

**NINETY-FIRST GENERAL ASSEMBLY
2026 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

March 5, 2026

Clip Sheet Summary

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

Bill	Amendment	Action	Sponsor
HF 922	H-8161	Filed	WICHTENDAHL of Linn
HF 2133	H-8163	Filed	BRADLEY of Jones
HF 2133	H-8168	Filed	SORENSEN of Adair
HF 2592	H-8170	Filed	BERGAN of Winneshiek
HF 2611	H-8167	Filed	COOLING of Linn
HF 2629	H-8166	Filed	STONE of Winnebago
HF 2642	H-8169	Filed	GOLDING of Linn
HF 2671	H-8162	Withdrawn	DUNWELL of Jasper
HF 2671	H-8165	Adopted	DUNWELL of Jasper
HF 2702	H-8164	Filed	HARRIS of Appanoose

HOUSE FILE 922

H-8161

- 1 Amend the amendment, H-8158, to House File 922, as follows:
- 2 1. Page 1, after line 1 by inserting:
- 3 <___. Page 2, by striking lines 11 through 23.
- 4 ___. Page 2, line 24, by striking <(4)> and inserting <(2)>>
- 5 2. By renumbering as necessary.

By WICHTENDAHL of Linn

H-8161 FILED MARCH 5, 2026

H-8163

1 Amend House File 2133 as follows:

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

4 <Section 1. NEW SECTION. 124F.1 Definitions.

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

7 1. "*Attractive to children*" means a quality of a product
8 that is any of the following:

9 a. Manufactured in the shape of humans, cartoons, or
10 animals.

11 b. Manufactured in a form that bears any reasonable
12 resemblance to an existing candy product that is familiar to
13 the public as a widely distributed, branded food product such
14 that a product could be mistaken for the branded product,
15 especially by children.

16 c. Contains any color additives except for natural color
17 additives.

18 2. "*Kratom leaf*" means the leaf of the kratom plant,
19 *Mitragyna speciosa*, in fresh or dehydrated form, and subjected
20 to no postharvest processing other than drying or size
21 reduction, and to cleaning or sterilization through application
22 of heat, steam, pressurization, irradiation, or other standard
23 treatments applied to food ingredients.

24 3. "*Kratom extract*" means a substance or compound
25 obtained by extraction of the kratom leaf that is intended
26 for ingestion, contains more than trace amounts of *Mitragyna*
27 *speciosa*, and does not contain any controlled substances or
28 levels of residual solvents higher than is allowed in the
29 United States pharmacopeia as published by the United States
30 pharmacopeial convention.

31 4. "*Kratom product*" means a food or dietary supplement that
32 meets all of the following conditions:

33 a. Consists of or contains kratom leaf or kratom leaf
34 extract.

35 b. Does not contain any synthesized kratom alkaloids

1 or other synthesized kratom constituents, or synthesized
2 metabolites of any kratom constituent.

3 c. Does not contain a level of 7-hydroxymitragynine
4 concentrated at a level above four hundred parts per million
5 on a dry-weight basis.

6 5. "Processor" means a person that manufactures, packages,
7 labels, or distributes kratom products or advertises,
8 represents, or holds itself out as manufacturing, preparing,
9 packaging, or labeling kratom products.

10 6. "Synthesized alkaloids" means alkaloids that have
11 undergone directed physical, chemical, or biosynthetic
12 processes that result in changes to the substance's chemical
13 composition.

14 Sec. 2. NEW SECTION. 124F.2 Restrictions.

15 1. A person shall not sell, offer for sale, provide, or
16 distribute kratom leaf or a kratom product to a person under
17 twenty-one years of age.

18 2. An online retailer or marketplace of kratom leaf or a
19 kratom product shall implement an age-verification system to
20 ensure compliance with subsection 1.

21 3. An individual, business, or other entity shall
22 not produce, sell, or distribute a kratom product that is
23 attractive to children.

24 Sec. 3. NEW SECTION. 124F.3 Penalties.

25 1. The department of health and human services may assess
26 against a retailer or processor found to be in violation of
27 section 124F.2 a civil penalty of up to one thousand dollars
28 for the first offense and up to five thousand dollars for a
29 second offense.

30 2. A retailer or processor committing a third or subsequent
31 violation shall be assessed a civil penalty of at least five
32 thousand dollars but not more than twenty thousand dollars and
33 shall be prohibited from selling kratom products for up to
34 three years.

35 3. A retailer does not violate section 124F.2 if it is shown

H-8163 (Continued)

1 by a preponderance of the evidence that the retailer relied
2 in good faith upon the representation of the manufacturer,
3 processor, packer, or distributor of food represented to be a
4 kratom product.>

5 2. Title page, by striking lines 1 and 2 and inserting
6 <An Act regulating the sale, production, and distribution of
7 kratom, and providing penalties.>

By BRADLEY of Jones

H-8163 FILED MARCH 5, 2026

HOUSE FILE 2133

H-8168

1 Amend House File 2133 as follows:

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

4 <Section 1. NEW SECTION. 124F.1 Definitions.

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

7 1. "*Attractive to children*" means a quality of a product
8 manufactured that is either:

9 a. In a shape that resembles a human, a cartoon character,
10 or an animal.

11 b. In a form that resembles an existing candy product that
12 is a widely distributed, branded food item.

13 2. "*Department*" means the department of health and human
14 services.

15 3. "*Finished kratom product*" means a kratom product that is
16 ready for sale to the end user. For purposes of registration,
17 a finished kratom product is differentiated by its ingredients,
18 not by its weight, volume, or size.

19 4. "*Food service establishment*" means any establishment
20 providing or serving food directly to consumers that is
21 regulated by the department and local public health agencies.

22 5. "*Kratom*" means the plant, or any part of the plant,
23 *Mitragyna speciosa*.

24 6. "*Kratom food service establishment*" means any food
25 service establishment that sells finished kratom products.

26 7. "*Kratom product*" means a food product, food ingredient,
27 dietary ingredient, dietary supplement, or beverage intended
28 for human consumption that contains any part of the leaf of the
29 kratom plant and is manufactured as a powder, capsule, pill, or
30 other consumable form.

31 8. "*Processor*" means an entity that does any of the
32 following:

33 a. Refines kratom into input ingredients for the purpose of
34 manufacturing a finished kratom product.

35 b. Manufactures finished kratom products.

1 *c.* Packages finished kratom products for resale.

2 Sec. 2. NEW SECTION. 124F.2 Product requirements.

3 Finished kratom products sold to consumers at a retail
4 establishment, a convenience store, or a kava or kratom bar in
5 this state:

6 1. Shall be in one of the following delivery forms:

7 *a.* Dried leaf.

8 *b.* Powder.

9 *c.* Pill.

10 *d.* Liquid.

11 *e.* Capsule.

12 2. Shall possess a certificate of analysis that has been
13 submitted to the department as required under this chapter.

14 3. Shall be registered with the department.

15 4. Shall include directions for consumption of the kratom
16 product on the product's label, including but not limited to
17 the following information:

18 *a.* A maximum dosage of one hundred milligrams of kratom
19 alkaloids per serving.

20 *b.* The number of servings per package.

21 *c.* The amount in milligrams of 7-hydroxymitragynine and
22 mitragynine per serving.

23 *d.* A warning advising consumers of the number of servings
24 that may be safely consumed in a twenty-four-hour period.

25 *e.* A warning prohibiting use by individuals who are under
26 twenty-one years of age.

27 *f.* A warning advising against use by individuals who are
28 pregnant or breast-feeding.

29 *g.* A warning advising the consumer to consult a health care
30 professional before use, that the product may be habit-forming,
31 and that the product may cause adverse health effects.

32 *h.* The following warning statement:

33 "These statements have not been evaluated by the United
34 States Food and Drug Administration. This product is not
35 intended to diagnose, treat, cure, or prevent any disease."

- 1 *i.* The expiration date.
- 2 *j.* The name and place of business of the registrant.
- 3 5. Shall comply with the packaging and labeling
4 requirements set forth in this chapter and the rules adopted
5 thereunder.
- 6 6. Shall not be attractive to children.
- 7 7. Shall be in a container that meets all of the following
8 conditions:
- 9 *a.* Is suitable to contain products for human consumption.
- 10 *b.* Is compliant with the federal Poison Prevention Packaging
11 Act of 1970, 15 U.S.C. §1471 et seq.
- 12 *c.* Contains a graduated measuring device, if applicable.
- 13 8. Shall not be adulterated including but not limited to by
14 containing metals, pesticides, or pathogens in excess of the
15 limits set by this chapter or department rule.
- 16 9. Shall be sold only in establishments that restrict entry
17 to persons who are twenty-one years of age or older and require
18 age verification.
- 19 10. Shall not be served in a form that combines or mixes
20 finished kratom products with psychoactive substances that
21 impact the central nervous system including but not limited to
22 alcohol, caffeine, kava, cannabinoids, and nicotine.
- 23 Sec. 3. NEW SECTION. **124F.3 Manufacturing and distribution.**
- 24 1. Kratom products shall be manufactured or distributed
25 in this state only by a processor who is subject to and in
26 compliance with all state laws and regulations applicable to
27 food processors. Kratom products shall not be manufactured or
28 distributed by a cottage food producer under section 137F.20.
- 29 2. A processor that manufactures, processes, packs, or
30 offers for sale kratom, kratom products, or finished kratom
31 products shall be properly registered with the United States
32 food and drug administration.
- 33 3. A processor shall comply with current good manufacturing
34 practices contained in 21 C.F.R. pt. 210.
- 35 4. A processor shall maintain product liability insurance

1 with a minimum occurrence limit of three million dollars.

2 5. For each batch of a registered finished kratom product,
3 the processor shall retain and submit, upon request, a
4 certificate of analysis to the department from a laboratory
5 accredited pursuant to international organization for
6 standardization/international electrotechnical commission
7 standard 17025 or other comparable accreditation standard
8 required by the department. The processor shall not have
9 any direct or indirect financial or economic interest in the
10 laboratory or accrediting body. The processor shall maintain
11 the certificates of analysis for a minimum of one year after
12 the finished kratom product's expiration date. The certificate
13 of analysis shall demonstrate that the finished kratom product
14 is in compliance with the concentration limits established by
15 statute or rule for the following:

16 a. Alkaloid and alkaloid metabolites.

17 b. Residual solvents.

18 c. Heavy metals including but not limited to cadmium,
19 arsenic, mercury, and lead.

20 d. Pesticides and any other substance limited by rule of the
21 department.

22 6. A finished kratom product served by a kratom food service
23 establishment shall be registered with the department and
24 comply with the requirements of this chapter. A person shall
25 not serve kratom beverages combined with alcohol, drugs, or
26 other kratom products.

27 7. This chapter shall not apply to finished kratom products
28 processed or manufactured in this state and subsequently
29 shipped or transported out of this state for sale or use
30 outside of this state.

31 8. Finished kratom products produced in this state and
32 subsequently shipped or transported out of this state for sale
33 or use outside of this state:

34 a. Shall not be sold, shipped, or transported to a consumer
35 in this state, to a retail establishment in this state, or to a

1 person who sells or intends to sell such products to a consumer
2 in this state.

3 *b.* Shall be in a package with the following marking in a
4 bold font size of at least thirty-six points:

5 NOT FOR USE OR RETAIL SALE IN IOWA

6 *c.* Shall be physically separated from finished kratom
7 products that are, or are intended to be, sold or used in this
8 state.

9 **Sec. 4. NEW SECTION. 124F.4 Adverse health events.**

10 1. If a processor or the department receives notice of any
11 adverse health event suspected to be related to the processor's
12 kratom product, the processor or the department shall submit an
13 adverse event report, as set out in the Federal Food, Drug, and
14 Cosmetic Act, 21 U.S.C. §379aa-1(b)(1), to the United States
15 food and drug administration.

16 2. If probable cause exists that a kratom product may
17 be adulterated, the department may require an independent
18 third-party test of the kratom product by a laboratory of the
19 department's choice, and the processor shall pay the cost of
20 the test. If the processor does not make such payment to the
21 department within thirty days after receiving the invoice for
22 the testing fee, the department shall revoke the registration
23 for that product.

24 **Sec. 5. NEW SECTION. 124F.5 Penalties.**

25 1. A processor that manufactures, delivers, offers for
26 sale, distributes, or sells a finished kratom product that
27 violates section 124F.2 or 124F.3 shall be guilty of a serious
28 misdemeanor.

29 2. Kratom products possessed, manufactured, delivered,
30 offered for sale, distributed, or sold in violation of this
31 chapter by an entity regulated under this chapter may be
32 detained or embargoed and the entity in violation is subject to
33 all penalties and remedies that apply for a violation of this
34 chapter. The department shall not grant permission to remove
35 or use, except for disposal, detained or embargoed finished

1 kratom products that are attractive to children until the
2 finished kratom products comply with this chapter.

3 3. If a processor fails to provide the department with a
4 certificate of analysis within seven days after receiving a
5 request from the department or fails to immediately report an
6 adverse health event to the department as required by section
7 124F.4, the department may revoke the processor's finished
8 kratom product registration.

9 4. A processor that manufactures, delivers, offers for
10 sale, distributes, or sells a kratom product that contains
11 any controlled substance or adulterants commits a serious
12 misdemeanor and may be subject to criminal penalties under
13 chapter 124.

14 5. A laboratory that fails to ensure the accuracy of its
15 certificates of analysis issued under this chapter is subject
16 to an administrative fine in an amount determined by the
17 department by rule.

18 Sec. 6. NEW SECTION. 124F.6 Rules.

19 The department shall adopt rules pursuant to chapter 17A
20 necessary to administer this chapter.

21 Sec. 7. NEW SECTION. 124F.7 Citation.

22 This chapter shall be known as and may be cited as the "*Iowa*
23 *Kratom Consumer Protection Act*".>

24 2. Title page, by striking lines 1 and 2 and inserting <An
25 Act establishing the Iowa kratom consumer protection Act, and
26 providing penalties.>

By SORENSEN of Adair

HOUSE FILE 2592

H-8170

1 Amend House File 2592 as follows:

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

4 <Section 1. Section 12B.10, subsection 5, Code 2026, is
5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. *c.* A political subdivision may obtain a
7 competitive quote directly from an eligible institution for an
8 investment exceeding twelve months or using nonstandard terms.

9 Sec. 2. Section 12B.10, subsection 7, unnumbered paragraph
10 1, Code 2026, is amended to read as follows:

11 Notwithstanding sections 12C.2, 12C.4, and 12C.6, and any
12 other provision of law relating to the deposits of public
13 funds, if public funds are deposited in a depository, as
14 defined in section 12C.1, any uninsured portion of the public
15 funds invested through the depository may be invested in
16 insured deposits or certificates of deposit arranged by
17 the depository that are placed in or issued by one or more
18 federally insured banks, credit unions, or savings associations
19 regardless of location for the account of the public funds
20 depositor if all of the following requirements are satisfied:

21 Sec. 3. Section 12B.10A, subsection 2, Code 2026, is amended
22 by adding the following new paragraph:

23 NEW PARAGRAPH. *d.* Among authorized investments of the same
24 type and comparable maturity, a political subdivision investing
25 public funds shall select the investment offering the highest
26 rate of return.

27 Sec. 4. NEW SECTION. 12B.10D Public funds investment
28 transparency.

29 1. *a.* A financial institution or joint investment trust
30 eligible to receive public funds pursuant to the laws of this
31 state shall maintain publicly accessible historical rate
32 data for a minimum of one year and shall post on a publicly
33 accessible internet site at least once per week all of the
34 following:

35 (1) Current rates for daily liquid or demand deposit

1 products available to a public entity.

2 (2) Fixed-term investment rates available to a public
3 entity that range from one month to twelve months.

4 (3) Any applicable investment threshold, capacity limit, or
5 minimum or maximum deposit amount associated with those rates.

6 *b.* Any rate that a financial institution or joint investment
7 trust posts on an internet site must reflect offerings
8 available to a public entity at the time of publication and
9 clearly identify any promotional or limited availability rate.

10 2. A local government investing operating funds directly in
11 a publicly offered deposit product or joint investment trust
12 shall document the settlement date of each investment, the
13 investment type, the amount invested, and the rate received in
14 a public quarterly financial report.

15 Sec. 5. Section 12C.17, subsection 1, paragraph c, Code
16 2026, is amended to read as follows:

17 *c.* The securities shall be deposited with the federal
18 reserve bank, the federal home loan bank of Des Moines, Iowa,
19 ~~a corporate central credit union organized under section~~
20 ~~533.213~~ a securities broker-dealer registered as a member of
21 the financial industry regulatory authority, or a corporate
22 credit union whose activities are subject to regulation by the
23 national credit union administration pursuant to a bailment
24 agreement or a pledge custody agreement.

25 Sec. 6. Section 12C.17, subsection 4, Code 2026, is amended
26 to read as follows:

27 4. Upon written request from the appropriate public officer
28 but not less than monthly, the federal reserve bank, the
29 federal home loan bank of Des Moines, Iowa, ~~a corporate central~~
30 ~~credit union organized under section 533.213~~ a securities
31 broker-dealer registered as a member of the financial industry
32 regulatory authority, or a corporate credit union whose
33 activities are subject to regulation by the national credit
34 union administration shall report a description, the par value,
35 and the market value of any pledged collateral by a credit

H-8170 (Continued)

1 union.>

By BERGAN of Winneshiek

H-8170 FILED MARCH 5, 2026

HOUSE FILE 2611

H-8167

- 1 Amend House File 2611 as follows:
- 2 1. Page 1, line 17, by striking <ten thousand> and inserting
- 3 <fifty thousand>

By COOLING of Linn

H-8167 FILED MARCH 5, 2026

HOUSE FILE 2629

H-8166

1 Amend House File 2629 as follows:

2 1. Page 2, line 17, before <A> by inserting <A law
3 enforcement officer responding to a valid report of unlawful
4 squatting shall arrest or remove the person accused of unlawful
5 squatting from the premises.>

By STONE of Winnebago

H-8166 FILED MARCH 5, 2026

H-8169

1 Amend House File 2642 as follows:

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

4 <Section 1. Section 455B.171, Code 2026, is amended by
5 adding the following new subsection:

6 NEW SUBSECTION. 18A. *"On-site native distillery operation"*
7 means land where there is located an operating native
8 distillery issued a class "A" native distilled spirits license
9 by the department of revenue pursuant to section 123.43A.

10 Sec. 2. NEW SECTION. **455B.172B On-site native distillery**
11 **operations.**

12 1. The department shall adopt by rule pursuant to chapter
13 17A standards for the disposal of wastewater from an on-site
14 native distillery operation. These standards shall provide for
15 but are not limited to disposal by all of the following:

16 a. By land application if all of the following apply:

17 (1) The volume of wastewater produced by the on-site native
18 distillery operation is less than one thousand five hundred
19 gallons per day.

20 (2) The application rate does not exceed thirty thousand
21 gallons per acre per year.

22 (3) The application rate does not exceed one thousand five
23 hundred gallons per acre per day.

24 (4) The standards for land application are consistent with
25 the rules for land application of septage adopted to implement
26 section 455B.172.

27 b. At a publicly owned treatment works or other wastewater
28 treatment system with the permission of the owner of the
29 treatment works.

30 c. Through a subsurface absorption system in conformance
31 with applicable regulations of the United States environmental
32 protection agency.

33 d. Through a disposal system that meets all of the following
34 requirements:

35 (1) The disposal system is located on the same site as the

1 on-site native distillery operation.

2 (2) The disposal system is constructed in conformance with a
3 permit issued by the department.

4 (3) For a disposal system that discharges wastewater
5 into a water of the United States, the system is operated in
6 conformance with a national pollutant discharge elimination
7 system permit issued by the department under section 455B.197.

8 Sec. 3. Section 455B.261, subsection 4, Code 2026, is
9 amended by striking the subsection.

10 Sec. 4. Section 455B.265, subsection 1, Code 2026, is
11 amended to read as follows:

12 1. In its consideration of applications for permits, the
13 department shall give priority in processing to persons in
14 the order that the applications are received, except where
15 when the application of this processing priority system
16 prevents the prompt approval of routine applications or
17 ~~where~~ when the public health, safety, or welfare will be
18 threatened by delay. If the department determines after
19 investigation that the diversion, storage, or withdrawal is
20 consistent with the principles and policies of beneficial
21 use and ensuring conservation, the department shall grant a
22 permit. The determination of beneficial use shall not be
23 based on categories of uses. An application for a permit
24 shall be approved or denied within ninety days from the date
25 that the department receives the complete application. A
26 renewal permit shall be approved or denied by the department
27 within thirty days from the date that the department receives a
28 complete application for renewal. If the applicant requests an
29 extension of the time allotted, the department may approve the
30 request to allow the applicant more time to submit additional
31 information to resolve a contested or complex application.
32 Regardless of the request in the application, and subject
33 to appeal, the director or the department may determine the
34 duration and frequency of withdrawal and the quantity of
35 water to be diverted, stored, or withdrawn pursuant to the

H-8169 (Continued)

1 permit. Each permit granted after July 1, 1986, shall include
2 conditions requiring routine conservation practices, and
3 requiring implementation of emergency conservation measures
4 after notification by the department.>

5 2. Title page, line 1, by striking <certain liquids> and
6 inserting <water>

7 3. Title page, line 3, by striking <liquid waste> and
8 inserting <wastewater>

By GOLDING of Linn

H-8169 FILED MARCH 5, 2026

HOUSE FILE 2671

H-8162

1 Amend the amendment, H-8159, to House File 2671, as follows:

2 1. Page 1, by striking lines 1 through 33 and inserting:

3 <Amend House File 2671 as follows:

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

5 <Section 1. Section 8A.322, subsection 3, Code 2026, is
6 amended to read as follows:

7 3. a. The director shall establish, publish, and enforce
8 rules regulating and restricting the use by the public of the
9 capitol buildings and grounds and of the state laboratories
10 facility in Ankeny. The rules when established shall be posted
11 in conspicuous places about the capitol buildings and grounds
12 and the state laboratories facility, as applicable. Any person
13 violating any rule, except a parking regulation, shall be
14 guilty of a simple misdemeanor.

15 b. The rules shall prohibit a person, other than a peace
16 officer, from openly carrying a pistol or revolver in the
17 capitol building and on the grounds surrounding the capitol
18 building including state parking lots and parking garages.
19 However, this ~~subsection~~ paragraph shall not be construed
20 to allow the director to prohibit the lawful carrying,
21 transportation, or possession of any pistol or revolver in the
22 capitol building and on the grounds surrounding the capitol
23 building including state parking lots and parking garages by
24 any person regardless of whether the person has a valid permit
25 to carry weapons.

26 c. A request to hold a public event on the capitol
27 complex must be submitted to the department by completing an
28 application on the department's internet site. The director
29 shall notify the applicant of approval or denial of the
30 request by a letter to the event sponsor or a memorandum of
31 understanding signed by the director and the event sponsor that
32 specifies the conditions under which the event will take place.
33 The director shall not approve or deny a request based on the
34 number of events an applicant has held or requested to hold on
35 the capitol complex. It is the intent of the general assembly

H-8162 (Continued)

1 that this paragraph shall not be interpreted as an infringement
2 on the rights guaranteed by Article I, section 20, of the
3 Constitution of the State of Iowa.>

4 2. Page 1, line 8, by striking <This Act> and inserting
5 <The section of this Act enacting section 8A.367, subsection
6 2, paragraph `d`,>

7 3. Title page, line 1, before <the compatibility> by
8 inserting < matters under the purview of the department of
9 administrative services, including rules for capitol complex
10 events and>

11 4. By renumbering as necessary.>

By DUNWELL of Jasper

[H-8162](#) FILED MARCH 5, 2026

WITHDRAWN

HOUSE FILE 2671

H-8165

1 Amend the amendment, H-8159, to House File 2671, as follows:

2 1. Page 1, by striking lines 1 through 33 and inserting:

3 <Amend House File 2671 as follows:

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

5 <Section 1. Section 8A.322, subsection 3, Code 2026, is
6 amended to read as follows:

7 3. a. The director shall establish, publish, and enforce
8 rules regulating and restricting the use by the public of the
9 capitol buildings and grounds and of the state laboratories
10 facility in Ankeny. The rules when established shall be posted
11 in conspicuous places about the capitol buildings and grounds
12 and the state laboratories facility, as applicable. Any person
13 violating any rule, except a parking regulation, shall be
14 guilty of a simple misdemeanor.

15 b. The rules shall prohibit a person, other than a peace
16 officer, from openly carrying a pistol or revolver in the
17 capitol building and on the grounds surrounding the capitol
18 building including state parking lots and parking garages.
19 However, this ~~subsection~~ paragraph shall not be construed
20 to allow the director to prohibit the lawful carrying,
21 transportation, or possession of any pistol or revolver in the
22 capitol building and on the grounds surrounding the capitol
23 building including state parking lots and parking garages by
24 any person regardless of whether the person has a valid permit
25 to carry weapons.

26 c. A request to hold a public event on the capitol
27 complex must be submitted to the department by completing an
28 application on the department's internet site. The director
29 shall notify the applicant of approval or denial of the
30 request by a letter to the event sponsor or a memorandum of
31 understanding signed by the director and the event sponsor that
32 specifies the conditions under which the event will take place.
33 The director shall not approve or deny a request based on the
34 number of events an applicant has held or requested to hold on
35 the capitol complex. It is the intent of the general assembly

H-8165 (Continued)

1 that this paragraph shall not be interpreted as an infringement
2 on the rights guaranteed by Article I, section 20, of the
3 Constitution of the State of Iowa.>

4 2. Page 1, after line 7 by inserting:

5 <Sec. ____ . EFFECTIVE DATE. The following, being deemed of
6 immediate importance, takes effect upon enactment:

7 The section of this Act amending section 8A.322, subsection
8 3.>

9 3. Page 1, line 8, by striking <This Act> and inserting
10 <The section of this Act enacting section 8A.367, subsection
11 2, paragraph "d",>

12 4. Title page, line 1, before <the compatibility> by
13 inserting < matters under the purview of the department of
14 administrative services, including rules for capitol complex
15 events and>

16 5. Title page, line 3, after <including> by inserting
17 <effective date and>

18 6. By renumbering as necessary.>

By DUNWELL of Jasper

[H-8165](#) FILED MARCH 5, 2026

ADOPTED

HOUSE FILE 2702

H-8164

1 Amend House File 2702 as follows:

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

4 <Section 1. NEW SECTION. 557D.1 Short title.

5 This chapter shall be known and may be cited as the "*Iowa*
6 *Surface Owners Protection Act*".

7 Sec. 2. NEW SECTION. 557D.2 Applicability.

8 This chapter applies to all of the following:

9 1. Real property and its improvements on which oil and gas
10 operations are conducted.

11 2. Oil and gas operations commenced on or after July 1,
12 2026, except for all of the following:

13 a. Maintenance and ongoing production activities related
14 to an oil or gas well producing or capable of producing oil or
15 gas on July 1, 2026, for which the operator has a valid permit
16 from the department of natural resources, except for all of the
17 following:

18 (1) Reentries, workovers, and other oil or gas operations
19 are subject to this chapter if the activities disturb
20 additional surface.

21 (2) The duty to reclaim, as stated in section 557D.4,
22 subsection 3, is applicable to a well that is not plugged or
23 abandoned on July 1, 2026.

24 b. Oil and gas operations conducted within the scope of
25 an agreement, entered into prior to July 1, 2026, between a
26 surface owner and an operator that sets forth the rights and
27 obligations of the parties with respect to surface activities
28 conducted by the operator, including providing payment for
29 damages to the surface owner.

30 c. Oil and gas operations conducted within the scope of
31 a surface use and compensation agreement, entered into on or
32 after July 1, 2026, between a surface owner and an operator are
33 not required to strictly comply with sections 557D.4, 557D.5,
34 or 557D.6 to the extent the agreement is not inconsistent with
35 Iowa law.

1 Sec. 3. NEW SECTION. 557D.3 Definitions.

2 As used in this chapter, unless the context otherwise
3 requires:

4 1. *"Bank"* means *"bank"*, *"insured bank"*, or *"state bank"* as
5 those terms are defined in section 524.103.

6 2. *"Banking institution"* means a bank or credit union.

7 3. *"Certified appraiser"* means *"certified real estate*
8 *appraiser"* as defined in section 543D.2.

9 4. *"Credit union"* means the same as defined in section
10 533.102.

11 5. *"Department"* means the department of natural resources.

12 6. *"Oil and gas operations"* means all activities affecting
13 a surface owner's land that are associated with exploration,
14 drilling, or production of oil, gas, or metallic mineral
15 resources that require a permit pursuant to section 458A.5,
16 from initial exploration through final reclamation of the
17 affected surface.

18 7. *"Operator"* means a person with the legal right to conduct
19 oil and gas operations, including an agent, employee, or
20 contractor of the person.

21 8. *"Reclaim"* means to substantially restore the surface
22 affected by oil and gas operations to the condition that
23 existed prior to the oil and gas operations, or as otherwise
24 agreed to in writing by the operator and surface owner.

25 9. *"Surface owner"* means a person who holds legal or
26 equitable title, as shown in the records of the county clerk,
27 to the surface of the real property, which is suitable for
28 agricultural use, and on which the operator has the legal right
29 to conduct oil and gas operations.

30 10. *"Surface use and compensation agreement"* means an
31 agreement between a surface owner and an operator specifying
32 the rights and obligations of the surface owner and the
33 operator concerning oil and gas operations, including providing
34 payment for damages to the surface owner's land.

35 11. *"Tenant"* means a person who holds a leasehold interest

1 in agricultural land.

2 Sec. 4. NEW SECTION. 557D.4 Compensation for oil and gas
3 operations.

4 1. a. An operator shall compensate the surface owner
5 for all damages to the land, land improvements, soil, water,
6 groundwater, and crops including reductions in crop yields,
7 as applicable, caused by entering, using, and occupying the
8 surface owner's land for oil and gas operations.

9 b. To the extent not otherwise included in paragraph "a",
10 an operator shall compensate the surface owner for the loss
11 of agricultural production and the reduction in gross income
12 attributable to the oil and gas operations on the surface
13 owner's land.

14 c. An operator shall compensate the surface owner for all
15 of the following:

16 (1) Access, use, and the right to exclude persons from
17 the surface owner's land for the duration of the oil and gas
18 operations.

19 (2) The reduction in land value of the tract caused by the
20 oil and gas operations.

21 2. The amount of compensation may be determined by any
22 method or formula mutually agreeable between the surface owner
23 and the operator or as provided in section 557D.8.

24 3. A reservation or assignment of the compensation provided
25 in subsection 1 apart from the surface estate is prohibited
26 except to a surface owner of the land, a tenant of the surface
27 estate, an agricultural supply dealer as defined in section
28 570A.1, or a financial institution as defined in section
29 570A.1.

30 4. An operator shall not be responsible for allocating
31 compensation between the surface owner and any tenant, except
32 that an operator shall compensate a tenant of the surface
33 owner for any damages to crops including any reduction in crop
34 yields and the cost of repairing or replacing any leasehold
35 improvements damaged as a result of the operator's oil and gas

1 operations. The improvements must be approved or authorized by
2 the surface owner.

3 5. An operator shall reclaim all the surface affected by
4 the operator's oil and gas operations once the oil and gas
5 operations are completed or the well is plugged or closed.

6 Sec. 5. NEW SECTION. 557D.5 Notice of operations —
7 proposed surface use and compensation agreement.

8 1. Prior to initial entry upon the land for an activity that
9 does not disturb the surface, including an inspection, staking,
10 survey, measurement, or general evaluation of a proposed route
11 or site for oil and gas operations, the operator shall provide
12 at least ten business days' notice by certified mail or hand
13 delivery to the surface owner.

14 2. No less than ninety days before first entering the
15 surface of the land to conduct oil and gas operations, an
16 operator shall, by certified mail or hand delivery, give the
17 surface owner notice of the planned oil and gas operations.
18 The notice shall include all of the following:

19 a. Sufficient disclosure of the planned oil and gas
20 operations to enable the surface owner to evaluate the effect
21 of the operations on the property.

22 b. A copy of the provisions of this chapter.

23 c. The name, address, telephone number and, if available,
24 facsimile number, and electronic mail address of the operator
25 and the operator's authorized representative.

26 d. A proposed surface use and compensation agreement
27 addressing, at a minimum and to the extent known, all of the
28 following issues:

29 (1) The placement, specifications, maintenance, and design
30 of well pads, gathering pipelines, and roads to be constructed
31 for oil and gas operations.

32 (2) Terms of ingress and egress upon the surface of the land
33 for oil and gas operations.

34 (3) Construction, maintenance, and placement of all pits
35 and equipment used or planned for oil and gas operations.

1 (4) Use and impoundment of water on the surface of the land,
2 the drilling of any water wells, and the quantity of water
3 removal.

4 (5) Removal and restoration of plant life.

5 (6) Surface water drainage changes.

6 (7) Actions to limit and effectively control precipitation
7 runoff and erosion.

8 (8) Control and management of noise, weeds, dust, traffic,
9 trespass, litter, and interference with the surface owner's
10 use.

11 (9) Interim and final obligations to reclaim the surface
12 owner's land.

13 (10) Actions to minimize surface damages to the property.

14 (11) Operator indemnification for injury to persons caused
15 by the operator.

16 (12) An offer of compensation for damages to the surface
17 affected by oil and gas operations.

18 3. If legal title and equitable title are not held by the
19 same person, notice shall be given to both the holder of legal
20 title and to the holder of equitable title.

21 4. a. Upon receipt of the notice required by subsection 2,
22 the surface owner may do any of the following:

23 (1) Accept the proposed surface use and compensation
24 agreement.

25 (2) Reject the proposed surface use and compensation
26 agreement. Failure to accept the proposed agreement within
27 ninety days shall be deemed to be a rejection by the surface
28 owner.

29 b. If the proposed agreement is rejected, the surface owner
30 may enter into negotiations with the operator, including, if
31 the parties agree, with the aid of mediation.

32 5. The operator and the surface owner may enter into a
33 mutually acceptable surface use and compensation agreement with
34 respect to the surface activities conducted by the operator.

35 6. Notices required under this section shall be deemed to

1 have been received five days after mailing by certified mail or
2 immediately upon hand delivery.

3 Sec. 6. NEW SECTION. 557D.6 **Financial assurance for payment**
4 **of damages.**

5 Prior to commencing oil and gas operations, the operator
6 shall file and maintain financial assurance with the department
7 utilizing one of the following methods:

8 1. The financial assurance shall consist of a surety bond
9 of a surety corporation authorized to do business in Iowa
10 as surety, an irrevocable letter of credit from a banking
11 institution, cash, or a certificate of deposit for the benefit
12 of the department and the surface owner in the amount of at
13 least fifty thousand dollars per well location. The surety
14 bond, irrevocable letter of credit, cash, or certificate of
15 deposit shall only be released by the department if any of the
16 following occur:

17 *a.* The surface owner provides notice that compensation for
18 damages has been paid.

19 *b.* The surface owner and the operator have executed a
20 surface use and compensation agreement or otherwise agreed that
21 the security should be released.

22 *c.* There has been a final resolution of the judicial appeal
23 in any action for damages and any awarded damages have been
24 paid.

25 *d.* All wells have been plugged and closed and the operator
26 has not conducted oil and gas operations on the surface owner's
27 property for a period of six years.

28 2. The financial assurance shall consist of a blanket
29 surety bond of a surety corporation authorized to do business
30 in Iowa as surety, irrevocable letter of credit from a banking
31 institution, cash, or a certificate of deposit in the sum of
32 at least one hundred thousand dollars subject to the following
33 criteria:

34 *a.* The department shall hold the corporate surety bond,
35 irrevocable letter of credit, cash, or certificate of deposit

1 for the benefit of the surface owners of this state and shall
2 ensure that such security is in a form readily payable to a
3 surface owner awarded damages in an action brought pursuant to
4 this chapter.

5 *b.* The corporate surety bond, irrevocable letter of credit,
6 cash or certificate of deposit shall remain in full force and
7 effect as long as the operator continues oil and gas operations
8 in Iowa.

9 *c.* The corporate surety bond, irrevocable letter of credit,
10 cash, or certificate of deposit shall not be released until
11 six years after the operator is not the operator or producer
12 of record of any well in Iowa and does not hold any outstanding
13 drilling permits in Iowa issued pursuant to chapter 458A.

14 *d.* In the event that, pursuant to a judgment, all or a
15 portion of the corporate surety bond, irrevocable letter of
16 credit, cash, or certificate of deposit has been used to pay a
17 surface owner, the operator shall immediately post additional
18 financial assurance so that the total amount posted equals
19 one hundred thousand dollars and, if the operator does not
20 post the additional financial assurance, the department shall
21 publish notice to that effect on its website and an applicable
22 electronic newsletter or press release. The department may
23 suspend the operator's or producer's permits issued pursuant
24 to section 458A.5 if the operator fails to post sufficient
25 financial assurance.

26 **Sec. 7. NEW SECTION. 557D.7 Notification of operator —**
27 **statute of limitations.**

28 Any person, to receive compensation for crop yield damages
29 under section 557D.4 or 557D.8, shall notify the operator
30 of the potential reduction in crop yields at least fourteen
31 days prior to harvest. Any claim for relief for compensation
32 brought under this chapter must be commenced within the
33 limitations period provided in chapter 614.

34 **Sec. 8. NEW SECTION. 557D.8 Determination of damages.**

35 1. Before filing a petition with the county board of

1 supervisors pursuant to this section or commencing a legal
2 action to recover compensation for damages identified in
3 section 557D.4, a person entitled to compensation shall prepare
4 a damages statement describing the damages and the amount of
5 compensation requested for those damages. If claiming damages
6 pursuant to section 557D.4, subsection 1, paragraph "c",
7 the surface owner may obtain a written appraisal valuing the
8 person's tracts affected or foreseeably affected by the oil
9 and gas operations. A certified appraiser, or an individual
10 possessing a temporary permit pursuant to section 543D.11,
11 shall conduct the appraisal. The operator shall be provided
12 with a copy of the damages statement, including the appraisal,
13 if applicable. The operator may make an offer for settlement
14 to the surface owner or tenant within thirty days of receiving
15 the damages statement.

16 2. The operator shall reimburse the reasonable actual costs
17 of the appraisal incurred by the surface owner for obtaining
18 the appraisal under this section or, at the election of the
19 surface owner, the operator shall pay the reasonable actual
20 costs directly to the appraiser.

21 3. The appraisal or opinion of value expressed in the
22 appraisal is inadmissible at a proceeding commenced under this
23 chapter, unless the information is offered by the surface
24 owner. Whether an appraisal is issued under this section does
25 not require or prohibit the introduction of specific evidence
26 offered at a proceeding commenced under this chapter.

27 4. A surface owner, tenant, or operator may file a petition
28 with the county board of supervisors where the oil and gas
29 operations are being conducted asking that a compensation
30 commission determine the damages and the amount of compensation
31 due pursuant to this chapter. If the board of supervisors by
32 resolution approves the petition, the surface owner, tenant, or
33 operator shall commence the proceeding by filing an application
34 with the chief judge of the judicial district for the county
35 for the appointment of a compensation commission as provided

1 in section 6B.4. The application shall contain all of the
2 following information:

3 *a.* The name and address of the applicant and a description
4 of the land on which the damage is claimed to have occurred.

5 *b.* A description of the nature of the damage claimed to have
6 occurred and the amount of the compensation requested.

7 *c.* The name and address of the operator claimed to have
8 caused the damage or the name and address of the affected
9 surface owner or tenant.

10 5. *a.* After the commissioners have been appointed, the
11 applicant shall serve notice on the operator, or the surface
12 owner and the tenant, stating all of the following:

13 (1) That a compensation commission has been appointed to
14 determine the damages caused by the oil and gas operations.

15 (2) The name and address of the applicant and a description
16 of the land on which the damage is claimed to have occurred.

17 (3) The date, time, and place when the commissioners will
18 view the premises and proceed to appraise the damages and that
19 the operator, surface owner, or tenant may appear before the
20 commissioners.

21 *b.* The county attorney may assist in coordinating the
22 proceedings, but does not become an attorney for the operator,
23 surface owner, or tenant by doing so. The county attorney may
24 assist the commission with preparing its written report.

25 6. The commissioners shall view the land at the time
26 provided in the notice and assess the damages sustained by
27 the surface owner or tenant by reason of the oil and gas
28 operations and they shall file their report with the sheriff.
29 The appraisal of damages returned by the commissioners is
30 final unless appealed. After the appraisal of damages
31 has been delivered to the sheriff by the compensation
32 commission, the sheriff shall give written notice by ordinary
33 mail to the operator, surface owner, and tenant of the date
34 the appraisal of damages was made, the amount of the
35 appraisal, and that any interested party may appeal to the

1 district court within thirty days of the date of mailing. The
2 sheriff shall endorse the date of mailing of notice on the
3 original appraisal of damages. At the time of appeal, the
4 appealing party shall give written notice to the adverse party
5 or the adverse party's attorney and the sheriff.

6 7. Chapter 6B applies to this section to the extent it is
7 applicable and consistent with this section.

8 8. The operator shall pay all costs of the assessment made
9 by the commissioners and reasonable attorney fees and costs
10 incurred by the landowner, as determined by the commissioners,
11 if the award of the commissioners exceeds one hundred ten
12 percent of the final offer of the operator prior to the
13 determination of damages. The operator shall file with the
14 sheriff an affidavit setting forth the most recent offer made
15 to the surface owner or tenant. Commissioners shall receive
16 a per diem of fifty dollars and actual and necessary expenses
17 incurred in the performance of their official duties. The
18 operator shall also pay all costs occasioned by the appeal,
19 including reasonable attorney fees to be taxed by the court,
20 unless on the trial of the appeal the same or a lesser amount
21 of damages is awarded than was allowed by the compensation
22 commission from which the appeal was taken.

23 Sec. 9. NEW SECTION. 557D.9 Damages.

24 In an action brought pursuant to this chapter, if the court
25 finds that compensation is owed for damages, the court may also
26 award the surface owner attorney fees and costs if any of the
27 following occurred:

28 1. The operator conducted oil and gas operations without
29 providing notice as required by section 557D.5, subsection 2.

30 2. The operator conducted oil and gas operations without a
31 surface use and compensation agreement and before filing and
32 maintaining financial assurance as required pursuant to section
33 557D.6.

34 3. The operator conducted oil and gas operations outside
35 the scope of a surface use and compensation agreement and, when

H-8164 (Continued)

1 entering into the agreement, knew or should have known that oil
2 and gas operations would be conducted outside the scope of the
3 agreement.

4 4. The operator failed to exercise good faith in complying
5 with the provisions of this chapter or the terms of a surface
6 use and compensation agreement.

7 5. The operator willfully and knowingly violated the
8 surface use and compensation agreement.

9 Sec. 10. NEW SECTION. 557D.10 Remedies not exclusive.

10 The remedies provided by this chapter are not exclusive and
11 do not preclude a person from seeking other remedies allowed
12 by law.>

13 2. Title page, lines 1 and 2, by striking <oil and gas,
14 geologic hydrogen, hydrocarbons, or other minerals> and
15 inserting <oil, gas, or metallic mineral resources>

By HARRIS of Appanoose

H-8164 FILED MARCH 5, 2026