

House File 2589

H-8386

1 Amend House File 2589 as follows:

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

4 <DIVISION I

5 STANDING APPROPRIATIONS AND RELATED MATTERS

6 Section 1. LIMITATIONS OF STANDING APPROPRIATIONS — FY
7 2022-2023. Notwithstanding the standing appropriation in the
8 following designated section for the fiscal year beginning July
9 1, 2022, and ending June 30, 2023, the amount appropriated from
10 the general fund of the state pursuant to that section for the
11 following designated purpose shall not exceed the following
12 amount:

13 For payment of claims for nonpublic school pupil
14 transportation under [section 285.2](#):

15 \$ 8,997,091

16 If total approved claims for reimbursement for nonpublic
17 school pupil transportation exceed the amount appropriated in
18 accordance with this section, the department of education shall
19 prorate the amount of each approved claim.

20 Sec. 2. INSTRUCTIONAL SUPPORT STATE AID — FY 2022-2023. In
21 lieu of the appropriation provided in section 257.20,
22 subsection 2, the appropriation for the fiscal year
23 beginning July 1, 2022, and ending June 30, 2023, for paying
24 instructional support state aid under [section 257.20](#) for the
25 fiscal year is zero.

26 Sec. 3. SPECIAL FUNDS — SALARY ADJUSTMENTS —
27 UNAPPROPRIATED MONEYS — FY 2022-2023. For the fiscal year
28 beginning July 1, 2022, and ending June 30, 2023, salary
29 adjustments otherwise provided may be funded as determined
30 by the department of management, subject to any applicable
31 constitutional limitation, using unappropriated moneys
32 remaining in the department of commerce revolving fund, the
33 gaming enforcement revolving fund, the gaming regulatory
34 revolving fund, the primary road fund, the road use tax
35 fund, the fish and game protection fund, and the Iowa public

1 employees' retirement fund, and in other departmental
2 revolving, trust, or special funds for which the general
3 assembly has not made an operating budget appropriation.

4 DIVISION II

5 CORRECTIVE PROVISIONS

6 Sec. 4. Section 45.1, subsection 7, paragraph a, Code 2022,
7 as amended by 2022 Iowa Acts, House File 2466, section 3, is
8 amended to read as follows:

9 a. For a supervisor district with a population of greater
10 than fifteen thousand but ~~fewer~~ no more than fifty thousand
11 according to the most recent federal decennial census,
12 nomination petitions shall include at least fifty signatures.

13 Sec. 5. Section 80E.2, subsection 2, Code 2022, as amended
14 by 2022 Iowa Acts, House File 2367, section 2, is amended to
15 read as follows:

16 2. The prosecuting attorney, certified alcohol and drug
17 counselor, certified substance abuse prevention specialist,
18 substance use disorder treatment program director, member
19 representing the Iowa peace officers association, member
20 representing the Iowa state police association, the
21 member representing the Iowa state sheriffs' and deputies'
22 association, and the member ~~representing the Iowa police chiefs~~
23 association who is a police chief shall be appointed by the
24 governor, subject to senate confirmation, for four-year terms
25 beginning and ending as provided in [section 69.19](#). A vacancy
26 on the council shall be filled for the unexpired term in the
27 same manner as the original appointment was made.

28 Sec. 6. Section 124.204, subsection 2, paragraph c1, as
29 enacted by 2022 Iowa Acts, House File 2201, section 1, is
30 amended to read as follows:

31 c1. N-(1-phenethylpiperidin-4-yl)
32 -N-phenylcyclopentanecarboxamide. Other name: ~~cyclopentanyl~~
33 cyclopentyl fentanyl.

34 Sec. 7. Section 147.77, subsection 1, paragraph 1, as
35 enacted by 2022 Iowa Acts, House File 803, section 51, is

1 amended to read as follows:

2 1. The department of public safety, with respect to rules
3 relating to permits to carry weapons, that a person who is
4 an unlawful user of or addicted to any controlled substance
5 includes any person who is a current user of a controlled
6 substance in a manner other than as prescribed by a licensed
7 physician.

8 Sec. 8. Section 147.77, subsection 1, paragraph p,
9 subparagraph (3), as enacted by 2022 Iowa Acts, House File 803,
10 section 51, is amended to read as follows:

11 (3) For applications for a license to practice asbestos
12 removal, that except as noted in rule, only worker and
13 contractor/supervisor license applicants must submit a the
14 respiratory protection and physician's certification forms.

15 Sec. 9. Section 249A.42A, subsection 2, as enacted by 2022
16 Iowa Acts, House File 736, section 1, is amended to read as
17 follows:

18 2. The provider documented the eligibility verification
19 performed and any necessary prior authorization obtained
20 pursuant to ~~paragraph "a"~~ subsection 1 in a manner and format
21 established by the department by rule, and retained the
22 required documentation in the recipient's file.

23 Sec. 10. Section 261.116, subsection 7, Code 2022, as
24 amended by 2022 Iowa Acts, Senate File 2383, section 16, if
25 enacted, is amended to read as follows:

26 6. *Health care award fund.* A health care award fund is
27 created for deposit of moneys appropriated to or received by
28 the commission for use under the program. Notwithstanding
29 section 8.33, moneys deposited in the health care award
30 fund shall not revert to any fund of the state at the
31 end of any fiscal year but shall remain in the award fund
32 and be continuously available for use under the program.
33 Notwithstanding [section 12C.7, subsection 2](#), interest or
34 earnings on moneys deposited in the health care award fund
35 shall be credited to the fund.

1 Sec. 11. Section 441.1, subsection 3, paragraph d, as
2 enacted by 2022 Iowa Acts, Senate File 384, section 1, is
3 amended to read as follows:

4 *d.* The provisions of chapter 28E are applicable to this
5 ~~section~~ subsection.

6 Sec. 12. Section 600.5, subsection 9A, if enacted by 2022
7 Iowa Acts, House File 2252, section 6, is amended to read as
8 follows:

9 9A. If the parents of the person to be adopted had their
10 parental rights terminated pursuant to chapter 232, the
11 petition shall ~~included~~ include the names of any known siblings
12 placed separately from the person to be adopted and either the
13 plan for ongoing contact between the siblings if a court found
14 that continued contact is in the best interest of each sibling
15 or a statement that the court found continued contact between
16 the siblings is not in the best interest of each sibling.

17 Sec. 13. 2022 Iowa Acts, House File 2200, section 3, is
18 amended to read as follows:

19 SEC. 3. APPLICABILITY. This Act applies to direct health
20 care agreements that are fully executed on or after the
21 effective date of enactment this Act.

22 Sec. 14. 2022 Iowa Acts, House File 2201, section 7, is
23 amended by striking the section and inserting in lieu thereof
24 the following:

25 SEC. 7. Section 124.206, subsection 2, paragraph a,
26 unnumbered paragraph 1, Code 2022, is amended by striking
27 the unnumbered paragraph and inserting in lieu thereof the
28 following:

29 Opium and opiate, and any salt, compound, derivative,
30 or preparation of opium or opiate excluding apomorphine,
31 thebaine-derived butorphanol, dextrorphan, nalbuphine,
32 naldemedine, nalmeferne, naloxegol, naloxone, 6beta-naltrexol,
33 naltrexone, and samidorphan, and their respective salts, but
34 including the following:

35 Sec. 15. 2022 Iowa Acts, Senate File 2295, section 184, is

1 amended by striking the section and inserting in lieu thereof
2 the following:

3 SEC. 184. 2020 Iowa Acts, chapter 1064, sections 17 and
4 18, are amended by striking the sections and inserting in lieu
5 thereof the following:

6 SEC. 17. [Section 422.12D, subsection 2](#), Code 2022, is
7 amended to read as follows:

8 2. The director of revenue shall draft the income tax form
9 to allow the designation of contributions to the veterans trust
10 fund and to the volunteer fire fighter preparedness fund as
11 one checkoff on the tax return. The department of revenue,
12 on or before January 31, shall transfer one-half of the total
13 amount designated on the tax return forms due in the preceding
14 calendar year to the veterans trust fund and the remaining
15 one-half to the volunteer fire fighter preparedness fund.
16 However, before a checkoff pursuant to [this section](#) shall be
17 permitted, all liabilities on the books of the department of
18 ~~administrative services~~ and accounts identified as owing under
19 section ~~8A.504~~ [421.65](#) shall be satisfied.

20 SEC. 18. [Section 422.12L, subsection 2](#), Code 2022, is
21 amended to read as follows:

22 2. The director of revenue shall draft the income tax form
23 to allow the designation of contributions to the foundation
24 fund on the tax return. The department, on or before January
25 31, shall transfer the total amount designated on the tax
26 form due in the preceding year to the foundation fund.
27 However, before a checkoff pursuant to [this section](#) shall be
28 permitted, all liabilities on the books of the department of
29 ~~administrative services~~ and accounts identified as owing under
30 section ~~8A.504~~ [421.65](#) shall be satisfied.

31 Sec. 16. CONTINGENT REPEAL. 2022 Iowa Acts, House File
32 2581, section 13, if enacted, is repealed.

33 Sec. 17. CODE EDITOR DIRECTIVES.

34 1. If Senate File 496 is enacted during the 2022 session
35 of the Eighty-ninth General Assembly, the Code editor is

1 directed to transfer the Code sections as enacted by that Act
2 as follows:

3 a. Section 94.1 to section 94B.1.

4 b. Section 94.2 to section 94B.2.

5 2. The Code editor is directed to renumber section 331.301,
6 subsection 18, as enacted by 2022 Iowa Acts, House File 728, to
7 become section 331.301, subsection 21.

8 3. The Code editor shall correct internal references in the
9 Code and in any enacted legislation as necessary due to the
10 enactment of this section.

11 Sec. 18. EFFECTIVE DATE. The following, being deemed of
12 immediate importance, take effect upon enactment:

13 1. The section of this division of this Act amending section
14 124.204, subsection 2, paragraph "c1".

15 2. The section of this division of this Act amending 2022
16 Iowa Acts, House File 2200, section 3.

17 3. The section of this division of this Act amending 2022
18 Iowa Acts, House File 2201, section 7.

19 Sec. 19. RETROACTIVE APPLICABILITY. The following apply
20 retroactively to May 2, 2022:

21 1. The section of this division of this Act amending section
22 124.204, subsection 2, paragraph "c1".

23 2. The section of this division of this Act amending 2022
24 Iowa Acts, House File 2201, section 7.

25 Sec. 20. RETROACTIVE APPLICABILITY. The section of this
26 division of this Act amending 2022 Iowa Acts, House File 2200,
27 section 3, applies retroactively to May 12, 2022.>

HALL of Woodbury