this Act through December 31, 2020, a student participating
17 in interscholastic athletics who presents to the student's
18 superintendent a certificate signed on or after July 1, 2019,
19 by a licensed physician or surgeon, osteopathic physician
20 or surgeon, chiropractor, physician assistant, or advanced
21 registered nurse practitioner, to the effect that the
22 student has been examined and may safely engage in athletic
23 competition, shall be deemed to have complied with the
24 regulatory provisions of 281 IAC 36.14(1).

25 Sec. 50. SHAREHOLDER MEETINGS — TEMPORARY PROVISIONS. For
26 the period beginning on the effective date of this division
27 of this Act through December 31, 2020, notwithstanding the
28 provisions of chapters 490, 491, 499, and 501A requiring an
29 in-person meeting of shareholders, policyholders, or members,
30 an in-person meeting of shareholders, policyholders, or members
31 shall not be required if the meeting is held by means of remote
32 communication and provides shareholders, policyholders, or
33 members a reasonable opportunity to participate in the meeting
34 and to vote on matters submitted for action at such meeting,
35 including an opportunity to communicate and to read or hear the

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(amending this SF 2418 to CONFORM to HF 2627)

1 proceedings of the meeting, substantially concurrent with the
2 occurrence of such meeting.

3 Sec. 51. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.>

WAYLON BROWN