

**NINETIETH GENERAL ASSEMBLY
2024 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

March 13, 2024

Clip Sheet Summary

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

Bill	Amendment	Action	Sponsor
HF 2401	H-8192		LUNDGREN of Dubuque
HF 2547	H-8194	Adopted	JONES of Clay
HF 2547	H-8195		RINKER of Des Moines
HF 2547	H-8196		BUCK of Polk
HF 2547	H-8197		EHLERT of Linn
HF 2547	H-8198		EHLERT of Linn
HF 2605	H-8193		SORENSEN of Adair, et al
HF 2652	H-8200	Filed	NORDMAN of Guthrie
HF 2652	H-8201	Filed	WILBURN of Story
SF 2289	H-8199	Filed	LATHAM of Franklin

Fiscal Notes

[HF 2587](#) — [Juror Pay](#) (LSB6199HV)

[HF 2607](#) — [Motor Vehicle Registration](#) (LSB5585HV)

[HF 2653](#) — [Educational Requirements, Waiver](#) (LSB6324HV)

H-8192

1 Amend the amendment, H-8179, to House File 2401, as follows:

2 1. Page 2, after line 17 by inserting:

3 <DIVISION _____

4 PHARMACY BENEFITS MANAGER REVERSE AUCTIONS

5 Sec. _____. NEW SECTION. **8A.319 Pharmacy benefits manager**
6 **reverse auctions.**

7 1. This section may be cited as *"The Iowa Competitive*
8 *Pharmacy Benefits Managers Marketplace Act"*.

9 2. As used in this section, unless the context otherwise
10 requires:

11 a. *"Market check"* means a technology-driven evaluation of an
12 incumbent pharmacy benefits manager's prescription drug pricing
13 based on benchmark comparators derived from pharmacy benefits
14 manager reverse auction processes conducted in the United
15 States over the immediately preceding twelve months.

16 b. *"Participant bidding agreement"* means an online
17 agreement that details common definitions, prescription drug
18 classifications, rules, data access and use rights, and other
19 optimal contract terms that benefit the state and that all
20 bidders must accept as a prerequisite for participation in a
21 pharmacy benefits manager reverse auction.

22 c. *"Pharmacy benefits manager"* means the same as defined in
23 section 510B.1.

24 d. *"Pharmacy benefits manager reverse auction"* means an
25 automated, transparent, and competitive bidding process
26 conducted online that starts with an opening round of bids
27 and allows qualified pharmacy benefits manager bidders to
28 counteroffer a lower price for as many rounds of bidding
29 as determined by the department for a multiple health plan
30 prescription drug purchasing group.

31 e. *"Price"* means the projected cost of a pharmacy benefits
32 manager's bid to provide prescription drug benefits to allow
33 direct comparison of the comparably calculated costs of
34 competing pharmacy benefits managers' proposals over the
35 duration of the pharmacy benefits manager's services contract.

1 *f.* “*Real-time*” means within no more than one hour.

2 *g.* “*Self-funded private sector health plan*” means any
3 self-funded private sector employer or multi-employer health
4 plan.

5 *h.* “*Self-funded public sector health plan*” means any group
6 benefit plan under chapter 509A.

7 3. Consistent with section 8A.311, and notwithstanding any
8 other law to the contrary, the department shall enter into a
9 contract for the services of a pharmacy benefits manager for
10 the administration of benefits of self-funded public sector
11 health plans in compliance with this section.

12 4. Prior to November 1, 2024, the department shall
13 procure, through solicitation of proposals from qualified
14 professional services vendors, all of the following based on
15 price, capabilities, and other factors deemed relevant by the
16 department:

17 *a.* A technology platform with the capabilities to conduct
18 a pharmacy benefits manager reverse auction. The department
19 shall ensure that the technology platform possesses, at a
20 minimum, the capacity to do all of the following:

21 (1) Conduct an automated, online, reverse auction of
22 pharmacy benefits manager services using a software application
23 and high-performance data infrastructure to intake, cleanse,
24 and normalize pharmacy benefits manager data with development
25 methods and information security standards that have been
26 validated by receiving service organization control 2 and
27 national institute of standards and technology certification,
28 or successor information technology security certifications, as
29 identified by the office of the chief information officer.

30 (2) Automate repricing of diverse and complex pharmacy
31 benefits managers’ prescription drug pricing proposals to allow
32 direct comparison by the state of the comparably calculated
33 costs of pharmacy benefits managers’ bids using one hundred
34 percent of annual prescription drug claims data available
35 for state-funded health plans, or a multiple health plan

1 prescription drug purchasing group, and using code-based
2 classification of drugs from nationally accepted drug sources.

3 (3) Simultaneously evaluate in real-time diverse and
4 complex multiple proposals from full-service pharmacy benefits
5 managers, including average wholesale price, guaranteed
6 net cost, and national average drug acquisition cost
7 pricing models, as well as proposals from pharmacy benefits
8 administrators and specialty drug and rebate carve-out service
9 providers.

10 (4) Produce an automated report and analysis of pharmacy
11 benefits managers' bids, including ranking of pharmacy benefits
12 managers' bids based on comparative costs and qualitative
13 aspects of the bids in real-time following the close of each
14 round of reverse auction bidding.

15 (5) Perform real-time, electronic, line-by-line,
16 claim-by-claim review of one hundred percent of invoiced
17 pharmacy benefits managers' prescription drug claims, and
18 identify all deviations from the specific terms of the pharmacy
19 benefits manager's services contract that resulted from the
20 reserve auction process.

21 *b.* Related services from the operator of the technology
22 platform identified in paragraph "a", which at a minimum shall
23 include all of the following:

24 (1) Evaluation of the qualifications of pharmacy benefits
25 manager bidders.

26 (2) Pharmacy benefits manager reverse auction services to
27 support the department in comparing pricing for the pharmacy
28 benefits manager procurement.

29 (3) Related professional services.

30 5. The department shall not award a contract for the
31 technology platform and technology operator services to a
32 vendor that is a pharmacy benefits manager or to a vendor that
33 is managed by, or a subsidiary or affiliate of, a pharmacy
34 benefits manager.

35 6. The vendor awarded the contract by the department shall

1 not outsource any part of the pharmacy benefits manager reverse
2 auction or any part of the automated, real-time, electronic,
3 line-by-line, claim-by-claim review of invoiced pharmacy
4 benefits manager prescription drug claims.

5 7. With technical assistance and support provided by the
6 technology platform operator, the department shall specify the
7 terms of the participant bidding agreement. The terms of the
8 participant bidding agreement shall not be modified except by
9 specific consent of the department.

10 8. *a.* The technology platform used to conduct the reverse
11 auction shall be repurposed over the duration of the pharmacy
12 benefits manager's services contract as an automated pharmacy
13 claims adjudication engine to perform real-time, electronic,
14 line-by-line, claim-by-claim review of one hundred percent of
15 invoiced pharmacy benefits manager's prescription drug claims,
16 and to identify all deviations from the specific terms of the
17 pharmacy benefits manager's services contract.

18 *b.* The department shall reconcile the electronically
19 adjudicated pharmacy claims, as described in paragraph "*a*",
20 with pharmacy benefits manager's invoices on a monthly or
21 quarterly basis to ensure that state payments shall not exceed
22 the terms specified in any pharmacy benefits manager's services
23 contract.

24 *c.* If following state payment to the pharmacy benefits
25 manager on the basis of the reconciliation under paragraph
26 "*b*" the pharmacy benefits manager asserts that the department
27 paid less than the amount owed, the pharmacy benefits manager
28 may seek resolution through a mutually acceptable dispute
29 resolution process that the parties agreed to in the terms of
30 the services contract under subsection 9, paragraph "*a*".

31 9. *a.* The first pharmacy benefits manager reverse auction
32 shall be completed and the services contract shall be awarded
33 to the winning pharmacy benefits manager with an effective date
34 beginning July 1, 2025. Subsequent contracts must be awarded
35 no later than three months prior to termination or expiration

1 of the current pharmacy benefits manager's services contract
2 for a covered group, such as the state employees benefits
3 group, that includes only active employees and dependents, but
4 does not include retiree participants in a Medicare part D
5 employer group waiver program pursuant to the federal Medicare
6 Prescription Drug, Improvement, and Modernization Act of 2003,
7 Pub. L. No. 108-173.

8 *b.* In the event an eligible covered group that includes
9 retiree participants in a Medicare part D employer group
10 waiver program pursuant to the federal Medicare Prescription
11 Drug, Improvement, and Modernization Act of 2003, Pub. L. No.
12 108-173, opts to use the processes and procedures under this
13 section, the relevant pharmacy benefits manager reverse auction
14 shall be completed and the pharmacy benefits manager services
15 contract shall be awarded to the winning pharmacy benefits
16 manager no later than six months prior to termination or
17 expiration of the pharmacy benefits manager's services contract
18 currently covering the retiree employer group waiver program
19 participants.

20 10. The department may perform a market check for providing
21 pharmacy benefits manager services during the term of the
22 current pharmacy benefits manager's services contract in order
23 to ensure continuing competitiveness of incumbent prescription
24 drug pricing during the term of a pharmacy benefits manager's
25 services contract.

26 11. To ensure that the department does not incur additional
27 expenditures associated with the pharmacy benefits manager
28 reverse auction, ongoing electronic review and validation
29 of pharmacy benefits managers' claims, and periodic market
30 checks, the department shall implement a no-pay option that
31 obligates the winning pharmacy benefits manager, rather than
32 the state, to pay the cost of the technology platform and
33 related technology platform operator services by assessing the
34 pharmacy benefits manager a per-prescription fee in an amount
35 agreed to by the department and the technology operator, and

1 requiring the pharmacy benefits manager to pay the fees to the
2 technology operator over the duration of the pharmacy benefits
3 manager's services contract. The obligation of the winning
4 pharmacy benefits manager to pay the per-prescription fee shall
5 be incorporated as a term of the participant bidding agreement
6 and the pharmacy benefits manager's services contract awarded
7 to the pharmacy benefits manager reverse auction winner.

8 12. All of the following shall be incorporated as terms of
9 the participant bidding agreement and the pharmacy benefits
10 manager's services contract awarded to the pharmacy benefits
11 manager reverse auction winner:

12 a. The department shall require an average acquisition
13 cost reimbursement methodology for pharmacy ingredient cost
14 reimbursement of all prescription drugs covered by a pharmacy
15 benefits manager.

16 b. A reasonable professional service fee shall be provided
17 to a pharmacist for the pharmacist's time and service included
18 in dispensing prescription drugs covered by a pharmacy benefits
19 manager.

20 c. A covered person shall not be prohibited from filling a
21 prescription drug order at any pharmacy in the state provided
22 that the pharmacy accepts the same terms and conditions as the
23 pharmacies participating in the covered person's health benefit
24 plan's network.

25 d. With the exception of incentives in value-based programs
26 established by a health carrier or a pharmacy benefits manager
27 to promote the use of higher quality pharmacies, a pharmacy
28 benefits manager shall not impose different cost-sharing or
29 additional fees on a covered person based on the pharmacy at
30 which the covered person fills a prescription drug order.

31 e. A pharmacy benefits manager shall not require a covered
32 person, as a condition of payment or reimbursement, to purchase
33 pharmacy services, including prescription drugs, exclusively
34 through a mail-order pharmacy.

35 13. a. This section shall apply to group benefit plans

1 under chapter 509A. This section shall not apply to nonprofit,
2 nongovernmental health maintenance organizations with respect
3 to managed care plans that provide a majority of covered health
4 care services through a single contracted medical group.

5 *b.* (1) Three years after the first service contract is
6 awarded to a pharmacy benefits manager pursuant to subsection
7 9, paragraph "a", any self-funded private sector health plan
8 with substantial participation by Iowa employees and the
9 employees' dependents shall have the option to conduct a
10 pharmacy benefits manager reverse auction for the specific
11 self-funded private sector health plan utilizing the technology
12 platform and technology operator services selected by the
13 department under this section. The department may charge the
14 self-funded private sector health plan a fee, as established
15 by the department by rule, sufficient to cover any incremental
16 cost associated with the pharmacy benefits manager reverse
17 auction.

18 (2) A pharmacy benefits manager selected by a self-funded
19 private sector health plan as a result of a pharmacy benefits
20 manager reverse auction conducted pursuant to subparagraph
21 (1) shall be assessed a per-prescription fee, pursuant to
22 subsection 11, in an amount determined by the department by
23 rule.

24 *c.* Any self-funded public sector health plans or self-funded
25 private sector health plans that opt to conduct a pharmacy
26 benefits manager reverse auction shall retain full autonomy
27 over determination of the individual health plan's respective
28 prescription drug formularies and pharmacy benefit designs,
29 and shall not be required to adopt a common prescription drug
30 formulary or common prescription pharmacy benefit design.

31 *d.* Any pharmacy benefits manager providing services to the
32 department, to a self-funded public sector health plan, or
33 to a self-funded private sector health plan as described in
34 this section shall provide the department, each participating
35 self-funded public sector health plan, and each participating

H-8192 (Continued)

1 self-funded private sector health plan access to complete
2 pharmacy claims data necessary to conduct the pharmacy
3 benefits manager reverse auction and to carry out applicable
4 administrative and management duties.

5 14. Notwithstanding subsection 3, the department may elect
6 to vacate the outcome of a pharmacy benefits manager reverse
7 auction if the lowest-cost pharmacy benefits manager's bid
8 is not less than the projected cost trend for the incumbent
9 pharmacy benefits manager's services contract as verified by
10 the department. The department may utilize a consultant to
11 conduct the verification. The cost trend shall be projected
12 by the technology platform operator using industry-recognized
13 data sources and shall be subject to review and approval by
14 the department in advance of the pharmacy benefits manager
15 reverse auction. Methodology shall be applied consistently in
16 projection of cost and savings to the state with regard to the
17 incumbent pharmacy benefits manager's services contract and
18 competing pharmacy benefits manager reverse auction bids.>
19 2. By renumbering as necessary.

By LUNDGREN of Dubuque

[H-8192](#) FILED MARCH 12, 2024

HOUSE FILE 2547

H-8194

1 Amend the amendment, H-8191, to House File 2547, as follows:

2 1. Page 1, by striking lines 27 and 28 and inserting <policy
3 ~~or rules relating to the reasons considered to be valid or~~
4 ~~acceptable excuses for absence from school~~, in consultation
5 with the county attorney of the county in which the public
6 school district's or accredited nonpublic school's central
7 administrative office is located, related to absenteeism and
8 truancy.>

9 2. Page 2, before line 19 by inserting:

10 <(5) Who has an individualized education program that
11 affects the child's attendance.>

12 3. Page 2, after line 18 by inserting:

13 <Sec. ____ . NEW SECTION. 299.1C County attorney.

14 The county attorney of the county in which the public
15 school's or accredited nonpublic school's central
16 administrative office is located shall be responsible
17 for the enforcement of this chapter, as described in this
18 chapter. Actions instituted by a county attorney pursuant
19 to this chapter shall be instituted in the county in which
20 the public school's or accredited nonpublic school's central
21 administrative office is located.>

22 4. Page 3, by striking line 7 and inserting <least twenty
23 percent of the days or hours in the school calendar. A>

24 5. Page 3, by striking lines 19 and 20 and inserting:
25 <**299.12 Failure to attend.**>

26 6. Page 3, line 21, after <1.> by inserting <*Definitions.*>

27 7. Page 3, line 23, after <days> by inserting <or hours>

28 8. Page 3, by striking lines 24 and 25 and inserting
29 <established pursuant to section 279.10 by a public school.>

30 9. Page 3, line 27, by striking <or an accredited nonpublic
31 school>

32 10. Page 3, by striking line 32 and inserting:

33 <2. *Chronic absenteeism.*>

34 11. Page 3, before line 33 by inserting:

35 <a. When a child becomes chronically absent, a school>

- 1 12. Page 3, line 33, after <certified mail to> by inserting
2 <the county attorney of the county in which the public school's
3 central administrative office is located, and to>
- 4 13. Page 4, by striking lines 7 through 13 and inserting:
5 <(1) The county attorney of the county in which the public
6 school's central administrative office is located and the
7 board of directors of the public school agree to the amount
8 of absences that will lead to the school official sending the
9 notice.>
- 10 14. Page 4, by striking line 17 and inserting:
11 <3. *School engagement meeting.*>
- 12 15. Page 4, before line 18 by inserting:
13 <a. (1) If a child is absent from school for greater>
- 14 16. Page 4, line 19, after <days> by inserting <or hours>
- 15 17. By striking page 4, line 28, through page 5, line 4, and
16 inserting <to fifteen percent of the days or hours in a school
17 calendar.>
- 18 18. Page 5, by striking lines 11 through 14.
- 19 19. Page 5, line 27, by striking <a school official> and
20 inserting <the participants>
- 21 20. Page 6, by striking line 11 and inserting:
22 <4. *Absenteeism arbitration.*>
- 23 21. Page 6, before line 12 by inserting:
24 <a. (1) When a child becomes truant, a school official>
- 25 22. Page 6, line 13, by striking <or accredited nonpublic
26 school's>
- 27 23. Page 6, by striking lines 21 through 32 and inserting:
28 <(1) prior to a child becoming truant.>
- 29 24. Page 6, line 34, by striking <or accredited nonpublic
30 school's>
- 31 25. Page 7, line 1, by striking <a mediator> and inserting
32 <an arbitrator>
- 33 26. Page 7, by striking line 6.
- 34 27. Page 7, line 8, by striking <mediator> and inserting
35 <arbitrator>

H-8194 (Continued)

- 1 28. Page 7, line 15, by striking <or accredited nonpublic
2 school's>
3 29. Page 7, line 25, by striking <mediator> and inserting
4 <arbitrator>
5 30. Page 7, line 30, by striking <mediator> and inserting
6 <arbitrator>
7 31. Page 7, line 32, by striking <mediator> and inserting
8 <arbitrator>
9 32. Page 8, lines 5 and 6, by striking <a school official>
10 and inserting <the participants>
11 33. Page 8, line 17, by striking <or accredited nonpublic
12 school>
13 34. Page 9, by striking lines 19 through 21 and inserting:
14 <1. a. On or before December 31, 2024, each school
15 district>
16 35. By renumbering as necessary.

By JONES of Clay

[H-8194](#) FILED MARCH 12, 2024

ADOPTED

HOUSE FILE 2547

H-8195

1 Amend the amendment, H-8191, to House File 2547, as follows:

2 1. Page 11, after line 26 by inserting:

3 <DIVISION ____
4 SCHOOL DISTRICTS — FINANCES

5 Sec. ____ . Section 257.31, subsection 5, unnumbered
6 paragraph 1, Code 2024, is amended to read as follows:

7 If a district has unusual circumstances, creating an unusual
8 need for additional funds, including but not limited to the
9 circumstances enumerated in paragraphs ~~"a" through "n"~~ this
10 subsection, the committee may grant supplemental aid to the
11 district from any funds appropriated to the department of
12 education for the use of the school budget review committee
13 for the purposes of this subsection. The school budget
14 review committee shall review a school district's unexpended
15 fund balance prior to any decision regarding unusual finance
16 circumstances. Such aid shall be miscellaneous income and
17 shall not be included in district cost. In addition to or as
18 an alternative to granting supplemental aid the committee may
19 establish a modified supplemental amount for the district. The
20 school budget review committee shall review a school district's
21 unspent balance prior to any decision to establish a modified
22 supplemental amount under this subsection. For budget years
23 beginning on or after July 1, 2024, if the school district is
24 granted a modified supplemental amount under this subsection,
25 the school district's combined property tax rate per one
26 thousand dollars for all school district levies for the budget
27 year shall not exceed the combined property tax rate for all
28 such levies for the base year.

29 Sec. ____ . Section 257.31, subsection 5, Code 2024, is
30 amended by adding the following new paragraph:

31 NEW PARAGRAPH. o. (1) The percentage of students enrolled
32 in the school district as the result of open enrollment under
33 section 282.18 is equal to or greater than forty percent of
34 the total number of students enrolled in the school district.
35 The committee shall not approve supplemental aid or a modified

1 supplemental amount that exceeds an amount equal to fifty
2 percent of the product of the net increase in the school
3 district's enrollment due to open enrollment multiplied by the
4 sum of the following amounts:

5 (a) The difference between the district's regular program
6 district cost per pupil minus the regular program state cost
7 per pupil.

8 (b) The teacher salary supplement district cost per pupil.

9 (c) The professional development supplement district cost
10 per pupil.

11 (d) The early intervention supplement district cost per
12 pupil.

13 (2) Prior to filing a request for supplemental aid or a
14 modified supplemental amount based on the grounds specified
15 in this paragraph, the board of directors shall hold a public
16 hearing on the issue and shall publish the notice of the time
17 and place of the public hearing. Notice of the time and place
18 of the public hearing shall be published not less than ten nor
19 more than twenty days before the public hearing in a newspaper
20 that is a newspaper of general circulation in the school
21 district.

22 (3) A school district is not eligible for supplemental aid
23 or a modified supplemental amount under this paragraph if a
24 majority of the students enrolled in the school district as
25 the result of open enrollment are students receiving online
26 instruction from a private provider under section 256.43,
27 subsection 2.

28 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.

30 Sec. ____ . APPLICABILITY. This division of this Act applies
31 July 1, 2024, for school budget years beginning on or after
32 that date.>

33 2. Page 11, by striking line 33 and inserting <students and
34 school district finances and levies, modifying penalties, and
35 including effective date and applicability provisions.>

H-8195 (Continued)

1 3. By renumbering as necessary.

By RINKER of Des Moines

H-8195 FILED MARCH 12, 2024

HOUSE FILE 2547

H-8196

1 Amend the amendment, H-8191, to House File 2547, as follows:

2 1. Page 1, line 9, by striking <section 299.2> and inserting
3 <~~section 299.2~~ sections 299.1A and 299.2>

4 2. Page 1, line 32, after <absent> by inserting <and shall
5 include such policy or rule within the school district's or
6 accredited nonpublic school's student handbooks>

7 3. Page 2, after line 18 by inserting:

8 <(5) Who has an individualized education program, or a plan
9 under section 504 of the federal Rehabilitation Act, 29 U.S.C.
10 §794, that contains conditions related to attendance.

11 (6) Who is excused from attendance to participate in an
12 athletic, music, dance, or speech extracurricular contest.

13 (7) Who is excused from attendance to participate in a
14 statewide thespian festival.

15 (8) Who is excused from attendance to participate in a world
16 language trip.

17 (9) Who is excused from attendance pursuant to the terms of
18 the policy or rules adopted by the board of directors of the
19 public school district or the governing body of the accredited
20 nonpublic school.>

By BUCK of Polk

H-8196 FILED MARCH 12, 2024

HOUSE FILE 2547

H-8197

1 Amend the amendment, H-8191, to House File 2547, as follows:
2 1. Page 4, line 3, after <absences.> by inserting <Within
3 thirty days after the notice is sent, the child's parent,
4 guardian, or legal or actual custodian of the child, if the
5 child is not an emancipated minor, or the child, if the child
6 is an emancipated minor, may respond to the notice to address
7 any of the child's attendance issues.>

By EHLERT of Linn

H-8197 FILED MARCH 12, 2024

HOUSE FILE 2547

H-8198

1 Amend the amendment, H-8191, to House File 2547, as follows:

2 1. Page 4, line 3, after <absences.> by inserting <The
3 notice shall be written in the native language of the parent,
4 guardian, or legal or actual custodian of the child, if the
5 child is not an emancipated minor, or in the child's native
6 language, if the child is an emancipated minor.>

By EHLERT of Linn

H-8198 FILED MARCH 12, 2024

HOUSE FILE 2605

H-8193

- 1 Amend the amendment, H-8134, to House File 2605, as follows:
- 2 1. Page 1, line 6, by striking <Two> and inserting <Four>
- 3 2. Page 1, after line 20 by inserting:
- 4 <__. Page 1, line 33, after <rule.> by inserting <Each
- 5 container storing consumable hemp shall be affixed with a
- 6 notice advising consumers regarding the risks associated with
- 7 its use. The department of health and human services shall
- 8 adopt rules regarding the language of the notice and its
- 9 display on the container.>>
- 10 3. Page 1, after line 23 by inserting:
- 11 <__. Page 3, line 2, by striking <subsection:> and
- 12 inserting <subsections:>
- 13 __. Page 3, by striking lines 3 through 6 and inserting:
- 14 <NEW SUBSECTION. 1A. A person shall not use, market, or
- 15 distribute a raw or dried flower form of hemp for the purposes
- 16 of inhalation as described in subsection 1, paragraph "b"
- 17 or "c". Any raw or dried flower form of hemp marketed or
- 18 distributed within this state shall contain the following
- 19 notice on the raw or dried product container:
- 20 This is a raw or dried agricultural commodity not suitable or
- 21 intended for human consumption in conjunction with Iowa Code
- 22 section 204.14A, subsection 1, paragraph "b" or "c".
- 23 NEW SUBSECTION. 1B. A person required to be registered
- 24 to manufacture or sell consumable hemp under section 204.7
- 25 shall not manufacture, produce, distribute, market, or sell a
- 26 synthetic consumable hemp product, as defined by rules adopted
- 27 by the department of health and human services.>
- 28 __. Page 3, line 9, by striking <subsection 1 or 1A> and
- 29 inserting <subsection 1 this section>>
- 30 4. By renumbering as necessary.

By SORENSEN of Adair
LOHSE of Polk
P. THOMPSON of Boone
NORDMAN of Guthrie

H-8193 (Continued)

COLLINS of Des Moines
INGELS of Fayette
HARRIS of Appanoose
WILZ of Wapello
MEGGERS of Grundy
BEST of Carroll
KAUFMANN of Cedar
YOUNG of Dallas
LUNDGREN of Dubuque

[H-8193](#) FILED MARCH 12, 2024

HOUSE FILE 2652

H-8200

1 Amend House File 2652 as follows:

2 1. Page 3, line 6, after <software> by inserting <, or other
3 innovative technology,>

4 2. Page 3, by striking lines 11 and 12 and inserting:
5 <b. Is capable of integrating with local public safety
6 answering point technology.>

7 3. Page 3, by striking lines 17 through 29 and inserting:
8 <2. The department of homeland security and emergency
9 management shall provide grants under the firearm detection
10 software grant program to school districts with varying
11 amounts of total enrollment. When providing grants under this
12 section, the department of homeland security and emergency
13 management shall consider the needs of each applicant school
14 district and any firearm detection software or other innovative
15 technology that is currently in operation at the applicant
16 school district.>

17 4. Page 4, by striking lines 17 and 18 and inserting
18 <under this section to the general assembly and the department
19 of homeland security and emergency management on or before
20 December 15, 2025. The department of homeland security may
21 require school districts that receive a grant pursuant to
22 this section to include specific information within the final
23 evaluation.>

24 5. Page 4, by striking lines 19 through 26 and inserting:

25 <6. a. There is appropriated from the 911 emergency
26 communications fund established pursuant to section 34A.7A to
27 the department of homeland security and emergency management
28 for the fiscal year beginning July 1, 2023, and ending June 30,
29 2024, the following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 For purposes of the firearm detection software grant program
32 established pursuant to subsection 1, if enacted:

33 \$ 3,000,000>

34 6. Page 6, after line 4 by inserting:

35 <(11) The state building code commissioner or a member of

H-8200 (Continued)

1 the state building code advisory council, if designated by the
2 state building code commissioner.>

3 7. Page 7, by striking lines 19 through 28 and inserting:
4 <2. If 2024 Iowa Acts, House File 2586, or successor
5 legislation, is enacted, there is established within the state
6 treasury a school security personnel grant program fund. The
7 fund shall be administered by the department of homeland
8 security and emergency management and shall consist of moneys
9 appropriated by the general assembly and other moneys received
10 by the department of homeland security and emergency management
11 for deposit in the fund.>

By NORDMAN of Guthrie

H-8200 FILED MARCH 12, 2024

HOUSE FILE 2652

H-8201

1 Amend House File 2652 as follows:

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

4 Section 1. NEW SECTION. 279.84 Mobile panic alert systems.

5 A school district may purchase, install, and operate a
6 mobile panic alert system if all of the following requirements
7 are satisfied:

8 1. The system is capable of connecting different emergency
9 services technologies to ensure real-time coordination between
10 school employees and law enforcement agencies.

11 2. The system is capable of integrating with local public
12 safety answering point infrastructure and existing land mobile
13 radio platform technology to transmit 911 calls and mobile
14 activations.

15 Sec. 2. NEW SECTION. 279.85 School bonds — restrictions.

16 Notwithstanding sections 298.21 and 423F.4, the board of
17 directors of a school district shall not issue negotiable,
18 interest-bearing school bonds for borrowing money for
19 purposes of constructing a new school building or site to
20 be used primarily for interscholastic athletic contests or
21 competitions, or renovating or improving a school building
22 or site that is currently used primarily for interscholastic
23 athletic contests or competitions, unless all of the attendance
24 centers of the school corporation are in compliance with the
25 provisions of the state building code, adopted on or after the
26 effective date of this Act, related to the construction of new
27 attendance centers and the renovation of existing attendance
28 centers that incorporate standards designed to increase the
29 safety of schools and school infrastructure.

30 Sec. 3. REQUIRED SCHOOL SAFETY REVIEW.

31 1. If not already completed, each school district,
32 accredited nonpublic school, charter school established
33 pursuant to chapter 256E, charter school established pursuant
34 to chapter 256F, and innovation zone school established
35 pursuant to chapter 256F shall complete a comprehensive review

1 and evaluation of the school's ability to ensure the safety
2 of students enrolled in the school and of school employees,
3 including a review and evaluation of the school's plan for
4 responses to active shooter scenarios and natural disasters and
5 the school's safety and security infrastructure.

6 2. On or before the first day of the school calendar
7 established pursuant to section 279.10, subsection 1, for the
8 school year beginning July 1, 2024, each school district,
9 accredited nonpublic school, charter school established
10 pursuant to chapter 256E, charter school established pursuant
11 to chapter 256F, and innovation zone school established
12 pursuant to chapter 256F shall submit the results of the
13 comprehensive review and evaluation to the department of public
14 safety's school safety bureau, police forces of the counties in
15 which school attendance centers are located, the local district
16 office of the state patrol, and, if applicable, the police
17 forces of the cities in which school attendance centers are
18 located, if not already submitted.

19 3. This section shall not be construed to duplicate
20 any review, evaluation, report, or assessment that school
21 districts, accredited nonpublic schools, charter schools, or
22 innovation zone schools are currently required to complete.

23 4. The results of the comprehensive review and evaluation
24 completed and submitted pursuant to this section shall be
25 confidential and shall not be a public record subject to
26 disclosure under chapter 22.

27 Sec. 4. REQUIRED ACCESS TO A PUBLIC SAFETY ANSWERING
28 POINT. On or before the first day of the school calendar
29 established pursuant to section 279.10, subsection 1, for the
30 school year beginning July 1, 2025, each school district,
31 accredited nonpublic school, charter school established
32 pursuant to chapter 256E, charter school established pursuant
33 to chapter 256F, and innovation zone school established
34 pursuant to chapter 256F is required to have at least one
35 handheld or console radio, at each attendance center, that is

1 capable of accessing a public safety answering point.

2 Sec. 5. FIREARM DETECTION SOFTWARE PILOT PROGRAM —
3 DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT —
4 APPROPRIATION.

5 1. The department of homeland security and emergency
6 management shall establish a firearm detection software grant
7 program to provide grants to school districts to help such
8 school districts offset the cost associated with purchasing,
9 installing, and operating software that meets all of the
10 following requirements:

11 a. Is designed to detect and alert school district employees
12 and first responders if there is a visible, unholstered firearm
13 on property owned by the school district.

14 b. Is designated by the secretary of homeland security as
15 qualified anti-terrorism technology under 6 U.S.C. §441 et seq.

16 c. Is designed to integrate with a school district's
17 existing security camera infrastructure.

18 d. Was developed in the United States without the use of any
19 third-party data or open-source data.

20 2. The department of homeland security and emergency
21 management shall provide at least one grant under the firearm
22 detection software grant program to each of the following
23 school districts:

24 a. A school district with a total enrollment in the school
25 year beginning July 1, 2023, that was among the forty-eight
26 largest total enrollment amounts in the state.

27 b. A school district with a total enrollment in the school
28 year beginning July 1, 2023, that was among the next sixty-four
29 largest total enrollment amounts in the state, after the school
30 districts described in paragraph "a".

31 c. A school district that is not described in paragraph "a"
32 or "b".

33 3. The department of homeland security and emergency
34 management shall adopt rules pursuant to chapter 17A to
35 administer this section, including rules relating to grant

1 application materials and award criteria.

2 4. Moneys awarded under this section shall be used to
3 supplement, not supplant, existing public funding used by
4 school districts for similar purposes.

5 5. a. Each school district that receives a grant pursuant
6 to this section shall, in coordination with the department of
7 homeland security and emergency management and the department
8 of public safety's school safety bureau, evaluate the
9 effectiveness of the software purchased with moneys awarded
10 under this section in protecting students, school personnel,
11 and the public.

12 b. Each school district that receives a grant pursuant
13 to this section shall submit an initial evaluation of the
14 effectiveness of the software purchased with moneys awarded
15 under this section to the general assembly on or before
16 December 15, 2024.

17 c. Each school district that receives a grant pursuant
18 to this section shall submit a final evaluation of the
19 effectiveness of the software purchased with moneys awarded
20 under this section to the general assembly on or before
21 December 15, 2025.

22 6. a. There is appropriated from the general fund of the
23 state to the department of homeland security and emergency
24 management for the fiscal year beginning July 1, 2023, and
25 ending June 30, 2024, the following amount, or so much thereof
26 as is necessary, to be used for the purposes designated:

27 For purposes of the firearm detection software grant program
28 established pursuant to subsection 1, if enacted:

29 \$ 350,000

30 b. Notwithstanding section 8.33, moneys appropriated in
31 this subsection that remain unencumbered or unobligated at the
32 close of the fiscal year shall not revert but shall remain
33 available for expenditure for the purposes designated until the
34 close of the succeeding fiscal year.

35 Sec. 6. DEPARTMENT OF PUBLIC SAFETY, DEPARTMENT OF

1 EDUCATION, AND DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
2 MANAGEMENT — SCHOOL SAFETY AND SECURITY INFRASTRUCTURE
3 STANDARDS — TASK FORCE.

4 1. The department of public safety, in collaboration with
5 the department of education and the department of homeland
6 security and emergency management, shall convene and provide
7 administrative support to a task force that shall study
8 and make recommendations related to the safety and security
9 standards of schools and school infrastructure, including
10 safety and security standards related to doors, windows,
11 cameras, and locks.

12 2. a. The department of public safety, in collaboration
13 with the department of education and the department of homeland
14 security and emergency management, shall appoint all of the
15 following members to the task force:

16 (1) A representative of the department of public safety.

17 (2) A representative of the department of homeland security
18 and emergency management.

19 (3) A representative of the department of public safety's
20 school safety bureau.

21 (4) A representative of the department of education.

22 (5) A superintendent of a school district located in this
23 state that has a total enrollment of greater than or equal to
24 one thousand students.

25 (6) A superintendent of a school district located in this
26 state that has a total enrollment of less than one thousand
27 students.

28 (7) One school resource officer who is employed by a school
29 district or accredited nonpublic school located in this state.

30 (8) One president or chief executive officer of an
31 accredited nonpublic school located in this state.

32 (9) Two members of the boards of directors of school
33 districts located in this state; provided, however, that such
34 members shall not be members of the boards of directors of
35 a school district that employs the superintendents appointed

1 pursuant to subparagraph (5) or (6).

2 (10) One representative of an association located in
3 this state that represents members that perform commercial,
4 industrial, and public works building projects, and
5 that provides such members with a comprehensive array of
6 educational, safety, environmental, labor, legal, professional
7 development, and legislative services.

8 b. The department of education may appoint not more than
9 four members to the task force, if the department of education
10 determines that the appointment of such member or members will
11 be beneficial to the study and recommendations the task force
12 is required to complete.

13 3. Any expenses incurred by a member of the task force
14 shall be the responsibility of the individual member or the
15 respective entity represented by the member.

16 4. The task force shall submit its findings and
17 recommendations to the general assembly on or before December
18 31, 2024. The findings and recommendations shall include a
19 proposal for modifications to the state building code that
20 are applicable to the construction of new attendance centers
21 and the renovation of existing attendance centers and that
22 incorporate standards designed to increase the safety of
23 schools and school infrastructure.

24 Sec. 7. EMERGENCY RULES. The department of homeland
25 security and emergency management may adopt emergency
26 rules under section 17A.4, subsection 3, and section 17A.5,
27 subsection 2, paragraph "b", to implement the provisions of
28 this Act establishing the firearm detection software grant
29 program, and the rules shall be effective immediately upon
30 filing unless a later date is specified in the rules. Any
31 rules adopted in accordance with this section shall also be
32 published as a notice of intended action as provided in section
33 17A.4.

34 Sec. 8. STATE MANDATE FUNDING SPECIFIED. In accordance
35 with section 25B.2, subsection 3, the state cost of requiring

H-8201 (Continued)

1 compliance with any state mandate included in this Act shall
2 be paid by a school district from state school foundation aid
3 received by the school district under section 257.16. This
4 specification of the payment of the state cost shall be deemed
5 to meet all of the state funding-related requirements of
6 section 25B.2, subsection 3, and no additional state funding
7 shall be necessary for the full implementation of this Act
8 by and enforcement of this Act against all affected school
9 districts.

10 Sec. 9. EFFECTIVE DATE. This Act, being deemed of immediate
11 importance, takes effect upon enactment.

12 Sec. 10. APPLICABILITY. The following applies to school
13 bonds authorized by voters at an election held after July 1,
14 2024, and projects approved by the board of directors of a
15 school district after July 1, 2024:

16 The section of this Act enacting section 279.85.>

By WILBURN of Story

H-8201 FILED MARCH 12, 2024

SENATE FILE 2289

H-8199

1 Amend Senate File 2289, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 6, after line 33 by inserting:

4 <4. Promulgate rules necessary to carry out the provisions
5 of this chapter, subject to review in accordance with
6 chapter 17A. Rules promulgated by the governor pursuant to a
7 proclamation issued under section 473.8 shall not be subject
8 to review or a public hearing as required in chapter 17A;
9 however, authority rules for implementation of the governor's
10 proclamation are subject to the requirements of chapter 17A.>

11 2. Page 7, after line 9 by inserting:

12 <Sec. _____. Section 473.8, subsection 1, Code 2024, is
13 amended to read as follows:

14 1. If the ~~authority by resolution determines~~ director
15 makes a determination the health, safety, or welfare of the
16 people of this state is threatened by an actual or impending
17 acute shortage of usable energy, ~~it shall transmit the~~
18 ~~resolution~~ the director shall provide the determination to
19 the governor together with its recommendation the director's
20 recommendations on the declaration of an emergency by the
21 governor and recommended actions, if any, to be undertaken.
22 Within thirty days of the date of the ~~resolution~~ determination
23 by the director, the governor may issue a proclamation of
24 emergency which shall be filed with the secretary of state.
25 The proclamation shall state the facts relied upon and the
26 reasons for the proclamation.

27 Sec. _____. Section 473.8, subsection 2, paragraph a,
28 subparagraph (6), Code 2024, is amended to read as follows:

29 (6) Accept the delegation of the authority for other
30 mandatory measures as allowed ~~by~~ under the federal Emergency
31 Energy Conservation Act of 1979, Pub. L. No. 96-102, as
32 amended.

33 Sec. _____. Section 473.10, Code 2024, is amended to read as
34 follows:

35 **473.10 Reserve required.**

1 1. If the ~~authority~~ director or the governor finds that
2 an impending or actual shortage or distribution imbalance of
3 liquid fossil fuels may cause hardship or pose a threat to the
4 health and economic well-being of the people of the state or a
5 significant segment of the state's population, the ~~authority~~
6 ~~or the~~ governor may authorize the director to operate a liquid
7 fossil fuel set-aside program as provided in subsection 2.

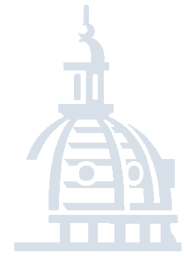
8 2. Upon authorization by ~~the authority or~~ the governor
9 the director may require a prime supplier to reserve a
10 specified fraction of the prime supplier's projected total
11 monthly release of liquid fossil fuel in Iowa. The director
12 may release any or all of the fuel required to be reserved
13 by a prime supplier to end-users or to distributors for
14 release through normal retail distribution channels to retail
15 customers. However, the specified fraction required to be
16 reserved shall not exceed three percent for propane, aviation
17 fuel and residual oil, and five percent for motor gasoline,
18 heating oil, and diesel oil.

19 3. The ~~authority~~ director shall periodically review and
20 may terminate the operation of a set-aside program authorized
21 by the ~~authority~~ director under subsection 1 when the
22 ~~authority~~ director finds that the conditions that prompted the
23 authorization no longer exist. The governor shall periodically
24 review and may terminate the operation of a set-aside program
25 authorized by the governor under subsection 1 when the governor
26 finds that the conditions that prompted the authorization no
27 longer exist.

28 4. The authority shall adopt rules to implement this
29 section.>

30 3. Page 7, line 10, after <Sections> by inserting <473.7,>

By LATHAM of Franklin



[HF 2587](#) – Juror Pay (LSB6199HV)

Staff Contact: Justus Thompson (515.725.2249) justus.thompson@legis.iowa.gov

Fiscal Note Version – New

Description

[House File 2587](#) provides that a grand juror and a petit juror in all courts will receive \$75 as compensation for each day’s service or attendance. The Bill requires the Supreme Court to adopt rules that allow for jurors whose attendance and service exceeds seven days to receive \$95 as compensation for each day after the seventh day of service or attendance.

The Bill prohibits an employer from requiring an employee to perform work within 10 hours before the employee is required to report for jury service. The Bill also prohibits an employer from taking actions against the employee for the employee’s right to be excluded from work for jury service. An employer who violates this commits contempt.

Background

Under current law, a juror is entitled to \$30 for each day’s service or attendance. The Supreme Court also currently has administrative rules that allow additional compensation for jurors whose attendance and service exceeds seven days. In calendar year (CY) 2023, there were 55,672 paid juror days; 55,021 days were paid at \$30 per day (for days 1 through 7 of service); and 651 days were paid at \$50 per day (for day 8 of service and after). **Figure 1** displays the total cost of paid juror days in CY 2023.

Figure 1 — Juror Pay CY 2023 (Current Law)

	Paid Juror Days	Rate Per Day	Total
Standard Days (days 1-7 paid at \$30 per day)	55,021	\$ 30	\$ 1,650,630
Special Days (days 8+ paid at \$50 per day)	651	50	32,550
Total	55,672		\$ 1,683,180

Under current law, an employer is prohibited from depriving an employee of employment or threatening or otherwise coercing an employee with respect to the employee’s employment because the employee serves as a juror. An employer who violates these provisions commits contempt. If an employer discharges an employee in violation, the employee may within 60 days of the discharge bring a civil action for the recovery of wages lost as a result of the violation and for an order requiring the reinstatement of the employee.

Assumptions

The total number of future paid juror days will resemble CY 2023. There will be 55,021 paid juror days for days one through seven of service and 651 paid juror days for day eight of service and after.

Figure 2 — Cost with Adjusted Rate Under HF 2587

	Paid Juror Days	Rate Per Day	Total
Standard Days (days 1-7 paid at \$75 per day)	55,021	\$ 75	\$ 4,126,575
Special Days (days 8+ paid at \$95 per day)	651	95	61,845
Total Under HF 2587	55,672		\$ 4,188,420

Fiscal Impact

House File 2587 is estimated to increase costs to the Judicial Branch by approximately \$2.5 million per year.

Sources

Judicial Branch
Legislative Services Agency

/s/ Jennifer Acton

March 12, 2024

Doc ID 1446804

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.

www.legis.iowa.gov



[HF 2607](#) – Motor Vehicle Registration (LSB5585HV)
Staff Contact: Garry Martin (515.281.4611) garry.martin@legis.iowa.gov
Fiscal Note Version – New

Description

[House File 2607](#) allows for any county treasurer, instead of the treasurer of the county where the primary user of the vehicle is located, to provide the initial vehicle registration and certificate of title. Additionally, a lessor of a vehicle pursuant to Iowa Code chapter [321F](#), provided that the vehicle is subject to registration and has a gross vehicle weight of less than 10,000 pounds, is authorized to apply for initial registration and issuance of certificate of title to any county treasurer. The Bill also allows for a license plate to be issued without a county name if the initial registration and certificate of title transaction was conducted by a county that is not where the primary user of the vehicle is located.

Background

Under current law, a person must apply for vehicle registration and issuance of certificate of title to the county treasurer where the person resides or where the primary user of the vehicle is located. Current law requires registration plates to display the name of the county that issues the plates unless a specific exception is provided.

Assumptions

The DOT will incur a one-time information technology (IT) programming cost for the Archon Registration and Titling System (ARTS) and the Electronic Registration and Titling System (ERTS) systems to implement a “blank county name” plate option for 50 license plate types that currently require a county name. The work will be performed by outside contractors.

Fiscal Impact

House File 2607 is estimated to increase costs to the DOT by approximately \$183,000 in FY 2025 for one-time IT programming and testing costs.

Source

Department of Transportation

/s/ Jennifer Acton

March 12, 2024

Doc ID 1447029

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 2653](#) – Educational Requirements, Waiver (LSB6324HV)
Staff Contact: Michael Peters (515.281.6934) michael.peters@legis.iowa.gov
Fiscal Note Version – New

Description

[House File 2653](#) authorizes specific school districts to use revenue from the district management levy to pay the costs of retention bonus payments to employees for the school year beginning July 1, 2024. Eligible school districts are required to have been the subject of a Proclamation of Disaster Emergency issued by the Governor on January 8, 2024. Under this provision, affected school districts are permitted to spend up to \$700,000 and are prohibited from raising the amount of the district management levy to make retention payments. This provision is repealed July 1, 2025. The Bill requires the State Board of Education and the State Department of Education to waive specified educational duties, responsibilities, and requirements for the specified school districts for the 2023-2024 school year.

The Bill takes effect upon enactment.

Background

On January 8, 2024, the Governor issued a [Proclamation of Disaster Emergency](#) for the Perry Community School District (CSD) in Dallas County. Under Iowa Code section [29C.6](#), a Proclamation of Disaster Emergency authorizes the use and deployment of all available State resources, supplies, equipment, and materials as are reasonably necessary to assist those citizens in the county or counties affected. Iowa Code chapter [29C](#) describes the powers and requirements associated with emergency management and security.

A school district may annually certify a tax on all taxable property of the school district for the management levy. There are no levy rate restrictions. The district's board of directors is empowered to create a district management levy through Iowa Code section [298.4](#) to be used to pay for the following purposes:

- Unemployment benefits.
- Payments of liability insurance premiums.
- Costs of judgments or settlements related to tort liability.
- Insurance agreements.
- Early retirement benefits.
- Mediation and arbitration, including but not limited to legal fees associated with such acts.

The FY 2024 management levy for the Perry CSD is 2.19767 per \$1,000 in assessed property value. Based on preliminary FY 2023 information from the Iowa Association of School Boards (IASB), Perry CSD had \$882,000 in the district's management levy fund.

Assumption

Expenses that may be made from the district management levy for retention bonuses are unknown.

Fiscal Impact

House File 2653 permits the spending of up to \$700,000 from a school district's management levy to pay for employee retention bonuses. The fiscal impact of the Bill is unknown.

Sources

Department of Revenue
Iowa Association of School Boards
Iowa League of Cities

/s/ Jennifer Acton

March 11, 2024

Doc ID 1447881

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.

www.legis.iowa.gov