

**EIGHTY-SIXTH GENERAL ASSEMBLY  
2015 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

MARCH 11, 2015

**HOUSE FILE 394**

**H-1033**

1 Amend House File 394 as follows:

2 1. Page 1, line 19, after <to> by inserting <offer  
3 and>

4 2. Page 1, after line 20 by inserting:

5 <3. "Transportation network company insurance" means  
6 a primary liability policy that covers a transportation  
7 network company driver's operation of a motor vehicle  
8 while providing transportation network company  
9 services or in connection with a transportation network  
10 company's digital network or software application  
11 service.>

12 3. Page 1, by striking lines 21 through 33 and  
13 inserting:

14 <4. "Transportation network company services" begin  
15 when a transportation network company driver logs on  
16 to a transportation network company's digital network  
17 or software application service and indicates on the  
18 digital network or software application service that  
19 the driver is available for hire. "Transportation  
20 network company services" end when a transportation  
21 network company driver logs off of a transportation  
22 network company's digital network or software  
23 application service and indicates on the digital  
24 network or software application service that the driver  
25 is not available for hire.>

26 4. By striking page 3, line 7, through page 5, line  
27 6, and inserting:

28 <1. Notwithstanding any other provision of law to  
29 the contrary, this chapter governs the requirements of  
30 insurance policies issued to a transportation network  
31 company or a transportation network company driver  
32 and the obligations of the parties to the insurance  
33 policies.

34 2. A transportation network company or a driver  
35 shall maintain transportation network company insurance  
36 as required by this section. A transportation network  
37 company shall maintain proof of any transportation  
38 network company insurance maintained by the company, or  
39 by a driver with the transportation network company,  
40 in the motor vehicle used to provide transportation  
41 network company services.

42 3. From the moment in which a driver accepts a  
43 request from a passenger over the transportation  
44 network company's digital network or software  
45 application service until the moment the driver  
46 completes the transaction on the company's digital  
47 network or software application service or the ride  
48 is complete, whichever is later, the transportation  
49 network company insurance shall provide for coverage in  
50 all of the following amounts:

**H-1033**

- 1 a. One million dollars for death, bodily injury,  
2 and property damage resulting from any one accident.
- 3 b. Uninsured motorist coverage and underinsured  
4 motorist coverage in the amounts required under section  
5 516A.1.
- 6 c. One million dollars for collision physical  
7 damage coverage and comprehensive physical damage  
8 coverage.
- 9 4. a. Subject to paragraph "b", the requirements  
10 of subsection 3 may be satisfied by any of the  
11 following:
  - 12 (1) Transportation network company insurance  
13 maintained by the driver.
  - 14 (2) Transportation network company insurance  
15 maintained by the transportation network company.
  - 16 (3) A combination of subparagraphs (1) and (2).
- 17 b. Insurance maintained pursuant to paragraph  
18 "a", subparagraph (1) or (3), shall satisfy the  
19 requirements of this section only if the transportation  
20 network company verifies that the driver maintains  
21 transportation network company insurance and the policy  
22 covers the driver's operation of the motor vehicle in  
23 connection with the transportation network company's  
24 digital network or software application service.
- 25 5. From the moment in which a driver logs on to  
26 the transportation network company's digital network  
27 or software application service and is available to  
28 receive requests for transportation from passengers  
29 until the driver accepts a request from a passenger  
30 over the company's digital network or software  
31 application service, and from the moment in which the  
32 driver completes the transaction on the company's  
33 digital network or software application service or  
34 the ride is complete, whichever is later, until the  
35 driver accepts another request from a passenger over  
36 the company's digital network or software application  
37 service or logs off the digital network or software  
38 application service, the transportation network company  
39 insurance shall provide for coverage in all of the  
40 following amounts:
  - 41 a. Two hundred thousand dollars for death, bodily  
42 injury, and property damage resulting from any one  
43 accident.
  - 44 b. Uninsured motorist coverage and underinsured  
45 motorist coverage in the amounts required under section  
46 516A.1.
  - 47 c. One hundred fifty thousand dollars for collision  
48 physical damage coverage and comprehensive physical  
49 damage coverage.
- 50 6. The requirements of subsection 5 may be

1 satisfied by any of the following:

2 a. Transportation network company insurance  
3 maintained by the driver.

4 b. Transportation network company insurance  
5 maintained by the transportation network company that  
6 provides financial liability coverage in the event the  
7 driver's insurance under paragraph "a" has ceased to  
8 exist or has been canceled, or the driver does not  
9 maintain transportation network company insurance.

10 c. A combination of paragraphs "a" and "b".

11 7. Where the transportation network company  
12 insurance maintained by a driver to satisfy the  
13 requirements of this section lapses, is canceled,  
14 terminated, not renewed, or suspended, fails to provide  
15 coverage, denies a claim, or ceases to exist for any  
16 reason, the transportation network company insurance of  
17 the transportation network company shall maintain the  
18 coverage required by this section beginning with the  
19 first dollar of a claim.

20 8. An insurer providing transportation network  
21 company insurance to a transportation network company  
22 or a driver shall defend and indemnify the insured.  
23 Coverage pursuant to a transportation network company  
24 insurance policy shall not be contingent on the denial  
25 of a claim by another insurer of the insured covered by  
26 the transportation network company insurance.

27 9. a. From the moment in which a driver logs on to  
28 the transportation network company's digital network or  
29 software application service until the driver logs off  
30 the digital network or software application service,  
31 all of the following apply:

32 (1) The driver's or the motor vehicle owner's  
33 insurance policy shall not provide coverage to the  
34 driver, the vehicle owner, or a third party, unless  
35 the policy explicitly provides for coverage during the  
36 period of time this paragraph "a" is applicable, with  
37 or without a separate premium, or the policy contains  
38 an amendment or endorsement that explicitly provides  
39 for coverage during the period of time this paragraph  
40 "a" is applicable, and a separate premium is charged.

41 (2) The insurer of the driver or the motor vehicle  
42 owner shall not have the duty to defend or indemnify  
43 claims related to transportation network company  
44 services unless the policy explicitly provides for  
45 coverage during the period of time this paragraph "a"  
46 is applicable, with or without a separate premium, or  
47 the policy contains an amendment or endorsement that  
48 explicitly provides for coverage during the period of  
49 time this paragraph "a" is applicable, and a separate  
50 premium is charged.

1 b. Notwithstanding any other provision of law to  
2 the contrary, an insurer may offer an insurance policy,  
3 or an amendment or endorsement to an existing policy,  
4 that covers the operation of a private passenger  
5 vehicle, station wagon-type vehicle, sport utility  
6 vehicle, or a similar type of vehicle, with a passenger  
7 capacity of eight persons or less, including the  
8 driver, used to provide transportation network company  
9 services, only where the policy explicitly provides  
10 for coverage during the period of time paragraph "a"  
11 is applicable, with or without a separate premium, or  
12 the policy contains an amendment or endorsement that  
13 explicitly provides for coverage during the period  
14 of time paragraph "a" is applicable, and a separate  
15 premium is charged.

16 10. During the investigation of a claim, a  
17 transportation network company or its insurer  
18 shall cooperate with the other insurers involved  
19 in the investigation to facilitate the exchange of  
20 information, including but not limited to the dates  
21 and times during which an accident occurred involving  
22 a transportation network company driver, and the  
23 times during which the driver was logged on to the  
24 transportation network company's digital network or  
25 software application service.

26 11. A driver shall carry proof of transportation  
27 network company insurance coverage at all times during  
28 which the driver is operating the motor vehicle in  
29 connection with a transportation network company's  
30 digital network or software application service. In  
31 the event of an accident, a driver shall provide the  
32 proof, upon request, to a peace officer and any party  
33 to the accident.

34 12. a. A transportation network company shall  
35 require a driver using its digital network or software  
36 application service to notify any person that holds a  
37 lien against the motor vehicle used by the driver to  
38 provide transportation network company services that  
39 the driver will be using the vehicle in a manner that  
40 may violate the terms of the driver's contract with the  
41 person.

42 b. If a transportation network company's insurer  
43 makes a payment for a claim covered under comprehensive  
44 or collision physical damage coverage, the  
45 transportation network company shall cause its insurer  
46 to issue the payment directly to the business repairing  
47 the insured vehicle or jointly to the owner of the  
48 vehicle and the primary lienholder on the vehicle.>

49 5. By renumbering as necessary.

**By** PETTENGILL of Benton

**HOUSE FILE 447**

**H-1036**

1 Amend House File 447 as follows:  
2 1. Page 1, line 17, after <acting> by inserting  
3 <reasonably and>  
4 2. Page 1, line 35, by striking <all> and inserting  
5 <any law enforcement agency or>  
6 3. Page 1, line 35, by striking <points> and  
7 inserting <point>  
8 4. Page 2, line 1, by striking <law enforcement>  
9 and inserting <, or providing false information to, a  
10 law enforcement agency>  
11 5. By renumbering as necessary.

**By** WORTHAN of Buena Vista  
BROWN-POWERS of Black Hawk

**H-1036** FILED MARCH 10, 2015

**HOUSE FILE 449**

**H-1032**

1 Amend House File 449 as follows:  
2 1. Page 1, line 30, after <commitment> by inserting  
3 <of an adult or a child>

**By** ABDUL-SAMAD of Polk

**H-1032** FILED MARCH 10, 2015

**HOUSE FILE 506**

**H-1035**

1 Amend the amendment, H-1026, to House File 506 as  
2 follows:

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

4 <Sec. \_\_\_\_\_. Section 53.25, Code 2015, is amended to  
5 read as follows:

6 53.25 Rejecting ballot.

7 1. If the absentee voter's affidavit lacks the  
8 voter's signature, if the applicant is not a duly  
9 registered voter on election day in the precinct where  
10 the absentee ballot was cast, if the envelope marked  
11 with the affidavit contains more than one ballot of any  
12 one kind, if the ballot is not eligible to be counted  
13 pursuant to section 53.17, subsection 2, or if the  
14 voter has voted in person, such vote shall be rejected  
15 by the absentee and special voters precinct board. If  
16 the affidavit envelope or return envelope marked with  
17 the affidavit is open, or has been opened and resealed,  
18 or if the ballot is not enclosed in such envelope,  
19 and an affidavit envelope or return envelope marked  
20 with the affidavit with the same serial number and  
21 marked "Replacement ballot" is not attached as provided  
22 in section 53.18, the vote shall be rejected by the  
23 absentee and special voters precinct board.

24 2. a. If the absentee ballot is rejected prior  
25 to the opening of the affidavit envelope or return  
26 envelope marked with the affidavit, the voter casting  
27 the ballot shall be notified by a precinct election  
28 official by the time the canvass is completed of the  
29 reason for the rejection on a form prescribed by the  
30 state commissioner of elections.

31 b. The commissioner shall, in a format developed  
32 by the state commissioner of elections, compile  
33 a county report that provides information on the  
34 number of ballots rejected that are not eligible to  
35 be counted pursuant to section 53.17, subsection 2,  
36 by reason for rejection under that subsection. The  
37 commissioner shall submit the county report to the  
38 state commissioner of elections within thirty days  
39 following the tabulation by the special precinct  
40 election board, pursuant to section 53.23. The state  
41 commissioner of elections shall submit a statewide  
42 report to the general assembly by February 15 each  
43 year, including aggregate information from all county  
44 reports submitted during the prior year.>

45 2. By renumbering as necessary.

**By** LENSING of Johnson  
WINCKLER of Scott

**HOUSE FILE 528**

**H-1034**

- 1 Amend House File 528 as follows:  
2 1. Page 1, by striking line 8 and inserting <of  
3 supervisors, except ~~these~~ for:  
4 (1) Those committed or detained by the>  
5 2. Page 1, line 9, after <States> by inserting <and  
6 federal agencies, including but not limited to the  
7 federal bureau of investigation, the drug enforcement  
8 agency, the United States immigration and customs  
9 enforcement agency, and other federal investigative  
10 agencies>  
11 3. Page 1, line 9, after <cases> by inserting <the  
12 state shall pay the expenses to the county and the  
13 state shall seek reimbursement for the expenses from  
14 the United States, and>  
15 4. Page 1, lines 10 and 11, by striking <county, or  
16 those> and inserting <~~county, or those~~ state.  
17 (2) Those>  
18 5. Page 1, line 12, by striking <county, or those>  
19 and inserting <~~county, or those~~ county.  
20 (3) Those committed>  
21 6. Page 1, after line 15 by inserting:  
22 < (4) Those ordered by courts to be under the  
23 supervision of the department of corrections or  
24 community-based corrections programs, in which case  
25 the department of corrections or the community-based  
26 corrections program shall pay expenses to the county.  
27 (5) Those detained by law enforcement agencies of  
28 this state, including but not limited to the Iowa state  
29 patrol and the department of criminal investigation,  
30 in which case the law enforcement agency shall pay  
31 expenses to the county.>  
32 7. Page 1, after line 25 by inserting:  
33 <c. Notwithstanding paragraph "a", charges and  
34 expenses for safekeeping and maintenance of prisoners  
35 shall not be paid for by the board of supervisors if  
36 the charges and expenses are provided as charitable  
37 care by a hospital or medical services provider.>  
38 8. Page 1, line 31, by striking <subsection 1,  
39 paragraph "b"> and inserting <subsection 1>

**By** JONES of Clay

**H-1034** FILED MARCH 10, 2015

**HOUSE FILE 535**

**H-1031**

- 1 Amend House File 535 as follows:  
2 1. Page 2, by striking lines 3 through 24.  
3 2. By renumbering as necessary.

**By** WOLFE of Clinton

**H-1031** FILED MARCH 10, 2015

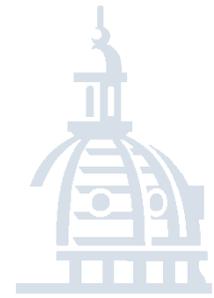


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# Fiscal Note

*Fiscal Services Division*



**HF 523** – Honey Bee Keeping Costs, Sales Tax Exemption Bill (LSB2558HV)

Analyst: Deb Kozel (Phone: (515) 281-6767) ([deb.kozel@legis.iowa.gov](mailto:deb.kozel@legis.iowa.gov))

Fiscal Note Version – New

## **Description**

**House File 523** provides a sales tax exemption on the sale of honey bees in Iowa.

## **Assumptions**

- Average sales of honey bee packages (loose cage of bees including queen bee) are 10,500 packages per year.
- The average package price is \$100.
- Growth in taxable sales is assumed at 3.2% in FY 2015, 3.4% in FY 2016, 3.6% in FY 2017, and 3.0% in FY 2018.

## **Fiscal Impact**

The following table provides the estimated fiscal impact of **HF 523**. Annual State sales tax revenue will be reduced by less than \$100,000 per year.

Sales Tax Exemption Amounts			
<u>Fiscal Year</u>	<u>Impact to General Fund</u>	<u>Impact to SAVE</u>	<u>Impact to LOST</u>
FY 2016	\$ 57,000	\$ 11,000	\$ 10,000
FY 2017	59,000	12,000	10,000
FY 2018	61,000	12,000	11,000
FY 2019	63,000	13,000	11,000

SAVE = Secure and Advanced Vision for Education  
LOST = Local Option Sales Tax

## **Source**

Department of Revenue

/s/ Holly M. Lyons

March 10, 2015

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



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**HF 526** – Driver's Licenses, Fees to County (LSB1917HV)

Analyst: Adam Broich (Phone: (515) 281-8223) ([adam.broich@legis.iowa.gov](mailto:adam.broich@legis.iowa.gov))

Fiscal Note Version – New

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**Description**

**House File 526** increases driver's license fees retained by county treasurers from \$7 to \$10 per license issued.

**Background**

Currently, county treasurers retain \$7 for each license issued in the county courthouse. These fees are intended to pay for expenses associated with issuing the license. Fees not retained by the counties are deposited in the Road Use Tax Fund (RUTF). Driver's licenses are being phased from a five-year expiration to an eight-year expiration. By FY 2019, all driver's licenses will be renewed every eight years. Driver's licenses may also be renewed online. These changes will reduce the frequency of driver's license renewals.

**Assumptions**

- An average of 985,000 driver's licenses are issued by the Department of Transportation (DOT) every year. Of the total, 414,000 are renewals and 571,000 are nonrenewal cards.
- Counties will issue 200,000 nonrenewal licenses and 123,000 renewal licenses.
- Once all driver's licenses are renewed every eight years, renewals issued by counties will decline to 77,000 per year.
- In FY 2019, the average number of renewals will decrease to 259,000 per year.
- Counties will issue 35.0% of all driver's licenses issued in Iowa.
- Driver's license renewals online will be 15.0% of all renewals.

**Fiscal Impact**

**HF 526** will reduce revenue to the RUTF and increase revenue to counties by an estimated \$969,000 each year from FY 2016 through FY 2018. Revenue to the RUTF will be reduced by \$831,000 in FY 2019 and revenue to the counties will increase by \$831,000 in FY 2019.

**Source**

Iowa Department of Transportation

/s/ Holly M. Lyons

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March 10, 2015

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

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**HF 540** – Motor Vehicle License Plates (LSB1764HV)

Analyst: Adam Broich (Phone: (515) 281-8223) ([adam.broich@legis.iowa.gov](mailto:adam.broich@legis.iowa.gov))

Fiscal Note Version – Corrected

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**Description**

**HF 540** reduces the number of license plates provided to owners of motor vehicles from two to one. Vehicle owners are required to place a single plate on the rear of the vehicle. Changes are effective on July 1, 2015. Tractor trucks and motorcycles are not impacted by this Bill.

**Background**

Currently, two license plates are produced for each motor vehicle registered. Owners are required to display these plates on the front and rear of the vehicle. Registered vehicles model years 1948 and older may display a single registration plate (Iowa Code section [321.37](#)). License plate production costs are provided for in Iowa Code section [312.2](#)(3), but are not directly associated with fees deposited to the Road Use Tax Fund (RUTF).

**Assumptions**

In FY 2015, two standard plates cost approximately \$3.40 to produce. It is estimated that producing one plate will decrease production costs by 32.0% or \$1.08. The DOT issues 875,000 plates to relevant vehicles on average.

**Fiscal Impact**

**HF 540** is estimated to reduce license plate production costs by \$893,000 per year. This will reduce transfers from the RUTF to cover production expenses by \$893,000 each fiscal year beginning in FY 2016.

**Sources**

Iowa DOT  
Iowa Prison Industries

/s/ Holly M. Lyons

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March 10, 2015

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

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**HF 367** – Probate and Trust Law Amendments (LSB1061HV)  
Analyst: Jeff Robinson (Phone: (515) 281-4614) ([jeff.robinson@legis.iowa.gov](mailto:jeff.robinson@legis.iowa.gov))  
Fiscal Note Version – New

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**Description**

**House File 367** relates to probate and estate related laws and the Bill provides a new exemption from the State inheritance tax. The exemption begins with deaths occurring on or after July 1, 2016.

**Background and Assumptions**

Under current Iowa inheritance tax law, the inheritance of a stepchild of the decedent is exempt from Iowa inheritance tax, but an inheritance received by any children of stepchildren is not exempt. House File 367 exempts the lineal descendants of stepchildren of a decedent from inheritance tax.

To estimate the impact of exempting the inheritance of lineal descendants of stepchildren, the Department of Revenue examined a sample of inheritance tax returns filed in calendar years 2012 and 2013. The sample covered approximately 15.0% of all inheritance tax collections during the examined time frame. From the sample, 1.2% of the taxes due were traced to lineal descendants of stepchildren of the deceased. Based on the sample, the new inheritance tax exemption contained in the Bill is assumed to reduce State inheritance tax revenue 1.2%, beginning with deaths occurring on or after July 1, 2015.

Inheritance tax returns are due nine months after death and the tax is generally paid at that time. Therefore, there is not a full year's fiscal impact in the first year (FY 2016).

**Fiscal Impact**

Exempting the lineal descendants of stepchildren from the State inheritance tax will reduce net General Fund revenue by an estimated \$0.5 million in FY 2016, \$1.2 million in FY 2017, and \$1.5 million in FY 2018 and subsequent years.

The remaining provisions of the Bill are not expected to have a significant impact on government revenues or expenditures.

**Source**

Iowa Department of Revenue

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/s/ Holly M. Lyons

March 10, 2015

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

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