

**EIGHTY-EIGHTH GENERAL ASSEMBLY
2020 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

March 5, 2020

Clip Sheet Summary

Displays all amendments, fiscal notes, and conference committee reports for previous day.

Bill	Amendment	Action	Sponsor
HF 2424	H-8087		MEYER of Webster
HF 2504	H-8089	Filed	ABDUL-SAMAD of Polk, et al
HF 2506	H-8086		LOHSE of Polk
HF 2510	H-8088		CARLSON of Muscatine
HF 2518	H-8085		HUNTER of Polk
HF 2527	H-8090		LUNDGREN of Dubuque, et al
HF 2538	H-8097		HITE of Mahaska
HF 2562	H-8092		WHEELER of Sioux
HF 2562	H-8093		WHEELER of Sioux
HF 2562	H-8095		WHEELER of Sioux
HF 2568	H-8094		SALMON of Black Hawk
HF 2594	H-8091		BOSSMAN of Woodbury
HF 2595	H-8096		GASSMAN of Winnebago

Fiscal Notes

[HF 2568](#) — [Cyber Crime Investigation Bureau](#) (LSB5247HV)

[HF 2572](#) — [Public Improvements, Guaranteed Maximum Price Contracts](#)
(LSB5829HV)

[HF 2593](#) — [High Quality Jobs Program Onsite Daycare Facilities](#) (LSB5592HV)

HOUSE FILE 2424

H-8087

1 Amend House File 2424 as follows:

2 1. Page 1, line 10, by striking <one hundred eighty-five>
3 and inserting <two hundred twenty-five>

4 2. Page 1, line 11, by striking <two hundred twenty-five>
5 and inserting <two hundred sixty-three>

6 3. Page 1, by striking lines 14 and 15 and inserting <to be
7 at least two hundred twenty-five percent but less than three
8 hundred percent of the federal poverty level applicable to the>

9 4. Page 1, by striking lines 17 through 33 and inserting:
10 <2. a. A family with an income at the following percentages
11 of the federal poverty level applicable to the family size
12 for children needing basic care shall be responsible for the
13 following share of child care costs:

14 (1) A family with an income above two hundred twenty-five
15 percent of the federal poverty level but lower than two hundred
16 thirty-five percent of the federal poverty level shall pay for
17 thirty-three percent of the family child care costs.

18 (2) A family with an income above two hundred thirty-five
19 percent of the federal poverty level but lower than two hundred
20 forty-five percent of the federal poverty level shall pay for
21 forty-five percent of the family child care costs.

22 (3) A family with an income above two hundred forty-five
23 percent of the federal poverty level but lower than two hundred
24 fifty-five percent of the federal poverty level shall pay for
25 sixty percent of the family child care costs.

26 (4) A family with an income above two hundred fifty-five
27 percent of the federal poverty level but lower than two hundred
28 sixty percent of the federal poverty level shall pay for
29 seventy-five percent of the family child care costs.

30 (5) A family with an income above two hundred sixty percent
31 of the federal poverty level but lower than two hundred
32 sixty-three percent of the federal poverty level shall pay for
33 ninety percent of the family child care costs.

34 b. A family with an income at the following percentages of
35 the federal poverty level applicable to the family size for

1 children needing special needs care shall be responsible for
2 the following share of child care costs:

3 (1) A family with an income above two hundred twenty-five
4 percent of the federal poverty level but lower than two hundred
5 forty-five percent of the federal poverty level shall pay for
6 thirty-three percent of the family child care costs.

7 (2) A family with an income above two hundred forty-five
8 percent of the federal poverty level but lower than two hundred
9 sixty-five percent of the federal poverty level shall pay for
10 forty-five percent of the family child care costs.

11 (3) A family with an income above two hundred sixty-five
12 percent of the federal poverty level but lower than two hundred
13 eighty-five percent of the federal poverty level shall pay for
14 sixty percent of the family child care costs.

15 (4) A family with an income above two hundred eighty-five
16 percent of the federal poverty level but lower than two hundred
17 ninety-five percent of the federal poverty level shall pay for
18 seventy-five percent of the family child care costs.

19 (5) A family with an income above two hundred ninety-five
20 percent of the federal poverty level but lower than three
21 hundred percent of the federal poverty level shall pay for
22 ninety percent of the family child care costs.

23 *c.* The graduated eligibility phase-out as provided in
24 paragraphs "a" and "b" shall be implemented no later than July
25 1, 2021.>

By MEYER of Webster

H-8087 FILED MARCH 5, 2020

HOUSE FILE 2504

H-8089

- 1 Amend the amendment, H-8082, to House File 2504 as follows:
2 1. Page 1, by striking lines 4 through 27 and inserting:
3 <Sec. ____ . NEW SECTION. 729A.2A Hate crime — religion.
4 For purposes of this chapter, "*hate crime*", when committed
5 against a person or a person's property because of the person's
6 religion, includes but is not limited to a hate crime motivated
7 by antisemitism, Islamophobia, or discriminatory intent against
8 the religious belief of evangelical Christians, atheists,
9 agnostics, or a person with any other religious belief.>
10 2. Page 1, by striking lines 29 and 30 and inserting <Act
11 concerning hate crimes committed based on a person's religion.>

By ABDUL-SAMAD of Polk
BEARINGER of Fayette
BENNETT of Linn
BRECKENRIDGE of Jasper
BROWN-POWERS of Black Hawk
COHOON of Des Moines
DERRY of Polk
DONAHUE of Linn
EHLERT of Linn
FORBES of Polk
GAINES of Polk
GASKILL of Wapello
HALL of Woodbury
HUNTER of Polk
ISENHART of Dubuque
JACOBY of Johnson
JAMES of Dubuque
JUDGE of Dallas
KACENA of Woodbury
KONFRST of Polk
KRESSIG of Black Hawk
KURTZ of Lee
LENSING of Johnson

H-8089 (Continued)

MASCHER of Johnson
MATSON of Polk
McCONKEY of Pottawattamie
McKEAN of Jones
MEYER of Polk
NIELSEN of Johnson
OLDSON of Polk
OLSON of Polk
OURTH of Warren
PRICHARD of Floyd
RUNNING-MARQUARDT of Linn
R. SMITH of Black Hawk
STAED of Linn
STECKMAN of Cerro Gordo
SUNDE of Polk
THEDE of Scott
WESSEL-KROESCHELL of Story
WILBURN of Story
WILLIAMS of Black Hawk
WINCKLER of Scott
WOLFE of Clinton

H-8089 FILED MARCH 5, 2020

HOUSE FILE 2506

H-8086

- 1 Amend House File 2506 as follows:
- 2 1. Page 1, line 13, by striking <or view of>
- 3 2. Page 1, lines 14 and 15, by striking <or view of>
- 4 3. Page 1, line 17, by striking <the rubbing or other>

By LOHSE of Polk

H-8086 FILED MARCH 5, 2020

HOUSE FILE 2510

H-8088

Amend House File 2510 as follows:

- 2 1. Page 2, by striking lines 14 through 30 and inserting:
3 <NEW PARAGRAPH. *0c.* For the proceeding subsequent
4 to the effective date of a rate resulting from a rate
5 regulatory proceeding utilizing a future test year, the
6 rules shall establish filing requirements for the subsequent
7 proceeding, procedural rules, and standards of reasonableness
8 for determining whether the actual costs and revenues are
9 reasonably consistent with those approved by the board and if
10 refunds, reduced rates, or increased rates should be required.
11 The subsequent proceeding shall be based upon twelve months of
12 actual data beginning from the date that the rates based upon a
13 future test year became effective, and the board shall conduct
14 a hearing within ninety days after the public utility files
15 the twelve-month data with the board, if the board determines
16 that a hearing is necessary. The public utility shall file
17 the twelve-month data within ninety days of the end of the
18 twelve-month period. The board shall issue a final order
19 within one hundred twenty days after the public utility files
20 the twelve-month data required for the subsequent proceeding.>
21 2. By renumbering, redesignating, and correcting internal
22 references as necessary.

By CARLSON of Muscatine

H-8088 FILED MARCH 5, 2020

HOUSE FILE 2518

H-8085

1 Amend the amendment, H-8055, to House File 2518 as follows:

2 1. Page 1, by striking lines 1 through 22 and inserting:

3 <Amend House File 2518 as follows:

4 1. By striking everything after the enacting clause and
5 inserting:

6 <Section 1. Section 331.907, subsections 1 and 3, Code 2020,
7 are amended to read as follows:

8 1. The annual compensation of the auditor, treasurer,
9 recorder, sheriff, and county attorney, ~~and supervisors~~
10 shall be determined as provided in this section. The county
11 compensation board annually shall review the compensation
12 paid to comparable officers in other counties of this state,
13 other states, private enterprise, and the federal government.
14 In setting the salary of the county sheriff, the county
15 compensation board shall consider setting the sheriff's salary
16 so that it is comparable to salaries paid to professional
17 law enforcement administrators and command officers of the
18 state patrol, the division of criminal investigation of the
19 department of public safety, and city police agencies in
20 this state. The county compensation board shall prepare
21 a compensation schedule for the specified elective county
22 officers for the succeeding fiscal year. A recommended
23 compensation schedule requires a majority vote of the
24 membership of the county compensation board.

25 3. The board of supervisors shall determine the
26 compensation paid to supervisors. The board of supervisors
27 shall consider current market factors when determining the
28 compensation paid to supervisors. The board of supervisors
29 shall hold a public hearing regarding a proposed compensation
30 schedule for supervisors before the board of supervisors may
31 vote to approve the proposed compensation schedule. The board
32 of supervisors may adopt a decrease in compensation paid to
33 supervisors irrespective of ~~the county compensation board's~~
34 ~~recommended compensation schedule or other~~ approved changes in
35 compensation paid to other elected county officers. A decrease

H-8085 (Continued)

1 in compensation paid to supervisors shall be adopted by the
2 board of supervisors no less than thirty days before the county
3 budget is certified under section 24.17.>>

By HUNTER of Polk

H-8085 FILED MARCH 5, 2020

HOUSE FILE 2527

H-8090

1 Amend House File 2527 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 549.3, subsection 1, Code 2020, is
4 amended to read as follows:

5 1. A performing rights society shall not enter onto the
6 business premises of a proprietor for the purpose of discussing
7 a contract for the payment of royalties by the proprietor,
8 unless the ~~performing rights society identifies itself to~~
9 ~~the proprietor and describes to the proprietor the purpose~~
10 ~~for entering onto the proprietor's business premises the~~
11 performing rights society first makes an appointment to meet
12 with the proprietor at the business premises during normal
13 business hours. Upon entering onto the business premises, the
14 performing rights society shall clearly identify itself to
15 the proprietor and describe to the proprietor the purpose for
16 entering onto the business premises.

17 Sec. _____. Section 549.5, Code 2020, is amended to read as
18 follows:

19 **549.5 Improper licensing practices.**

20 A performing rights society shall not do any of the
21 following:

22 1. A performing rights society shall not collect, Collect
23 or attempt to collect, from a proprietor licensed by that
24 performing rights society, a royalty payment except as provided
25 in a contract executed pursuant to the provisions of this
26 chapter.

27 2. Make a misleading or threatening verbal or written
28 communication to a proprietor in connection with a contract for
29 the payment of royalties or an attempt to collect royalties.

30 3. State or imply in a verbal or written communication with
31 a proprietor that the performing rights society is an agent
32 or representative of a public body, regulatory agency, or law
33 enforcement agency.

34 Sec. _____. Section 549.7, Code 2020, is amended to read as
35 follows:

1 **549.7 Remedies — injunction.**

2 A person who suffers a violation of this chapter may bring
3 an action to recover reasonable attorney fees and the greater
4 of two thousand five hundred dollars or actual damages and
5 ~~reasonable attorney fees and to seek an injunction or any other~~
6 ~~available remedy.~~ A person who suffers a violation of this
7 chapter may also seek an injunction or any other available
8 remedy.>

9 2. Title page, by striking lines 1 through 3 and inserting
10 <An Act relating to the exhibition of music, including the
11 practices of performing rights societies and the advertising,
12 promoting, and conducting of certain live musical performances,
13 and making penalties applicable.>

14 3. By renumbering, redesignating, and correcting internal
15 references as necessary.

By LUNDGREN of Dubuque
BEARINGER of Fayette
ZUMBACH of Linn
SIECK of Mills
BEST of Carroll
HINSON of Linn
SEXTON of Calhoun
KLEIN of Washington
McKEAN of Jones
HOLT of Crawford
WORTHAN of Buena Vista
BACON of Story
LOHSE of Polk
MITCHELL of Henry
MOHR of Scott
BLOOMINGDALE of Worth
MOORE of Cass

HOUSE FILE 2538

H-8097

- 1 Amend House File 2538 as follows:
- 2 1. Page 1, after line 8 by inserting:
- 3 <Sec. ____ . Section 902.12, subsection 3, Code 2020, is
- 4 amended to read as follows:
- 5 3. A person serving a sentence for a conviction for
- 6 robbery in the first degree in violation of section 711.2
- 7 for a conviction that occurs on or after July 1, ~~2018~~ 2019,
- 8 shall be denied parole or work release until the person has
- 9 served between one-half and seven-tenths of the maximum term
- 10 of the person's sentence as determined under section 901.11,
- 11 subsection 3.>
- 12 2. Title page, by striking lines 1 and 2 and inserting <An
- 13 Act relating to the criminal offenses of theft in the third
- 14 degree and robbery in the first degree and making penalties
- 15 applicable.>
- 16 3. By renumbering as necessary.

By HITE of Mahaska

H-8097 FILED MARCH 5, 2020

HOUSE FILE 2562

H-8092

1 Amend House File 2562 as follows:
2 1. Page 2, line 24, after <2.> by inserting <a.>
3 2. Page 2, line 29, by striking <a.> and inserting <(1)>
4 3. Page 2, line 34, by striking <b.> and inserting <(2)>
5 4. Page 3, after line 7 by inserting:
6 <b. Prior to providing age-appropriate and research-based
7 instruction in child sexual abuse and child sexual assault
8 awareness and prevention as specified in paragraph "a",
9 subparagraph (2), a school board shall hold three public
10 information meetings at least two weeks prior to the planned
11 instruction. The proposed curriculum shall be made available
12 for review prior to the public information meetings. One
13 meeting shall be held between the hours of 7:00 a.m. and 9:00
14 a.m., one meeting shall be held between the hours of 5:30 p.m.
15 and 7:30 p.m., and one meeting shall be set at a time at the
16 discretion of the school board. Notice of the times and dates
17 of the meetings shall be posted on the school board's internet
18 website and social media. The meetings shall provide parents
19 and members of the public with the curriculum and allow for
20 questions.>

By WHEELER of Sioux

H-8092 FILED MARCH 5, 2020

HOUSE FILE 2562

H-8093

- 1 Amend House File 2562 as follows:
- 2 1. Page 2, line 24, after <2.> by inserting <a.>
- 3 2. Page 2, line 29, by striking <a.> and inserting <(1)>
- 4 3. Page 2, line 34, by striking <b.> and inserting <(2)>
- 5 4. Page 3, after line 7 by inserting:
- 6 <b. A parent, guardian, or custodian of a child receiving
- 7 instruction as specified in paragraph "a", subparagraph (2),
- 8 shall be allowed to be present during such instruction after
- 9 providing notice to the school at least one day prior to the
- 10 date of such instruction.>

By WHEELER of Sioux

H-8093 FILED MARCH 5, 2020

HOUSE FILE 2562

H-8095

- 1 Amend House File 2562 as follows:
- 2 1. Page 1, line 19, by striking <shall> and inserting <may>
- 3 2. Page 2, line 24, after <2.> by inserting <a.>
- 4 3. Page 2, line 28, by striking <human the following:> and
- 5 inserting <human>
- 6 4. Page 2, line 29, by striking <a. Human>
- 7 5. Page 2, line 34, by striking <Child> and inserting <Each
- 8 school board may provide age-appropriate and research-based
- 9 instruction in child>
- 10 6. Page 3, by striking lines 8 through 18.

By WHEELER of Sioux

H-8095 FILED MARCH 5, 2020

H-8094

1 Amend House File 2568 as follows:

2 1. Page 1, after line 18 by inserting:

3 <Sec. _____. NEW SECTION. 235G.1 Definitions.

4 As used in this chapter, unless the context otherwise
5 requires:

6 1. "*Disseminate*" means the same as defined in section 728.1.

7 2. "*Distributor*" means a person who owns or operates an
8 internet site or internet-based application.

9 3. "*Minor*" means a person under the age of eighteen.

10 4. "*Obscene material*" means the same as defined in section
11 728.1.

12 5. "*Personal identification information*" means an unexpired
13 student identification card, a valid social security card,
14 an unexpired driver's license, an unexpired nonoperator's
15 identification card, an unexpired passport, a certified copy
16 of a birth certificate, or other valid, unexpired proof of
17 identity.

18 Sec. _____. NEW SECTION. 235G.2 Restriction on minor access
19 to internet sites and internet-based applications.

20 A distributor shall not knowingly allow a minor to access the
21 distributor's internet site or internet-based application if
22 the distributor's internet site or internet-based application
23 contains obscene material.

24 Sec. _____. NEW SECTION. 235G.3 Civil remedy — attorney
25 fees.

26 1. A parent or guardian may institute a civil action
27 for damages for a violation of section 235G.2 on behalf of
28 any minor child for whom the parent or guardian is legally
29 responsible. The damages shall be five hundred dollars for
30 each violation of section 235G.2.

31 2. A court shall award a prevailing party in an action
32 under this section court costs and reasonable attorney fees and
33 expert witness fees.

34 Sec. _____. NEW SECTION. 235G.4 Affirmative defense.

35 1. It is an affirmative defense to any claim or action under

1 section 235G.3 that the distributor did all of the following:

2 *a.* Required a person accessing its internet site or
3 internet-based application to provide to the distributor
4 personal identification information verifying the person was
5 age eighteen or older when the person accessed the internet
6 site or internet-based application.

7 *b.* Required the person receiving the obscene material to
8 use an authorized access or identification code, as provided by
9 the information provider, before transmission of the obscene
10 material begins.

11 *c.* Previously issued the code by mailing it to the person
12 after ascertaining that the person was eighteen years of age or
13 older.

14 *d.* Established a procedure to immediately cancel the code of
15 any person after receiving notice, in writing or by telephone,
16 that the code has been lost, stolen, or used by persons
17 under the age of eighteen years or that the code is no longer
18 desired.

19 2. It shall not be an affirmative defense to any claim
20 or action under section 235G.3 that a minor accessed the
21 distributor's internet site or internet-based application
22 from an accredited school, public library, community college,
23 college, or university.

24 Sec. _____. NEW SECTION. **235G.5 Limitation of actions.**

25 An action shall not be maintained, at law or in equity, under
26 this chapter unless the action is commenced within thirty years
27 after the date of the discovery of the dissemination of obscene
28 material to a minor.

29 Sec. _____. NEW SECTION. **728.16 Internet dissemination of**
30 **obscene material to minors.**

31 1. *a.* As used in this section, "*distributor*" means a
32 person who owns or operates an internet site or internet-based
33 application.

34 *b.* A distributor shall not knowingly disseminate obscene
35 material by the use of an internet site or internet-based

1 application to a minor.

2 2. It shall be a defense in any prosecution for a violation
3 of subsection 1 by a distributor accused of knowingly
4 disseminating obscene material by the use of an internet site
5 or internet-based application to a minor that the distributor
6 has taken either of the following measures to restrict access
7 to the obscene material:

8 a. The distributor has done all of the following:

9 (1) Required the person receiving the obscene material to
10 use an authorized access or identification code, as provided by
11 the information provider, before transmission of the obscene
12 material begins.

13 (2) Previously issued the code by mailing it to the
14 applicant requiring the applicant to provide personal
15 identification information as defined in section 235G.1
16 verifying that the applicant was eighteen years of age or
17 older.

18 (3) Established a procedure to immediately cancel the
19 code of any person after receiving notice, in writing or by
20 telephone, that the code has been lost, stolen, or used by
21 persons under the age of eighteen years or that the code is no
22 longer desired.

23 b. The distributor accused has required payment by credit
24 card before transmission of the obscene material.

25 3. Any list of applicants or recipients compiled or
26 maintained by an information-access service provider for
27 purposes of compliance with subsection 2 is confidential and
28 shall not be sold or otherwise disseminated except upon order
29 of the court.

30 4. a. A violation of subsection 1 is an aggravated
31 misdemeanor.

32 b. A violation of subsection 1 by a distributor who has been
33 previously convicted of a violation of subsection 1 is a class
34 "D" felony.>

35 2. Title page, line 1, after <Act> by inserting <relating to

H-8094 (Continued)

1 internet material, including the dissemination of and access to
2 obscene material by minors and>

3 3. By renumbering as necessary.

By SALMON of Black Hawk

H-8094 FILED MARCH 5, 2020

HOUSE FILE 2594

H-8091

1 Amend House File 2594 as follows:

2 1. Page 1, by striking lines 1 through 29 and inserting:

3 <Section 1. NEW SECTION. 237A.31 Employer child care tax
4 credit.

5 1. The taxes imposed against the income tax imposed under
6 chapter 422, division II or III, the franchise tax imposed
7 under chapter 422, division V, the gross premiums tax under
8 chapter 432, or the moneys and credits tax imposed under
9 section 533.329 shall be reduced by an employer child care tax
10 credit equal to the amount of the federal employer-provided
11 child care tax credit provided in section 45F of the Internal
12 Revenue Code the taxpayer was eligible for in the same tax
13 year.

14 2. Any credit in excess of the tax liability is not
15 refundable but the excess for the tax year may be credited
16 to the tax liability for the following five years or until
17 depleted, whichever is earlier.

18 3. The director of the department of revenue shall adopt
19 rules pursuant to chapter 17A to administer this section.>

20 2. Page 1, line 34, by striking <received> and inserting
21 <allowed>

22 3. Page 2, line 10, by striking <received> and inserting
23 <allowed>

24 4. Page 2, line 15, by striking <received> and inserting
25 <allowed>

26 5. Page 2, line 20, by striking <received> and inserting
27 <allowed>

28 6. Page 2, line 26, by striking <received> and inserting
29 <allowed>

By BOSSMAN of Woodbury

H-8091 FILED MARCH 5, 2020

HOUSE FILE 2595

H-8096

1 Amend House File 2595 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I
4 CHILD CARE FACILITIES>

5 2. Page 9, line 11, after <This> by inserting <division of
6 this>

7 3. Page 9, after line 13 by inserting:

8 <DIVISION II
9 ADDITIONAL PERSONAL EXEMPTION CREDIT

10 Sec. _____. NEW SECTION. 422.10C Additional personal
11 exemption credit — child.

12 1. The taxes imposed under this division less the credits
13 allowed under this division, except for the credits for
14 withheld tax and estimated tax paid in section 422.16, shall
15 be reduced by an additional personal exemption credit in the
16 amount of one thousand dollars for each dependent.

17 2. The additional personal exemption credit shall be
18 added to any personal exemption claimed under section 422.12,
19 subsection 2.

20 3. The tax credit shall be reduced but not below zero by
21 the amount of the child and dependent care or early childhood
22 development tax credits claimed by the taxpayer pursuant to
23 section 422.12C.

24 4. Any credit in excess of the tax liability is refundable.
25 However, for nonresidents or part-year residents, the amount of
26 the credit in excess of the tax liability that may be refunded
27 shall be in the ratio of their Iowa source net income to their
28 all source net income under rules prescribed by the director.

29 5. For purposes of this section, "dependent" has the same
30 meaning as provided by the Internal Revenue Code, except the
31 dependent must be under the age of thirteen.

32 Sec. _____. EFFECTIVE DATE. This division of this Act takes
33 effect January 1, 2021.

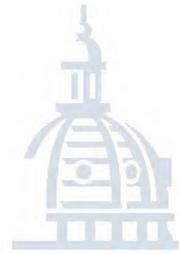
34 Sec. _____. APPLICABILITY. This division of this Act applies
35 to tax years beginning on or after January 1, 2021.>

H-8096 (Continued)

- 1 4. Title page, by striking lines 1 through 5 and inserting
2 <An Act relating to tax credits and sales and use tax refunds
3 for the construction of child care facilities, adding an
4 additional personal exemption credit against the individual
5 income tax for a child, and including effective date and
6 applicability provisions.>
7 5. By renumbering as necessary.

By GASSMAN of Winnebago

H-8096 FILED MARCH 5, 2020



[HF 2568](#) – Cyber Crime Investigation Bureau (LSB5247HV)
Staff Contact: Christin Mechler (515.250.0458) christin.mechler@legis.iowa.gov
Fiscal Note Version – New

Description

[House File 2568](#) establishes a Cyber Crime Investigation Unit within the Department of Public Safety (DPS). The Unit is charged with investigating crimes that have a nexus to the Internet or computer technology, including crimes involving child exploitation and cyber intrusion. The Bill grants the Unit the authority to carry out the following tasks:

- Conduct investigations and forensic analyses of criminal cases involving computer technology.
- Research and provide training to assist other governmental agencies in prosecuting cases related to cybercrime.
- Provide investigative and prosecutorial assistance to other governmental agencies involved with cybercrime.

Additionally, [HF 2568](#) directs the Commissioner of Public Safety to dedicate two full-time equivalent (FTE) positions to the Unit, as well as allowing for additional staff to be hired if the need arises.

Background

The Division of Criminal Investigation in the DPS oversees an existing Cyber Crime Unit that focuses primarily on investigations involving online exploitation of children and acts as the lead agency in the State under the Internet Crimes Against Children (ICAC) Task Force. The Unit also responds to both cyber intrusions and other non-child exploitation cyber investigations.

Assumptions

- Cyber investigations require both investigative and forensic expertise.
- The skills and training required to conduct online child exploitation investigations differ greatly from those needed to investigate cyber intrusion or other cybercrimes not involving child exploitation. Any additional hires under [HF 2568](#) would need to accommodate these special skills and training.

Fiscal Impact

Due to the complex nature of the investigative and forensic examinations that would be completed by the Cyber Crime Investigation Unit established by [HF 2568](#), the DPS estimates that it would need to hire both a new investigator and a new forensic examiner. These positions would be classified as Special Agent 2 positions. Costs associated with filling these FTE positions and the implementation of [HF 2568](#) are provided in the table below.

**Cyber Crime Unit: Estimated Personnel and Implementation Costs,
FY 2021 – FY 2023**

Category	Cost		
	FY 2021	FY 2022	FY 2023
Salary and Benefits			
Special Agent 2: Investigator	\$ 150,000	\$ 150,000	\$ 150,000
Special Agent 2: Forensic Examiner	\$ 150,000	\$ 150,000	\$ 150,000
Forensic Equipment	\$ 20,000	\$ 20,000	\$ 10,000
Investigative Equipment	\$ 50,000	\$ 40,000	\$ 20,000
Cell Phone Investigative Equipment	\$ 7,500	\$ 7,500	\$ 2,500
Forensic Training	\$ 20,000	\$ 20,000	\$ 10,000
Investigative Training	\$ 15,000	\$ 15,000	\$ 7,500
Cell Phone Training	\$ 15,000	\$ 15,000	\$ 15,000
Total	\$ 427,500	\$ 417,500	\$ 365,000

Funding for these FTE positions and related costs for the establishment and implementation of the Cyber Crime Investigation Unit under the DPS would likely be appropriated from the General Fund.

Sources

Legislative Services Agency
Department of Public Safety

/s/ Holly M. Lyons

March 4, 2020

Doc ID 1132305

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.



[HF 2572](#) – Public Improvements, Guaranteed Maximum Price Contracts (LSB5829HV)
 Staff Contact: Adam Broich (515.281.8223) adam.broich@legis.iowa.gov
 Fiscal Note Version – New

Description

Division I

- The Bill amends the definition of public improvement in Iowa Code section [26.2\(3\)](#).
- Prohibits the Iowa Board of Regents from entering into a design-build contract to construct, repair, or improve buildings or grounds.
- Prohibits governmental entities from the fee-based selection of an architect, landscape architect, or engineer for a public improvement.

Division II

- The Bill adopts new definitions for “construction manager-at-risk,” “governmental entity,” and “guaranteed maximum price contract.”
- Authorizes a governmental entity to enter into a guaranteed maximum price contract.
- Adopts procedures for public entities that are pursuing a guaranteed maximum price contract. These procedures include public disclosures, a request for qualifications, a request for proposal, and the selection of bid winners.
- Prohibits all other governmental entities from entering into a design-build contract.
- Prohibits governmental entities from entering into a guaranteed maximum price contract for highway or bridge construction.

Background

With the exception of the Board of Regents, all current public improvement projects are completed using a process that requires governmental entities to bid projects using a design-bid-build contract.

Under current law, the Board of Regents uses design-bid-build and design-build contracts. The Board has completed or initiated a total of 14 contracts using design-build to develop projects. As of February 2020, the Board had completed seven projects using design-build. These projects are listed in the table below.

Board of Regents Projects Completed Under Design-Build

Institution	Project	Completion	Budget
Iowa	Hawkeye Tennis and Recreation Complex	Dec. 2014	\$15,000,000
Iowa	Biomedical Research Support Facility	Dec. 2015	33,868,000
Iowa	Elizabeth Catlett Residence Hall	Jun. 2017	95,000,000
Iowa	Chilled Water Plant 2 (West)	Jul. 2018	5,200,000
Iowa	Hancher Footbridge	Aug. 2018	3,200,000
Iowa State	Gregory L. Geoffroy Hall	Dec. 2016	49,500,000
Northern Iowa	McElroy Hall	Aug. 2001	2,000,000

The Board is also planning seven additional projects that will use design-build. These projects are reflected in the table below.

Ongoing Board of Regents Projects Under Design-Build (DB)

Institution	Project	Scheduled Completion	Phase	Budget
Iowa	Oakdale Studio	Dec. 2021	Construction	\$ 2,500,000
Iowa State	Poultry Farm	Spring 2020	Construction	5,750,000
Iowa State	Gerdin Business Building	Fall 2020	Construction	28,000,000
Iowa State	Curtiss Farm-Feed Mill and Grain Science	Summer 2021	Select DB	21,200,000
Iowa State	Veterinary Diagnostic Lab	Summer 2023	RPF for DB	75,000,000
Iowa State	Industrial and Manufacturing Sys. Engin.	Fall 2022	Programming	40,000,000
Iowa State	LeBaron Hall	Summer 2024	Programming	55,000,000

Assumptions

- Allowing public entities to enter into guaranteed maximum price contracts may allow additional flexibility when designing public improvement projects. The extent that governmental entities may use these agreements and the impact of them is unknown.
- Prohibiting the use of design-build may increase expenses for ongoing Regents projects by an unknown amount. The extent that the Board of Regents may use guaranteed maximum price contracts, and the impact of them is unknown.

Fiscal Impact

The Bill is expected to increase expenses for the Board of Regents by an undetermined amount for ongoing projects. The Bill may also impact unplanned future projects. The fiscal impact of allowing all public entities to enter into guaranteed maximum price contracts cannot be determined at this time.

Sources

Iowa Board of Regents
Legislative Services Agency

/s/ Holly M. Lyons

March 4, 2020

Doc ID 1132280

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.



[HF 2593](#) – High Quality Jobs Program Onsite Daycare Facilities (LSB5592HV)
Staff Contact: Jeff Robinson (515.281.4614) jeff.robinson@legis.iowa.gov
Fiscal Note Version – New

Description

[House File 2593](#) creates a new onsite daycare facilities incentive component as part of the High Quality Jobs Program (HQJP) (Iowa Code chapter [15](#), part 13) administered by the Economic Development Authority (EDA). The new component allows the EDA to provide HQJP tax incentives or project completion assistance to a business for a project that involves a new or expanded onsite child care facility that offers low-cost child care for the business's employees.

The change is effective July 1, 2020.

Assumptions

- Under current law, the expenses associated with a new or expanded onsite daycare facility are not qualified project costs under the HQJP.
- The average construction cost of a new or expanded onsite daycare facility is assumed to be \$600,000, and five new or expanded onsite daycare facilities are assumed to be constructed and benefit from this new incentive each fiscal year.
- The HQJP offers sales/use tax refunds and investment tax credits. The average tax benefit of the HQJP is assumed to be 6.0%.
- Once earned by the business, the tax credit and sales/use tax refund redemption pattern is assumed to be:
 - First fiscal year = 10.0%
 - Second fiscal year = 35.0%
 - Third through fifth fiscal years = 6.0% per year
 - Expiring without redemption = 37.0%

Fiscal Impact

The new HQJP component for onsite daycare facilities established in this Bill is projected to reduce net General Fund revenue by the following amounts:

- FY 2021 = \$18,000
- FY 2022 = \$81,000
- FY 2023 = \$93,000
- FY 2024 = \$106,000
- FY 2025 and after = \$118,000

Sources

Department of Revenue
Legislative Services Agency analysis

/s/ Holly M. Lyons

March 5, 2020

Doc ID 1132700

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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