

Senate File 2289

S-5049

1 Amend Senate File 2289 as follows:

2 1. Page 1, after line 31 by inserting:

3 <3. A prohibited person may request a review of the
4 determination made by the authority pursuant to subsection 2.

5 a. The request to review the determination shall be made
6 within thirty-five calendar days of the date the authority
7 provided written notice to the prohibited person. The request
8 to review the determination must be in writing and state the
9 specific reasons or legal basis for review.

10 b. Within sixty calendar days of the receipt of the request
11 to review, the authority shall approve, deny, or modify the
12 determination, if the authority finds that the determination
13 is based on a clear error of material fact or law, or if the
14 authority finds the determination was arbitrary, capricious, or
15 an abuse of discretion.

16 c. The authority shall issue its decision in writing and
17 provide written notice of the decision to the prohibited
18 person.

19 d. The decision of the authority pursuant to this subsection
20 shall be considered final agency action. A petition for
21 judicial review of the decision of the authority shall be filed
22 pursuant to section 17A.19.>

23 2. Page 1, line 32, by striking <3.> and inserting <4.>

24 3. By striking page 5, line 20, through page 7, line 10.

25 4. Page 7, by striking lines 21 and 22 and inserting:

26 <Section 1. Section 298.3, subsection 1, paragraph g, Code
27 2024, is amended to read as follows:

28 g. Expenditures for energy conservation, ~~including payments~~
29 ~~made pursuant to a guarantee furnished by a school district~~
30 ~~entering into a financing agreement for energy management~~
31 ~~improvements, limited to agreements pursuant to [section 473.19,](#)~~
32 ~~[473.20,](#) or [473.20A.](#)>~~

33 5. Page 7, by striking lines 23 through 31.

34 6. Page 8, by striking lines 18 and 19 and inserting
35 <agencies in response to an executive order by the governor

1 under section 473.8.>

2 7. Page 8, by striking lines 20 through 25.

3 8. Page 8, line 26, by striking <473.7, 473.8, 473.9,

4 473.10>

MIKE BOUSSELOT