NINETIETH GENERAL ASSEMBLY
2023 REGULAR SESSION
DAILY

HOUSE CLIP SHEET

March 3, 2023

Clip Sheet Summary

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

Bill	Amendment	Action	Sponsor
HF 255	H-1030		STECKMAN of Cerro Gordo
HF 255	H-1031		CAHILL of Marshall
HF 255	H-1032		CAHILL of Marshall
HF 255	H-1033		STAED of Linn
HF 255	H-1034		KURTH of Scott
HF 255	H-1035		BUCK of Polk
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HF 315	H-1038		MATSON of Polk
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HF 565	H-1036		MOMMSEN of Clinton
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HF 597	H-1041		CAHILL of Marshall

Fiscal Notes

HF 281 — County Redistricting Plans (LSB1902HV)

HOUSE FILE 255

H-1030

1 Amend House File 255 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 256.16, subsection 1, Code 2023, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. *m.* If a higher education institution
7 providing practitioner preparation offers a program that is
8 designed to assist students in attaining a teacher intern
9 license from the board of educational examiners, the program
10 shall require participants to satisfy all of the following
11 requirements before completing the program:
12 (1) A participant in the program must have graduated from
13 an accredited or state-approved college or university and must
14 meet the requirements for an endorsement area approved by the
15 board of educational examiners for a teacher intern license.
16 (2) A participant in the program must submit with the
17 application to the program a copy of an offer of employment
18 from a school.
19 (3) A participant in the program must complete the required
20 pedagogy training.
21 (4) A participant in the program must work under the
22 supervision of a teacher leader assigned by the school district
23 or accredited nonpublic school, including during co-teaching
24 and planning time.
25 Sec. 2. Section 272.2, subsection 13, Code 2023, is amended
26 to read as follows:
27 13. Adopt rules to provide for nontraditional preparation
28 options for licensing persons who hold a bachelor's degree
29 or higher from an accredited or state-approved college or
30 university, who do not meet other requirements for licensure.
31 The rules shall, at a minimum, require the board to do all of
32 the following:
33 *a.* Issue a teacher intern license to an applicant who has
34 enrolled in a program established pursuant to section 256.16,
35 subsection 1, paragraph "*m*".

1 *b.* Allow a licensee who has attained a teacher intern
2 license pursuant to paragraph *"a"* to apply for an initial
3 teaching license if the school that employed the licensee
4 during the licensee's completion of the program established
5 pursuant to section 256.16, subsection 1, paragraph *"m"*, and
6 the higher education institution that operated the program,
7 recommend that the licensee be allowed to apply for an initial
8 teaching license.
9 Sec. 3. Section 272.2, Code 2023, is amended by adding the
10 following new subsection:
11 NEW SUBSECTION. 26. Adopt rules pursuant to chapter
12 17A that allow an individual seeking a career and technical
13 secondary authorization to apply, and if eligible, be issued
14 the secondary authorization prior to accepting an offer of
15 employment with a school.>
16 2. Title page, by striking lines 3 through 6 and inserting
17 <by the board of educational examiners.>

By STECKMAN of Cerro Gordo

H-1030 FILED MARCH 2, 2023

HOUSE FILE 255

H-1031

1 Amend House File 255 as follows:
2 1. Page 2, after line 29 by inserting:
3 <(3) A practicum that includes short-term field experiences
4 in educational settings that are connected to specific
5 coursework.>

By CAHILL of Marshall

H-1031 FILED MARCH 2, 2023

HOUSE FILE 255

H-1032

1 Amend House File 255 as follows:
2 1. Page 2, after line 29 by inserting:
3 <(3) Ethics training that includes an ethics training
4 program offered by the board, an area education agency, or the
5 Iowa state education association.>

By CAHILL of Marshall

H-1032 FILED MARCH 2, 2023

HOUSE FILE 255

H-1033

1 Amend House File 255 as follows:
2 1. Page 2, after line 29 by inserting:
3 <(3) A student teaching experience that includes
4 prescribed minimum expectations and responsibilities, involves
5 communication and interaction with parents or guardians of
6 students, and requires planning, instruction, and assessment
7 within the classroom.>

By STAED of Linn

H-1033 FILED MARCH 2, 2023

HOUSE FILE 255

H-1034

1 Amend House File 255 as follows:
2 1. Page 2, line 35, by striking <five> and inserting
3 <twenty>

By KURTH of Scott

H-1034 FILED MARCH 2, 2023

HOUSE FILE 255

H-1035

1 Amend House File 255 as follows:
2 1. Page 3, line 3, after <3.> by inserting <*a.*>
3 2. Page 3, after line 8 by inserting:
4 <*b.* A temporary initial teaching license the board grants
5 under this section shall not qualify the individual who
6 successfully completes an alternative teacher certification
7 program to provide instruction to students who are eligible for
8 services under chapter 256B.

By BUCK of Polk

H-1035 FILED MARCH 2, 2023

HOUSE FILE 315

H-1037

1 Amend House File 315 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 321.375, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 2A. A driver of a school bus who complies
7 with this section, section 321.376, and other applicable law
8 may drive a school bus for one or more school districts,
9 including as a substitute school bus driver for any school
10 district.>
11 2. Title page, line 1, by striking <approved courses of
12 instruction for>

By MATSON of Polk

H-1037 FILED MARCH 2, 2023

HOUSE FILE 315

H-1038

1 Amend House File 315 as follows:
2 1. Page 1, line 13, by striking <may> and inserting <shall>
3 2. Page 1, line 15, by striking <paragraph.> and inserting
4 <paragraph, including a requirement that such training provide
5 instruction on safely operating a school bus during periods of
6 fog, snow, and other inclement weather.>

By MATSON of Polk

H-1038 FILED MARCH 2, 2023

HOUSE FILE 315

H-1039

1 Amend House File 315 as follows:
2 1. Page 1, line 13, by striking <may> and inserting <shall>
3 2. Page 1, line 15, by striking <paragraph.> and inserting
4 <paragraph, including a requirement that such training provide
5 instruction that meets the requirements of the department
6 of public safety's human trafficking prevention training
7 under section 80.45A, subsection 3, and the specific training
8 referred to as "busing on the lookout", tailored to school bus
9 drivers.>

By MATSON of Polk

H-1039 FILED MARCH 2, 2023

HOUSE FILE 565

H-1036

1 Amend House File 565 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 479B.7, Code 2023, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 3. If a pipeline route is readjusted due to
7 an objection filed pursuant to this section, the board shall
8 not require a pipeline company to resubmit an application for a
9 permit pursuant to section 479B.4.
10 Sec. 2. Section 479B.15, Code 2023, is amended to read as
11 follows:
12 **479B.15 Entry for land surveys.**
13 After the informational meeting or after the filing of a
14 petition if no informational meeting is required, a pipeline
15 company may enter upon private land, subject to section
16 479B.34, for the purpose of surveying and examining the land to
17 determine direction or depth of pipelines by giving ten days'
18 written notice by restricted certified mail to the landowner
19 as defined in section 479B.4 and to any person residing on or
20 in possession of the land. The entry for land surveys shall
21 not be deemed a trespass and may be aided by injunction. The
22 pipeline company shall pay the actual damages caused by the
23 entry, survey, and examination.
24 Sec. 3. Section 479B.20, subsection 5, Code 2023, is amended
25 to read as follows:
26 5. If the pipeline company or its contractor does not
27 comply with the requirements of this section, with the land
28 restoration plan or line location, or with an independent
29 agreement on land restoration executed in accordance with
30 subsection 10, the county board of supervisors may petition the
31 board for an order requiring corrective action to be taken. In
32 addition, the county board of supervisors may file a complaint
33 with the board seeking imposition of civil penalties under
34 section 479B.21. If a landowner files a complaint pursuant to
35 this section, a committee composed of a farmer, the designated

pipeline company point of contact pursuant to subsection 1, and a member of the board of supervisors where the complaint originated shall hear the complaint.

Sec. 4. Section 479B.28, Code 2023, is amended to read as follows:

479B.28 Negotiated fee.

1. In lieu of a one-time lump sum payment for an easement or other property interest allowing a pipeline to cross property or allowing underground storage of hazardous liquids, a landowner and the pipeline company may negotiate an annual fee, to be paid over a fixed number of years. Unless the easement provides otherwise, the annual fee shall run with the land and shall be payable to the owner of record.

2. A landowner may cancel an agreement under subsection 1 for up to seven days following the execution of the contract, or for the period of time an attorney takes to complete a review of such contract, whichever period is longer.

Sec. 5. Section 479B.29, subsection 2, Code 2023, is amended to read as follows:

2. A claim for damage for future crop deficiency within the easement strip shall not be precluded from renegotiation under section 6B.52 on the grounds that it was apparent at the time of settlement unless the settlement expressly releases the pipeline company from claims for damage to the productivity of the soil. The landowner shall notify the pipeline company in writing ~~fourteen days prior to harvest in each year to assess crop deficiency~~ for as long as crop loss is present due to pipeline construction, and may submit a global positioning system yield map to demonstrate such crop loss.

Sec. 6. NEW SECTION. **479B.34 Pipeline companies — requirements.**

1. Notwithstanding section 479B.15, a pipeline company designee shall not, without the consent of the landowner, inspect or assess real property belonging to a landowner.

2. A pipeline company shall not contact a landowner more

1 frequently than five business days from the date of the
2 pipeline company's last contact with such landowner, except if
3 the landowner consents to such contact.
4 3. A pipeline company shall provide a different company
5 representative at any time upon the request of a landowner.
6 4. A pipeline company shall provide ethics training
7 from a third party approved by the board to all company
8 representatives.
9 5. A pipeline company operating in the state shall establish
10 and maintain an internet site allowing landowners to file
11 complaints with the pipeline company. The pipeline company
12 shall provide the board a copy of received complaints.
13 6. A pipeline company shall consult with a landowner about
14 the location of safety fixtures prior to installing the safety
15 fixtures.
16 7. A pipeline company shall provide fertilizer, additives,
17 and manure to a landowner, free of charge, where damage from
18 pipeline construction or operation has caused a loss of crop
19 yield for two years following the construction or last entry to
20 the real property causing crop damage.
21 8. If a pipeline company representative requires entry
22 onto a landowner's real property due to a leak, rupture, or
23 improvement to pipeline equipment, the pipeline company shall
24 attempt to provide notice to the landowner prior to entering
25 onto the real property. A landowner may present an estimate
26 of crop damage created by the pipeline company's entry to a
27 committee composed of a farmer, the designated pipeline company
28 point of contact pursuant to section 479B.20, subsection 1, and
29 a member of the county board of supervisors in the county where
30 the damage occurred following a complaint filed through the
31 internet site established in subsection 5.
32 Sec. 7. EFFECTIVE DATE. This Act, being deemed of immediate
33 importance, takes effect upon enactment.
34 Sec. 8. APPLICABILITY. This Act applies to a pipeline
35 company that has yet to be granted a permit from the utilities

1 board on or after the effective date of the Act.>
2 2. Title page, line 1, by striking <specified utility
3 construction> and inserting <hazardous liquid pipeline>

By MOMMSEN of Clinton

H-1036 FILED MARCH 2, 2023

HOUSE FILE 597

H-1040

1 Amend House File 597 as follows:

2 1. Page 3, line 8, by striking <section 702.17 or>

By CAHILL of Marshall

H-1040 FILED MARCH 2, 2023

HOUSE FILE 597

H-1041

1 Amend House File 597 as follows:
2 1. Page 2, by striking lines 11 through 33 and inserting:
3 <9. *a.* Beginning July 1, 2006, each school district shall
4 have a qualified teacher librarian who shall be licensed by
5 the board of educational examiners under chapter 272. Each
6 school district shall establish a kindergarten through grade
7 twelve library program that is consistent with the educational
8 standards established in this section, contains only
9 age-appropriate materials, and supports the student achievement
10 goals of the total school curriculum. The qualified teacher
11 librarian, working with students, teachers, support staff, and
12 administrators, shall direct the library program and provide
13 services and instruction in support of the curricular goals of
14 each attendance center. The qualified teacher librarian shall
15 be a member of the attendance center instructional team with
16 special expertise in identifying resources and technologies to
17 support teaching and learning. The qualified teacher librarian
18 and classroom teachers shall collaborate to develop, teach, and
19 evaluate attendance center curricular goals with an emphasis
20 on all of the following:
21 (1) Promoting inquiry and critical thinking.
22 (2) Providing information literacy learning experiences to
23 help students access, evaluate, use, create, and communicate
24 information.
25 (3) Enhancing learning and teaching through technology.
26 (4) Promoting literacy through reader guidance and
27 activities that develop capable and independent readers.
28 *b.* The library programs established pursuant to paragraph
29 "*a*" shall be regularly reviewed and revised and shall be
30 designed to meet all of the following goals:
31 (1) To provide for methods to improve library collections to
32 meet student and staff needs.
33 (2) To make connections with parents and the community.
34 (3) To support the school district's school improvement
35 plan.

1 (4) To provide access to or support for professional
2 development for the qualified teacher librarian.
3 (5) To provide current technology and electronic resources
4 to ensure that students become skillful and discriminating
5 users of information.
6 (6) To include a current and diverse collection of fiction
7 and nonfiction materials in a variety of formats to support
8 student and curricular needs.
9 (7) To include a plan for annually updating and replacing
10 library materials, supports, and equipment.
11 *c.* The board of directors of each school district shall
12 adopt policies to address selection and reconsideration of
13 school library materials, confidentiality of student library
14 records, and legal and ethical use of information resources,
15 including plagiarism and intellectual property rights.
16 *d.* The state board shall establish in rule a definition
17 of and standards for an articulated sequential kindergarten
18 through grade twelve media program.
19 *e.* A school district that entered into a contract with an
20 individual for employment as a media specialist or librarian
21 prior to June 1, 2006, shall be considered to be in compliance
22 with this subsection until June 30, 2011, if the individual
23 is making annual progress toward meeting the requirements
24 for a teacher librarian endorsement issued by the board of
25 educational examiners under chapter 272. A school district
26 that entered into a contract with an individual for employment
27 as a media specialist or librarian who holds at least a
28 master's degree in library and information studies shall be
29 considered to be in compliance with this subsection until the
30 individual leaves the employ of the school district.>

By CAHILL of Marshall

H-1041 FILED MARCH 2, 2023

Fiscal Note

Fiscal Services Division

HF 281 – County Redistricting Plans (LSB1902HV)
Staff Contact: Anthony Arellano (515.281.6764) anthony.arellano@legis.iowa.gov
Fiscal Note Version – New

Description

House File 281 relates to county redistricting plans and makes the following changes:

- Requires counties with a population greater than 60,000 to use plan "three" for the election of supervisors.
- Counties with a population of 60,000 or more based on the most recent federal decennial census that do not use plan "three" for the election of supervisors, as of the effective date of this Bill, are required to commence plan "three" for the election of supervisors in the 2024 general election.
- Counties shall establish a temporary county redistricting commission to adopt a representation plan no later than 30 days after the effective date of this Bill or May 15, 2023. The plan is to be submitted to the Secretary of State's office no later than November 1, 2023, and will become effective January 1, 2024.
- The Bill takes effect upon enactment.

Background

Under Iowa Code section 331.206, county redistricting plans are selected by the county board of supervisors or by special election (Iowa Code section 331.207). The three types of plans are as follows:

- Plan "one" — At large and without district residence requirements for the members.
- Plan "two" — At large but with equal-population district residence requirements for the members.
- Plan "three" — From single-member equal-population districts in which the electors of each district shall elect one member who must reside in that district.

Currently, there are 10 counties with a population of 60,000 or greater that would be required to use plan "three." Of the 10 counties, six will be changing from plan "one" to plan "three," two will be changing from plan "two" to plan "three," and two already use plan "three."

Assumptions

Counties operating under plan "one":

- Counties that operate under plan "one" are Scott, Johnson, Black Hawk, Dubuque, Story, and Pottawattamie.
  - These counties will experience an estimated cost between $40,000 and $80,000 per county to conform their district plan to that of plan "three." The estimated cost will cover training, additional precincts, conforming ballots, and the mailing of new voter registration cards to all eligible voters within the county.

Counties operating under plan "two":

- Counties that operate under plan "two" are Dallas and Woodbury.
  - Both counties will be required to change their concurrent ballot to be concurrent with plan "three," and estimated costs will be minimal.

Counties operating under plan “three”:

- Counties that operate under plan “three” are Polk and Linn. These counties will see no additional cost.

Fiscal Impact

For the six counties required to change from plan “one” to plan “three,” the one-time cost per county is estimated to be between $40,000 and $80,000 for a total one-time cost between $240,000 and $480,000 for FY 2024.

The cost for the two counties changing from plan “two” to plan “three” is anticipated to be minimal.

Source

Iowa State Association of Counties

/s/ Jennifer Acton

March 1, 2023

Doc ID 1369290

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.