

Senate File 2218

H-8221

1 Amend the amendment, H-8220, to Senate File 2218, as  
2 amended, passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 1, through page 4, line 28, and  
4 inserting:

5 <Amend Senate File 2218, as amended, passed, and reprinted  
6 by the Senate, as follows:

7 1. By striking everything after the enacting clause and  
8 inserting:

9

<DIVISION I

10

EDUCATION-RELATED PROVISIONS

11 Section 1. Section 256.146, subsection 16, Code 2026, is  
12 amended to read as follows:

13 16. a. Adopt rules to require that a background  
14 investigation be conducted by the division of criminal  
15 investigation of the department of public safety on all initial  
16 applicants for licensure. The board shall also require all  
17 initial applicants to submit a completed fingerprint packet and  
18 shall use the packet to facilitate a national criminal history  
19 background check.

20 b. The board shall have access to, and shall review the  
21 sex offender registry information under [section 692A.121](#)  
22 available to the general public, information in the Iowa court  
23 information system available to the general public, the central  
24 registry for child abuse information established under chapter  
25 235A, and the dependent adult abuse records maintained under  
26 chapter 235B for information regarding applicants for license  
27 renewal and, every five years, for practitioners who are not  
28 subject to renewal requirements pursuant to [subsection 1,](#)  
29 paragraph "a", subparagraph (2). The board may charge such  
30 a practitioner who is not subject to renewal requirements a  
31 reasonable fee for the review of the sex offender registry  
32 information, information in the Iowa court information system,  
33 the central registry for child abuse information, and the  
34 dependent adult abuse records.

35 c. (1) The board shall require all initial applicants for

1 licensure, including individuals who apply for a license under  
2 section 256.152, and all applicants for license renewal, to  
3 produce evidence of the applicant's legal authorization to  
4 work in the United States as a condition of initial licensure  
5 or license renewal. The board shall accept as proof of an  
6 applicant's legal authorization to work in the United States  
7 any of the following:

8 (a) A document that establishes both employment  
9 authorization and identity, as described in 8 U.S.C.  
10 §1324a(b)(1)(B).

11 (b) A document that evidences employment authorization,  
12 as described in 8 U.S.C. §1324a(b)(1)(C), and a document that  
13 establishes the identity of the applicant, as described in 8  
14 U.S.C. §1324a(b)(1)(D).

15 (2) The board shall require all practitioners who are  
16 not subject to renewal requirements pursuant to subsection  
17 1, paragraph "a", subparagraph (2), to produce evidence  
18 of the practitioner's legal authorization to work in the  
19 United States every five years as a condition of remaining  
20 licensed. The board shall accept as proof of a practitioner's  
21 legal authorization to work in the United States any of the  
22 following:

23 (a) A document that establishes both employment  
24 authorization and identity, as described in 8 U.S.C.  
25 §1324a(b)(1)(B).

26 (b) A document that evidences employment authorization,  
27 as described in 8 U.S.C. §1324a(b)(1)(C), and a document that  
28 establishes the identity of the practitioner, as described in 8  
29 U.S.C. §1324a(b)(1)(D).

30 Sec. 2. Section 256E.7, subsection 2, Code 2026, is amended  
31 by adding the following new paragraph:

32 NEW PARAGRAPH. *0w.* Be subject to and comply with the  
33 requirements of section 280.37 relating to the verification of  
34 the identity and employment eligibility of all individuals who  
35 have accepted an offer of employment in the same manner as a

1 school district.

2 Sec. 3. Section 256F.4, subsection 2, Code 2026, is amended  
3 by adding the following new paragraph:

4 NEW PARAGRAPH. v. Be subject to and comply with the  
5 requirements of section 280.37 relating to the verification of  
6 the identity and employment eligibility of all individuals who  
7 have accepted an offer of employment in the same manner as a  
8 school district.

9 Sec. 4. NEW SECTION. **280.37 Verification of identity and**  
10 **eligibility to work in the United States.**

11 The board of directors of each school district and the  
12 authorities in charge of each accredited nonpublic school  
13 shall verify the identity and employment eligibility of  
14 all individuals who have accepted an offer of employment in  
15 accordance with 8 U.S.C. §1324a.

16 Sec. 5. APPLICABILITY. The following applies to all  
17 applications for initial licensure, and all applications for  
18 license renewal, that are submitted to the board of educational  
19 examiners on or after the effective date of this division of  
20 this Act:

21 The section of this division of this Act amending section  
22 256.146.

## 23 DIVISION II

### 24 PROVIDING FALSE SOCIAL SECURITY NUMBERS — PENALTIES

25 Sec. 6. NEW SECTION. **91F.1 Definitions.**

26 As used in this chapter unless the context otherwise  
27 requires:

28 1. "*Department*" means the department of workforce  
29 development.

30 2. "*Employer*" means a person who employs an employee in this  
31 state for wages.

32 Sec. 7. NEW SECTION. **91F.2 Employment of persons with false**  
33 **social security numbers prohibited.**

34 An employer shall not hire or continue to employ an employee  
35 who the employer knows to have provided the employer with a

1 social security number on any documentation for employment that  
2 does not belong to the employee.

3 Sec. 8. NEW SECTION. 91F.3 Enforcement — penalties.

4 1. The department shall enforce this chapter.

5 2. An employer who violates section 91F.2 shall be subject  
6 to a civil penalty of ten thousand dollars to be collected by  
7 the department.

8 3. For a fourth or subsequent violation of subsection 91F.2,  
9 in addition to the civil penalty provided in subsection 1,  
10 an employer shall cease operations at the location where the  
11 violation occurred until any individual who holds a majority  
12 ownership interest in the employer, and all managerial staff  
13 at the location, participate in training developed by the  
14 department regarding compliance with this chapter.

15 Sec. 9. Section 714.8, Code 2026, is amended by adding the  
16 following new subsections:

17 NEW SUBSECTION. 23. For the purpose of retaining or  
18 obtaining employment, or any other thing of value, falsely  
19 provides the employer or prospective employer with a social  
20 security number that does not belong to that person.

21 NEW SUBSECTION. 24. An employer knowingly providing a  
22 potential employee with a fraudulent social security number for  
23 the purpose of hiring the potential employee.

24 DIVISION III

25 IMMIGRATION STATUS — STATE EMPLOYMENT AND LICENSURE

26 Sec. 10. Section 7E.3, Code 2026, is amended by adding the  
27 following new subsection:

28 NEW SUBSECTION. 6. *Verification of United States citizenship*  
29 *and immigration status.* Use the e-verify system of the United  
30 States citizenship and immigration services to confirm the  
31 employment eligibility of newly hired employees.

32 Sec. 11. Section 10A.101, Code 2026, is amended by adding  
33 the following new subsection:

34 NEW SUBSECTION. 4. "*SAVE program*" means the systematic  
35 alien verification for entitlements system of the United

1 States department of homeland security and the United States  
2 citizenship and immigration services.

3 Sec. 12. NEW SECTION. 10A.113 **SAVE program clearinghouse.**

4 There is created within the department a SAVE program  
5 clearinghouse, which shall serve as the central entity to  
6 process requests to verify, using the SAVE program, the United  
7 States citizenship and immigration status of an individual  
8 who has applied for a professional license in this state.  
9 The department shall adopt rules pursuant to chapter 17A to  
10 implement this section.

11 Sec. 13. Section 10A.506, Code 2026, is amended by adding  
12 the following new subsection:

13 NEW SUBSECTION. 13. *a.* The licensing and regulation  
14 examining boards included in the department pursuant to  
15 subsection 1 shall use the SAVE program clearinghouse created  
16 within the department pursuant to section 10A.113 to verify  
17 the United States citizenship and immigration status of an  
18 individual who has applied for a professional license from the  
19 board.

20 *b.* A denial of an application for a professional license due  
21 to the results of the SAVE program clearinghouse check shall  
22 be appealed to the director and the director's decision shall  
23 constitute final agency action.

24 Sec. 14. NEW SECTION. 262.9E **Verification of citizenship  
25 and immigration status.**

26 The state board of regents and each institution of higher  
27 education governed by the board shall use the e-verify system  
28 of the United States citizenship and immigration services to  
29 confirm the employment eligibility of newly hired employees.

30 Sec. 15. Section 272C.1, Code 2026, is amended by adding the  
31 following new subsection:

32 NEW SUBSECTION. 11. *"SAVE program clearinghouse"* means  
33 the SAVE program clearinghouse created within the department  
34 of inspections, appeals, and licensing pursuant to section  
35 10A.113.



1 following new subsection:

2 NEW SUBSECTION. 9. Each voter registration form shall  
3 include the following oath:

4 By submitting this form, I do solemnly swear and affirm that  
5 I am qualified to register to vote under the Constitution and  
6 laws of the State of Iowa, and that all information provided in  
7 my voter registration application is true. I have carefully  
8 reviewed the instructions for completing the Iowa voter  
9 registration application, and I further swear or affirm that  
10 I am a United States citizen. I understand that if I have  
11 provided false information on my voter registration application  
12 that I could be subject to criminal penalties for perjury and  
13 that I may be fined, imprisoned, or, if not a United States  
14 citizen, deported from or refused entry into the United States.

15 Sec. 23. NEW SECTION. 802.2H Election misconduct in the  
16 first degree.

17 An information or indictment for election misconduct in  
18 the first degree in violation of section 39A.2 shall be found  
19 within five years after the commission of the offense.

20 Sec. 24. Section 802.3, Code 2026, is amended to read as  
21 follows:

22 802.3 Felony — aggravated or serious misdemeanor.

23 In all cases, except those enumerated in [section 802.1](#),  
24 [802.2](#), [802.2A](#), [802.2B](#), [802.2C](#), [802.2D](#), [802.2E](#), [802.2F](#), [802.2G](#),  
25 [802.2H](#), or [802.10](#), an indictment or information for a felony or  
26 aggravated or serious misdemeanor shall be found within three  
27 years after its commission.

28 DIVISION V

29 PRETRIAL DETENTION

30 Sec. 25. Section 811.1, subsection 1, Code 2026, is amended  
31 by adding the following new paragraphs:

32 NEW PARAGRAPH. 0d. "*Forcible felony*" means the same as  
33 defined in section 702.11.

34 NEW PARAGRAPH. 00d. "*Indictable offense*" means the same as  
35 defined in section 801.4.



1 believe that the defendant committed an indictable offense and  
2 the court further determines by a preponderance of the evidence  
3 that the defendant is an unauthorized alien, the prosecuting  
4 attorney, or the court on its own motion, shall move for  
5 pretrial detention. The defendant may rebut the presumption  
6 by demonstrating, by a preponderance of the evidence, that  
7 adequate conditions of release will secure the appearance of  
8 the defendant at trial.>

9 2. Title page, by striking lines 1 through 5 and inserting  
10 <An Act relating to state regulatory compliance and eligibility  
11 requirements, including by modifying provisions related to  
12 the verification of the identity and employment eligibility  
13 of individuals by the board of educational examiners, school  
14 districts, accredited nonpublic schools, charter schools,  
15 and innovation zone schools; the provision of a false social  
16 security number to an employer, prospective employer, or a  
17 potential employee; qualifications for state employment,  
18 professional licensure, voter registration, and bail; making  
19 penalties applicable; and including applicability provisions.>>

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BODEN of Warren