

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

MARCH 12, 2015

HOUSE FILE 506

H-1037

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 by
32 the state commissioner of elections, compile a county
33 report that provides information on the number of
34 ballots rejected that are not eligible to be counted
35 pursuant to section 53.17, subsection 2, by reason for
36 rejection under that subsection and include information
37 on the number of ballots not eligible to be counted
38 that were received through an officially authorized
39 postal service in a return envelope that does not bear
40 a postmark. The commissioner shall submit the county
41 report to the state commissioner of elections within
42 thirty days following the tabulation by the special
43 precinct election board, pursuant to section 53.23.
44 The state commissioner of elections shall submit a
45 statewide report to the general assembly by February
46 15 each year, including aggregate information from all
47 county reports submitted during the prior year.>

48 2. By renumbering as necessary.

By LENSING of Johnson
WINCKLER of Scott

HOUSE FILE 573

H-1038

1 Amend House File 573 as follows:

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

4 <Section 1. EBOLA VIRUS DISEASE -- VACCINE --
5 APPROPRIATION. There is appropriated from the general
6 fund of the state to the department of public health
7 for the fiscal year beginning July 1, 2015, and ending
8 June 30, 2016, the following amount or so much thereof
9 as is necessary for the purpose designated:

10 For a grant to a biopharmaceutical company focused
11 on discovering, developing, and commercializing
12 novel immunotherapeutic products, based in a city of
13 approximately 62,000, to further develop an Ebola virus
14 disease vaccine:

15 \$ 500,000>

16 2. Title page, by striking lines 1 and 2 and
17 inserting <An Act relating to an Ebola virus disease
18 vaccine and providing an appropriation.>

By PRICHARD of Floyd

H-1038 FILED MARCH 11, 2015

HOUSE FILE 573

H-1039

1 Amend House File 573 as follows:

2 1. Page 1, after line 15 by inserting:

3 <Sec. ____ . IMPACT REPORT. On or before December
4 15, annually, the department of public health shall
5 report to the general assembly the impact of this Act,
6 including the projected costs to the state for each
7 woman subject to this Act and each child born to a
8 woman subject to this Act, on prenatal care provided to
9 the woman, the health care provided to the child from
10 birth through 21 years of age, and the provision of
11 postsecondary education for the child.>

12 2. Title page, line 2, after <abortion> by
13 inserting <, and providing for an impact report>

14 3. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1039 FILED MARCH 11, 2015

HOUSE FILE 573

H-1040

1 Amend House File 573 as follows:

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

3 <d. That the woman has been provided information
4 regarding the presence of any tumor or cancer based on
5 the ultrasound.>

6 2. By renumbering as necessary.

By MASCHER of Johnson

H-1040 FILED MARCH 11, 2015

HOUSE FILE 573

H-1041

1 Amend [House File 573](#) as follows:
2 1. Page 1, line 5, by striking <has undergone> and
3 inserting <was given the opportunity to undergo>
4 2. Page 1, by striking lines 9 through 13.
5 3. By renumbering as necessary.
By WESSEL-KROESCHELL of Story

H-1041 FILED MARCH 11, 2015

HOUSE FILE 573

H-1042

1 Amend [House File 573](#) as follows:
2 1. Page 1, line 8, after <fetus> by inserting
3 <without magnification>
By WESSEL-KROESCHELL of Story

H-1042 FILED MARCH 11, 2015

HOUSE FILE 573

H-1043

1 Amend [House File 573](#) as follows:
2 1. Page 1, after line 11 by inserting:
3 <d. That the woman has been provided information
4 regarding any abnormality of the umbilical cord.>
5 2. By renumbering as necessary.
By WESSEL-KROESCHELL of Story

H-1043 FILED MARCH 11, 2015

HOUSE FILE 573

H-1044

1 Amend House File 573 as follows:

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

3 <d. That the woman has received psychological
4 counseling from a licensed psychiatrist or
5 psychologist.>

6 2. Page 1, after line 15 by inserting:

7 <Sec. ____ . NEW SECTION. 514C.30 Coverage for
8 preabortion psychological counseling provided by a
9 licensed psychiatrist or psychologist.

10 1. A contract, policy, or plan providing for
11 third-party payment or prepayment of health or medical
12 expenses shall provide coverage benefits for all
13 preabortion psychological counseling provided by a
14 licensed psychiatrist or psychologist, including but
15 not limited to the following classes of third-party
16 payment provider contracts, policies, or plans
17 delivered, issued for delivery, continued, or renewed
18 in this state on or after July 1, 2015:

19 a. Individual or group accident and sickness
20 insurance providing coverage on an expense-incurred
21 basis.

22 b. An individual or group hospital or medical
23 service contract issued pursuant to chapter 509, 514,
24 or 514A.

25 c. An individual or group health maintenance
26 organization contract regulated under chapter 514B.

27 d. An individual or group Medicare supplemental
28 policy, unless coverage pursuant to such policy is
29 preempted by federal law.

30 e. A plan established pursuant to chapter 509A for
31 public employees.

32 2. This section shall not apply to accident-only,
33 specified disease, short-term hospital or medical,
34 hospital confinement indemnity, credit, dental, vision,
35 long-term care, basic hospital and medical-surgical
36 expense coverage as defined by the commissioner,
37 disability income insurance coverage, coverage issued
38 as a supplement to liability insurance, workers'
39 compensation or similar insurance, or automobile
40 medical payment insurance.

41 3. The commissioner of insurance shall adopt rules
42 pursuant to chapter 17A as necessary to administer this
43 section.>

44 3. Title page, line 2, after <abortion> by
45 inserting <and providing for third-party coverage for
46 the prerequisite psychological counseling>

47 4. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1044 FILED MARCH 11, 2015

HOUSE FILE 573

H-1045

- 1 Amend House File 573 as follows:
- 2 1. Page 1, after line 11 by inserting:
- 3 <d. That the woman has been provided information
- 4 regarding endometriosis.>
- 5 2. By renumbering as necessary.

By STUTSMAN of Johnson

H-1045 FILED MARCH 11, 2015

HOUSE FILE 573

H-1046

- 1 Amend House File 573 as follows:
- 2 1. Page 1, after line 11 by inserting:
- 3 <d. That the woman has been provided information
- 4 regarding fibroid tumors.>
- 5 2. By renumbering as necessary.

By RUFF of Clayton

H-1046 FILED MARCH 11, 2015

HOUSE FILE 573

H-1047

- 1 Amend House File 573 as follows:
- 2 1. Page 1, after line 11 by inserting:
- 3 <d. That the woman has met with a counselor
- 4 regarding the procedure, and that the counselor
- 5 presented information in an unbiased manner without
- 6 attempting to influence the woman based on the
- 7 counselor's own political or religious beliefs.>
- 8 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1047 FILED MARCH 11, 2015

HOUSE FILE 573

H-1048

- 1 Amend House File 573 as follows:
- 2 1. Page 1, after line 11 by inserting:
- 3 <d. That the woman has completed an assessment on
- 4 parenting based on the teachings of, or has read books
- 5 written by, T. Berry Brazelton, M.D.>
- 6 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1048 FILED MARCH 11, 2015

HOUSE FILE 573

H-1049

1 Amend House File 573 as follows:

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

3 <d. That the woman has been provided information
4 regarding the level of amniotic fluid present based
5 on the ultrasound, and whether there is sufficient
6 amniotic fluid present.>

7 2. By renumbering as necessary.

By BERRY of Black Hawk

H-1049 FILED MARCH 11, 2015

HOUSE FILE 573

H-1050

1 Amend House File 573 as follows:

2 1. Page 1, after line 15 by inserting:

3 <Sec. _____. NEW SECTION. 135.26A Ultrasound
4 equipment grant program -- fund.

5 1. The department shall establish and implement
6 an ultrasound equipment grant program which provides
7 matching funds to physicians who are required to
8 certify information relating to prerequisites to the
9 performance of an abortion pursuant to section 146A.1.
10 A physician may submit an application to the department
11 for review. The department shall establish criteria
12 for the review and approval of grant applications by
13 rule, and may accept gifts, grants, bequests, and other
14 private contributions, as well as state or federal
15 funds, for purposes of the program. The amount of
16 a grant shall not exceed fifty percent of the cost
17 of the ultrasound equipment to be distributed to the
18 applicant. Each application shall include information
19 demonstrating that the applicant will provide matching
20 funds of fifty percent of the cost of the equipment.
21 Grant recipients shall submit an annual report to
22 the department indicating ultrasound equipment usage
23 levels.

24 2. An ultrasound equipment grant fund is
25 established in the state treasury under the authority
26 of the department. The grant fund shall consist of
27 moneys appropriated to the fund and, notwithstanding
28 section 8.33, such moneys shall not revert to the fund
29 from which appropriated at the close of the fiscal year
30 but shall remain in the ultrasound equipment grant
31 fund. Moneys credited to the fund shall be used as
32 specified in this section.

33 Sec. _____. ULTRASOUND EQUIPMENT GRANT PROGRAM FUND
34 -- APPROPRIATION. There is appropriated from the
35 general fund of the state to the department of public
36 health for the fiscal year beginning July 1, 2015, and
37 ending June 30, 2016, the following amount or so much
38 thereof as is necessary for the purposes designated:

39 For deposit in the ultrasound equipment grant fund
40 established pursuant to section 135.26A to be used for
41 the purposes specified in that section:

42 \$ 50,000>

43 2. Title page, line 2, after <abortion> by
44 inserting <, establishing an ultrasound equipment grant
45 program and fund, and providing an appropriation>

46 3. By renumbering as necessary.

By WESSEL-KROESCHELL of STORY

HOUSE FILE 573

H-1051

1 Amend House File 573 as follows:
2 1. Page 1, by striking lines 10 and 11 and
3 inserting <description of the ultrasound image of the
4 fetus.>

By WESSEL-KROESCHELL of Story

H-1051 FILED MARCH 11, 2015

HOUSE FILE 573

H-1052

1 Amend House File 573 as follows:
2 1. Page 1, after line 11 by inserting:
3 <d. That the physician has shown the woman on a
4 side-by-side single document the risks of carrying a
5 pregnancy to full term, the risk of an abortion during
6 the first trimester, and the risk of an abortion during
7 the second trimester.>
8 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1052 FILED MARCH 11, 2015

HOUSE FILE 573

H-1053

1 Amend House File 573 as follows:
2 1. Page 1, after line 15 by inserting:
3 <Sec. ____ . Section 256.11, subsection 5, paragraph
4 j, subparagraph (1), Code 2015, is amended to read as
5 follows:
6 (1) One unit of health education which shall
7 include personal health; food and nutrition;
8 environmental health; safety and survival skills;
9 consumer health; family life; parenthood based on
10 medically accurate and evidence-based information;
11 age-appropriate and research-based human growth and
12 development; substance abuse and nonuse; emotional
13 and social health; health resources; and prevention
14 and control of disease, including age-appropriate
15 and research-based information regarding sexually
16 transmitted diseases, including HPV and the
17 availability of a vaccine to prevent HPV, and acquired
18 immune deficiency syndrome.>
19 2. Title page, lines 1 and 2, by striking
20 <performance of an abortion> and inserting <decisions
21 relating to health>
22 3. By renumbering as necessary.

By WINCKLER of Scott

H-1053 FILED MARCH 11, 2015

HOUSE FILE 573

H-1054

1 Amend House File 573 as follows:
2 1. Page 1, by striking lines 9 through 11 and
3 inserting:
4 <c. This section shall only apply to an ultrasound
5 which is deemed by the attending physician to be
6 medically necessary in the course of treatment.>

By WINCKLER of Scott

H-1054 FILED MARCH 11, 2015

HOUSE FILE 573

H-1055

1 Amend House File 573 as follows:
2 1. Page 1, after line 11 by inserting:
3 <d. That the woman has been provided with
4 the dimensions of the fetus as demonstrated by a
5 dimensionally accurate model.>
6 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1055 FILED MARCH 11, 2015

HOUSE FILE 573

H-1056

1 Amend House File 573 as follows:
2 1. Page 1, after line 11 by inserting:
3 <d. If the gender of the fetus is identified, that
4 the gender of the fetus was disclosed to the woman.>
5 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1056 FILED MARCH 11, 2015

HOUSE FILE 573

H-1057

1 Amend House File 573 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 <Section 1. NEW SECTION. 135.39E Ebola
5 preparedness -- physicians.
6 The department shall adopt preparedness standards of
7 care for physicians to detect, protect, and respond in
8 the event of a potential case of Ebola virus disease
9 that follow the most recent guidance specified by the
10 centers for disease control and prevention of the
11 United States department of health and human services.>
12 2. Title page, lines 1 and 2, by striking
13 <prerequisites to the performance of an abortion>
14 and inserting <preparedness standards for physicians
15 relating to the Ebola virus disease>

By WESSEL-KROESCHELL of Story

H-1057 FILED MARCH 11, 2015

HOUSE FILE 573

H-1058

1 Amend House File 573 as follows:
2 1. Page 1, by striking line 1 and inserting:
3 <Section 1. NEW SECTION. 147.15 Prerequisites for
4 certain medical procedures.>>
5 2. Page 1, line 2, after <abortion> by inserting <,
6 as defined in section 146.1,>
7 3. Page 1, by striking lines 12 through 15 and
8 inserting:
9 <2. A physician performing a vasectomy shall
10 certify in the patient's medical record all of the
11 following prior to performing the vasectomy procedure:
12 a. That the man has undergone a scrotal examination
13 and a scrotal ultrasound.
14 b. That the man has been given the opportunity to
15 view the scrotal ultrasound results.
16 c. That the man is given the option of hearing a
17 description of the vasectomy procedure.
18 d. That the man is given the opportunity to
19 hear about the complications related to a vasectomy
20 procedure including those related to the failure rate,
21 postoperative infection, perioperative bleeding,
22 postoperative hematoma, and post vasectomy pain
23 syndrome.
24 e. That the man is given the opportunity to receive
25 information regarding vasectomy reversal including that
26 reversal is not always successful and that reversal is
27 costly, lengthy, and rarely covered by insurance.
28 3. A physician who does not comply with this
29 section is subject to licensee discipline pursuant to
30 section 148.6.>
31 4. Title page, lines 1 and 2, by striking <an
32 abortion> and inserting <certain medical procedures>
33 5. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1058 FILED MARCH 11, 2015

HOUSE FILE 573

H-1059

1 Amend House File 573 as follows:

2 1. Page 1, after line 15 by inserting:

3 <4. If the woman does not have a third-party
4 provider contract, policy, or plan that provides
5 coverage for obstetric ultrasounds, the physician
6 may submit an application for reimbursement to the
7 department of public health for reimbursement pursuant
8 to section 135.26A.

9 Sec. ____ . NEW SECTION. 135.26A Ultrasound
10 reimbursement fund.

11 1. The department shall establish and implement
12 an ultrasound reimbursement program to provide
13 reimbursement to physicians who provide ultrasounds
14 as a prerequisite to the performance of an abortion
15 pursuant to section 146A.1, for which other third-party
16 payment is not available. A physician may submit an
17 application for reimbursement to the department for
18 review. The department shall establish criteria for
19 reimbursement by rule.

20 2. An ultrasound reimbursement fund is established
21 in the state treasury under the authority of the
22 department. The fund shall consist of moneys
23 appropriated to the fund and, notwithstanding section
24 8.33, such moneys shall not revert to the fund from
25 which appropriated at the close of the fiscal year but
26 shall remain in the ultrasound reimbursement fund.
27 Moneys credited to the fund shall be used as specified
28 in this section.

29 Sec. ____ . NEW SECTION. 514C.30 Coverage for
30 ultrasounds.

31 1. A contract, policy, or plan providing for
32 third-party payment or prepayment of health or
33 medical expenses shall provide coverage benefits
34 for all obstetric ultrasounds provided pursuant to
35 section 146A.1 including those deemed to be medically
36 unnecessary, including but not limited to the following
37 classes of third-party payment provider contracts,
38 policies, or plans delivered, issued for delivery,
39 continued, or renewed in this state on or after January
40 1, 2015:

41 a. Individual or group accident and sickness
42 insurance providing coverage on an expense-incurred
43 basis.

44 b. An individual or group hospital or medical
45 service contract issued pursuant to chapter 509, 514,
46 or 514A.

47 c. An individual or group health maintenance
48 organization contract regulated under chapter 514B.

49 d. An individual or group Medicare supplemental
50 policy, unless coverage pursuant to such policy is

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1 preempted by federal law.
 2 e. A plan established pursuant to chapter 509A for
 3 public employees.
 4 2. This section shall not apply to accident-only,
 5 specified disease, short-term hospital or medical,
 6 hospital confinement indemnity, credit, dental, vision,
 7 long-term care, basic hospital and medical-surgical
 8 expense coverage as defined by the commissioner,
 9 disability income insurance coverage, coverage issued
 10 as a supplement to liability insurance, workers'
 11 compensation or similar insurance, or automobile
 12 medical payment insurance.
 13 3. The commissioner of insurance shall adopt rules
 14 pursuant to chapter 17A as necessary to administer this
 15 section.

16 Sec. _____. ULTRASOUND REIMBURSEMENT FUND --
 17 APPROPRIATION. There is appropriated from the general
 18 fund of the state to the department of public health
 19 for the fiscal year beginning July 1, 2015, and ending
 20 June 30, 2016, the following amount or so much thereof
 21 as is necessary for the purposes designated:

22 For deposit in the ultrasound reimbursement fund
 23 established pursuant to section 135.26A, to be used for
 24 the purposes specified in that section:
 25 \$ 2,100,000>

26 2. Title page, line 2, after <abortion> by
 27 inserting <, establishing an ultrasound reimbursement
 28 fund, requiring third-party coverage for ultrasounds,
 29 and providing an appropriation>

30 3. By renumbering as necessary.
By OLDSON of Polk

H-1059 FILED MARCH 11, 2015

HOUSE FILE 573

H-1060

1 Amend [House File 573](#) as follows:
 2 1. Page 1, after line 13 by inserting:
 3 <2A. This section shall not apply in cases of a
 4 medical emergency or if the pregnancy is the result of
 5 sexual abuse as defined in section 709.1 or incest as
 6 defined in section 726.2.>
 7 2. Page 1, by striking lines 14 and 15 and
 8 inserting:
 9 <____. For the purposes of this section:
 10 a. "Abortion" means abortion as defined in section
 11 146.1.
 12 b. "Medical emergency" means a condition which,
 13 based upon the physician's judgment, necessitates an
 14 abortion to avert the pregnant woman's death, or for
 15 which a delay will create a risk of serious impairment
 16 of a major bodily function.>
 17 3. By renumbering as necessary.

By MASCHER of Johnson

H-1060 FILED MARCH 11, 2015

HOUSE FILE 573

H-1061

- 1 Amend House File 573 as follows:
2 1. Page 1, after line 15 by inserting:
3 <Sec. ____ . Section 148.3, subsection 1, Code 2015,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. d. Satisfactory evidence that the
6 applicant has been trained in abortion services.>
7 2. Title page, line 1, by striking <to the
8 performance of an> and inserting <relating to an>
9 3. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1061 FILED MARCH 11, 2015

HOUSE FILE 573

H-1062

- 1 Amend House File 573 as follows:
2 1. Page 1, after line 15 by inserting:
3 <Sec. ____ . IMPACT REPORT. On or before December
4 15, annually, the department of public health shall
5 report to the general assembly information regarding
6 violations of this Act and the cost of ultrasounds
7 performed under this Act that were deemed to be not
8 medically necessary.>
9 2. By renumbering as necessary.

By GASKILL of Wapello

H-1062 FILED MARCH 11, 2015

HOUSE FILE 573

H-1063

1 Amend House File 573 as follows:

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

3 <Section 1. FINDINGS AND INTENT.

4 1. The general assembly finds all of the following:

5 a. According to the Guttmacher institute, 182,690
6 Iowa women were in need of publicly supported family
7 planning services in 2012.

8 b. According to a study in 2009 by the university
9 of Iowa public policy center entitled "The Cost of
10 Unintended Pregnancy in Iowa", every dollar invested
11 in family planning services saved \$15.12 in public
12 expenditures over a five-year time period.

13 c. Improving the health and well-being of women is
14 a goal of the healthiest state initiative.

15 d. Access to comprehensive reproductive health care
16 is critical to improving the health and well-being of
17 women.

18 e. Significant racial and ethnic disparities exist
19 in women's health, particularly in maternal mortality,
20 infant mortality, and incidence of premature or low
21 birth weight births.

22 f. Lesbian, gay, bisexual, and transgender women
23 have unique health care needs and confront a unique set
24 of disparities in the current health care system.

25 g. Approximately half of pregnancies are
26 unintended, and preventing unintended pregnancies
27 benefits child health, maternal health, and the health
28 and well-being of families and society as a whole.

29 h. The United States centers for disease control
30 and prevention included family planning in their
31 published list of the "Ten Great Public Health
32 Achievements in the 20th Century".

33 i. Many women lack access to comprehensive,
34 affordable insurance coverage, even though all women
35 should have such coverage for all pregnancy-related
36 care, including prenatal care, miscarriage management,
37 family planning services, abortion, labor and delivery
38 services, and postnatal care.

39 j. According to the Guttmacher institute, more
40 abortion restrictions were enacted in the period from
41 2011-2013 than in the entire previous decade.

42 2. It is the intent of the general assembly to do
43 all of the following:

44 a. Make improving women's health a priority.

45 b. Ensure that all women have access to the best
46 available, scientifically based health care.

47 c. Ensure that women have access to safe
48 childbearing, with resources available to reduce
49 maternal and infant morbidity and mortality.

50 d. Ensure that women have the autonomy to decide

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1 whether to have children, the number and spacing
2 of their children, and to have medically accurate
3 information, education, and access to health services
4 to make these decisions.

5 e. Ensure that women have access to affordable
6 insurance coverage for all of their pregnancy-related
7 health care needs, including contraception and
8 abortion, as well as for their general health care
9 needs including coverage through Medicare, the Iowa
10 wellness plan, and the Iowa marketplace choice plan.

11 f. Ensure that women are afforded autonomous
12 decision making, informed consent, privacy, and
13 confidentiality regarding their health care.

14 g. Work to end health disparities for women,
15 including with regard to ethnicity, race, gender, and
16 sexual orientation.>

17 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1063 FILED MARCH 11, 2015

HOUSE FILE 573

H-1064

1 Amend House File 573 as follows:

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

3 <d. That the woman has been provided information
4 regarding any abnormality with her fertility based on
5 the ultrasound.>

6 2. By renumbering as necessary.

By STUTSMAN of Johnson

H-1064 FILED MARCH 11, 2015

HOUSE FILE 573

H-1065

1 Amend House File 573 as follows:

2 1. Page 1, after line 13 by inserting:

3 <2A. Notwithstanding subsection 2, a physician
4 shall not be found in violation of this section if
5 the physician's conduct was induced or solicited by
6 the woman to whom this section applies not for the
7 legitimate purpose of seeking an abortion but for the
8 purpose of obtaining evidence to allege violation of
9 this section against the physician.>

10 2. By renumbering as necessary.

By ABDUL-SAMAD of Polk

H-1065 FILED MARCH 11, 2015

HOUSE FILE 573

H-1066

1 Amend House File 573 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 <Section 1. NEW SECTION. 146A.1 Abortion ---- best
5 practice guidelines.
6 The board of medicine shall adopt best practice
7 guidelines for the performance of an abortion that are
8 based on those of the American medical association
9 or the American college of obstetricians and
10 gynecologists.>
11 2. Title page, line 1, by striking <prerequisites
12 to> and inserting <best practices for>
By SMITH of Marshall

H-1066 FILED MARCH 11, 2015

HOUSE FILE 573

H-1067

1 Amend House File 573 as follows:
2 1. Page 1, after line 15 by inserting:
3 <Sec. ____ . CONTINUING MEDICAL EDUCATION
4 REQUIREMENTS -- COMPETENCIES AND SENSITIVITY
5 TRAINING. The board of medicine shall require that
6 as a portion of the continuing medical education
7 requirements for physicians, a physician shall complete
8 training in cultural competency, sex and gender
9 competency, and sensitivity to increase the recognition
10 of the differences in the etiology, diagnosis,
11 treatment, and outcomes between women and men relative
12 to their health.>
13 2. Title page, line 1, after <establishing> by
14 inserting <requirements for physicians including those
15 relating to continuing medical education and the>
16 3. By renumbering as necessary.
By WESSEL-KROESCHELL of Story

H-1067 FILED MARCH 11, 2015

HOUSE FILE 573

H-1068

1 Amend House File 573 as follows:
2 1. Page 1, by striking line 12 and inserting:
3 <2. A physician who does not provide the
4 certification required under this section is>
By WESSEL-KROESCHELL of Story

H-1068 FILED MARCH 11, 2015

HOUSE FILE 573

H-1069

1 Amend House File 573 as follows:

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

3 <d. That the woman has been provided information
4 regarding the location of the placenta.>

5 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

H-1069 FILED MARCH 11, 2015

HOUSE FILE 573

H-1070

1 Amend House File 573 as follows:

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

4 <Section 1. Section 124.401, subsection 5,
5 unnumbered paragraph 3, Code 2015, is amended to read
6 as follows:

7 A person may knowingly or intentionally recommend,
8 possess, use, dispense, deliver, transport, or
9 administer ~~cannabidiol~~ medical cannabis if the
10 recommendation, possession, use, dispensing, delivery,
11 transporting, or administering is in accordance with
12 the provisions of chapter ~~124D~~ 124E. For purposes of
13 this paragraph, ~~"cannabidiol"~~ "medical cannabis" means
14 the same as defined in section ~~124D.2~~ 124E.2.

15 Sec. 2. NEW SECTION. 124E.1 Short title.

16 This chapter shall be known and may be cited as the
17 "Medical Cannabis Act".

18 Sec. 3. NEW SECTION. 124E.2 Definitions.

19 As used in this chapter:

20 1. "Debilitating medical condition" means any of the
21 following:

- 22 a. Cancer.
- 23 b. Multiple sclerosis.
- 24 c. Epilepsy.
- 25 d. AIDS or HIV as defined in section 141A.1.
- 26 e. Glaucoma.
- 27 f. Hepatitis C.
- 28 g. Crohn's disease or ulcerative colitis.
- 29 h. Amyotrophic lateral sclerosis.
- 30 i. Ehlers-danlos syndrome.
- 31 j. Post-traumatic stress syndrome.
- 32 k. Any other chronic or debilitating disease or
33 medical condition or its medical treatment approved by
34 the department pursuant to rule.

35 2. "Department" means the department of public
36 health.

37 3. "Disqualifying felony offense" means a violation
38 under federal or state law of a felony offense, which
39 has as an element the possession, use, or distribution
40 of a controlled substance, as defined in 21 U.S.C.
41 {802(6)}.

42 4. "Enclosed, locked facility" means a closet, room,
43 greenhouse, or other enclosed area equipped with locks
44 or other security devices that permit access only by a
45 cardholder.

46 5. "Health care practitioner" means an individual
47 licensed under chapter 148 to practice medicine
48 and surgery or osteopathic medicine and surgery, a
49 physician assistant licensed under chapter 148C, or
50 an advanced registered nurse practitioner licensed

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1 pursuant to chapter 152 or 152E.

2 6. "Medical cannabis" means any species of the genus
3 cannabis plant, or any mixture or preparation of them,
4 including whole plant extracts and resins.

5 7. "Medical cannabis dispensary" means an entity
6 licensed under section 124E.6 that dispenses and
7 acquires, possesses, cultivates, or manufactures
8 medical cannabis pursuant to this chapter.

9 8. "Medical cannabis manufacturer" means an entity
10 licensed by the department to manufacture and to
11 possess, cultivate, transport, supply, or dispense
12 medical cannabis pursuant to the provisions of this
13 chapter.

14 9. "Primary caregiver" means a person, at least
15 eighteen years of age, who has been designated by a
16 patient's health care practitioner or a person having
17 custody of a patient, as a necessary caretaker taking
18 responsibility for managing the well-being of the
19 patient with respect to the use of medical cannabis
20 pursuant to the provisions of this chapter.

21 10. "Written certification" means a document signed
22 by a health care practitioner, with whom the patient
23 has established a patient-provider relationship, which
24 states that the patient has a debilitating medical
25 condition and identifies that condition and provides
26 any other relevant information.

27 Sec. 4. NEW SECTION. 124E.3 Health care
28 practitioner certification ---- duties.

29 1. Prior to a patient's submission of an
30 application for a medical cannabis card pursuant to
31 section 124E.4, a health care practitioner shall do all
32 of the following:

33 a. Determine, in the health care practitioner's
34 medical judgment, whether the patient whom the health
35 care practitioner has examined and treated suffers from
36 a debilitating medical condition that qualifies for
37 the use of medical cannabis under this chapter, and
38 if so determined, provide the patient with a written
39 certification of that diagnosis.

40 b. Provide explanatory information as provided by
41 the department to the patient about the therapeutic use
42 of medical cannabis.

43 2. Determine, on an annual basis, if the patient
44 continues to suffer from a debilitating medical
45 condition and, if so, issue the patient a new
46 certification of that diagnosis.

47 3. Otherwise comply with all requirements
48 established by the department pursuant to rule.

49 4. A health care practitioner may provide, but has
50 no duty to provide, a written certification pursuant

1 to this section.

2 Sec. 5. NEW SECTION. 124E.4 Medical cannabis
3 registration card.

4 1. Issuance to patient. The department may approve
5 the issuance of a medical cannabis registration card by
6 the department of transportation to a patient who:

7 a. Is at least eighteen years of age.

8 b. Is a permanent resident of this state.

9 c. Submits a written certification to the
10 department signed by the patient's health care
11 practitioner that the patient is suffering from a
12 debilitating medical condition.

13 d. Submits an application to the department, on a
14 form created by the department, in consultation with
15 the department of transportation, that contains all of
16 the following:

17 (1) The patient's full name, Iowa residence
18 address, date of birth, and telephone number.

19 (2) A copy of the patient's valid photo
20 identification.

21 (3) Full name, address, and telephone number of the
22 patient's health care practitioner.

23 (4) Full name, residence address, date of birth,
24 and telephone number of each primary caregiver of the
25 patient, if any.

26 (5) Any other information required by rule.

27 2. Patient card contents. A medical cannabis
28 registration card issued to a patient by the department
29 of transportation pursuant to subsection 1 shall
30 contain, at a minimum, all of the following:

31 a. The patient's full name, Iowa residence address,
32 and date of birth.

33 b. The patient's photo.

34 c. The date of issuance and expiration date of the
35 registration card.

36 d. Any other information required by rule.

37 3. Issuance to primary caregiver. For a patient in
38 a primary caregiver's care, the department may approve
39 the issuance of a medical cannabis registration card
40 by the department of transportation to the primary
41 caregiver who:

42 a. Is at least eighteen years of age.

43 b. Submits a written certification to the
44 department signed by the patient's health care
45 practitioner that the patient in the primary
46 caregiver's care is suffering from a debilitating
47 medical condition.

48 c. Submits an application to the department, on a
49 form created by the department, in consultation with
50 the department of transportation, that contains all of

1 the following:

2 (1) The primary caregiver's full name, residence
3 address, date of birth, and telephone number.

4 (2) The patient's full name.

5 (3) A copy of the primary caregiver's valid photo
6 identification.

7 (4) Full name, address, and telephone number of the
8 patient's health care practitioner.

9 (5) Any other information required by rule.

10 4. Primary caregiver card contents. A medical
11 cannabis registration card issued by the department
12 of transportation to a primary caregiver pursuant to
13 subsection 3 shall contain, at a minimum, all of the
14 following:

15 a. The primary caregiver's full name, residence
16 address, and date of birth.

17 b. The primary caregiver's photo.

18 c. The date of issuance and expiration date of the
19 registration card.

20 d. The full name of each patient in the primary
21 caregiver's care.

22 e. Any other information required by rule.

23 5. Expiration date of card. A medical cannabis
24 registration card issued pursuant to this section shall
25 expire one year after the date of issuance and may be
26 renewed.

27 6. Card issuance ---- department of
28 transportation. The department may enter into
29 a chapter 28E agreement with the department of
30 transportation to facilitate the issuance of medical
31 cannabis registration cards pursuant to subsections 1
32 and 3.

33 Sec. 6. NEW SECTION. 124E.5 Medical advisory board
34 ---- duties.

35 1. No later than August 15, 2015, the director
36 of public health shall establish a medical advisory
37 board consisting of nine practitioners representing the
38 fields of neurology, pain management, gastroenterology,
39 oncology, psychiatry, infectious disease, family
40 medicine, gynecology, and pharmacy. The practitioners
41 shall be nationally board-certified in their area of
42 specialty and knowledgeable about the use of medical
43 cannabis.

44 2. A quorum of the advisory board shall consist of
45 five members.

46 3. The duties of the advisory board shall include
47 but not be limited to the following:

48 a. Reviewing and recommending to the department for
49 approval additional chronic or debilitating diseases or
50 medical conditions or their treatments as debilitating

1 medical conditions that qualify for the use of medical
2 cannabis under this chapter.

3 b. Accepting and reviewing petitions to add chronic
4 or debilitating diseases or medical conditions or their
5 medical treatments to the list of debilitating medical
6 conditions that qualify for the use of medical cannabis
7 under this chapter.

8 c. Advising the department regarding the location
9 of medical cannabis dispensaries throughout the state,
10 the form and quantity of allowable medical cannabis to
11 be dispensed to a patient or primary caregiver, and the
12 general oversight of medical cannabis manufacturers and
13 medical cannabis dispensaries in this state.

14 d. Convening at least twice per year to conduct
15 public hearings and to evaluate petitions, which
16 shall be maintained as confidential personal health
17 information, to add chronic or debilitating diseases or
18 medical conditions or their medical treatments to the
19 list of debilitating medical conditions that qualify
20 for the use of medical cannabis under this chapter.

21 Sec. 7. NEW SECTION. 124E.6 Medical cannabis
22 manufacturer licensure.

23 1. a. The department shall license four medical
24 cannabis manufacturers to manufacture medical cannabis
25 within this state consistent with the provisions of
26 this chapter by December 1, 2015. The department shall
27 license new medical cannabis manufacturers or relicense
28 the existing medical cannabis manufacturers by December
29 1 of each year.

30 b. Information submitted during the application
31 process shall be confidential until the medical
32 cannabis manufacturer is licensed by the department
33 unless otherwise protected from disclosure under state
34 or federal law.

35 2. As a condition for licensure, a medical cannabis
36 manufacturer must agree to begin supplying medical
37 cannabis to patients by July 1, 2016.

38 3. The department shall consider the following
39 factors in determining whether to license a medical
40 cannabis manufacturer:

41 a. The technical expertise of the medical cannabis
42 manufacturer in medical cannabis.

43 b. The qualifications of the medical cannabis
44 manufacturer's employees.

45 c. The long-term financial stability of the medical
46 cannabis manufacturer.

47 d. The ability to provide appropriate security
48 measures on the premises of the medical cannabis
49 manufacturer.

50 e. Whether the medical cannabis manufacturer

1 has demonstrated an ability to meet certain medical
2 cannabis production needs for medical use in the manner
3 determined by the department pursuant to rule.

4 f. The medical cannabis manufacturer's projection
5 and ongoing assessment of fees on patients with
6 debilitating medical conditions.

7 4. The department shall require each medical
8 cannabis manufacturer to contract with the state
9 hygienic laboratory at the university of Iowa in Iowa
10 City to test the medical cannabis produced by the
11 manufacturer. The department shall require that the
12 laboratory report testing results to the manufacturer
13 in a manner determined by the department pursuant to
14 rule.

15 5. Each entity submitting an application for
16 licensure as a medical cannabis manufacturer shall
17 pay an application fee of seven thousand five hundred
18 dollars to the department.

19 Sec. 8. NEW SECTION. 124E.7 Medical cannabis
20 manufacturers ---- medical cannabis dispensaries.

21 1. a. A medical cannabis manufacturer shall
22 operate three medical cannabis dispensaries, which may
23 include the medical cannabis manufacturer's single
24 location for manufacturing and cultivating, harvesting,
25 packaging, or processing.

26 b. A medical cannabis manufacturer shall begin
27 dispensing medical cannabis from at least one medical
28 cannabis dispensary by July 1, 2016.

29 c. The medical cannabis dispensaries shall be
30 located based on geographical need throughout the state
31 to improve patient access.

32 d. A medical cannabis manufacturer shall disclose
33 the proposed locations for the medical cannabis
34 dispensaries to the department during the licensure
35 process.

36 e. A medical cannabis manufacturer shall operate
37 only one location where all manufacturing and
38 cultivating, harvesting, packaging, or processing
39 shall be conducted. The other medical cannabis
40 dispensaries may dispense medical cannabis pursuant to
41 the provisions of this chapter but shall not dispense
42 any medical cannabis in a form or quantity other than
43 the form or quantity allowed by the department pursuant
44 to rule.

45 2. A medical cannabis manufacturer shall contract
46 with the state hygienic laboratory at the university
47 of Iowa in Iowa City for purposes of testing the
48 medical cannabis manufactured by the medical cannabis
49 manufacturer as to content, contamination, and
50 consistency. The cost of all laboratory testing shall

1 be paid by the medical cannabis manufacturer.

2 3. The operating documents of a medical cannabis
3 manufacturer shall include all of the following:

4 a. Procedures for the oversight of the medical
5 cannabis manufacturer and procedures to ensure accurate
6 record keeping.

7 b. Procedures for the implementation of appropriate
8 security measures to deter and prevent the theft of
9 medical cannabis and unauthorized entrance into areas
10 containing medical cannabis.

11 4. A medical cannabis manufacturer shall implement
12 security requirements, including requirements for
13 protection of each location by a fully operational
14 security alarm system, facility access controls,
15 perimeter intrusion detection systems, and a personnel
16 identification system.

17 5. A medical cannabis manufacturer shall not share
18 office space with, refer patients to, or have any
19 financial relationship with a health care practitioner.

20 6. A medical cannabis manufacturer shall not permit
21 any person to consume medical cannabis on the property
22 of the medical cannabis manufacturer.

23 7. A medical cannabis manufacturer is subject to
24 reasonable inspection by the department.

25 8. A medical cannabis manufacturer shall not employ
26 a person under twenty-one years of age or who has
27 been convicted of a disqualifying felony offense. An
28 employee of a medical cannabis manufacturer shall be
29 subject to a background investigation conducted by the
30 division of criminal investigation of the department
31 of public safety and a national criminal history
32 background check.

33 9. A medical cannabis manufacturer shall not
34 operate in any location, whether for dispensing or for
35 manufacturing, cultivating, harvesting, packaging, or
36 processing, within one thousand feet of a public or
37 private school existing before the date of the medical
38 cannabis manufacturer's licensure by the department.

39 10. A medical cannabis manufacturer shall comply
40 with reasonable restrictions set by the department
41 relating to signage, marketing, display, and
42 advertising of medical cannabis.

43 Sec. 9. NEW SECTION. 124E.8 Medical cannabis
44 manufacturer ---- production and dispensation.

45 1. Production.

46 a. A medical cannabis manufacturer shall provide a
47 reliable and ongoing supply of medical cannabis for all
48 patients served pursuant to this chapter.

49 b. All manufacturing, cultivating, harvesting,
50 manufacturing, packaging, and processing of medical

1 cannabis shall take place in an enclosed, locked
2 facility at a physical address provided to the
3 department during the licensure process.

4 2. Dispensation. Prior to dispensing of any
5 medical cannabis, the medical cannabis manufacturer
6 shall do all of the following:

7 a. Verify that the medical cannabis manufacturer
8 has received a valid medical cannabis registration card
9 from a patient or a patient's primary caregiver, if
10 applicable.

11 b. Assign a tracking number to any medical cannabis
12 dispensed from the manufacturer.

13 c. Properly package medical cannabis in compliance
14 with federal law regarding child resistant packaging
15 and exemptions for packaging for elderly patients,
16 and label medical cannabis with a list of all active
17 ingredients and individually identifying information,
18 including all of the following:

19 (1) The name and date of birth of the patient and
20 the patient's primary caregiver, if appropriate.

21 (2) The medical cannabis registration card numbers
22 of the patient and the patient's primary caregiver, if
23 applicable.

24 (3) The chemical composition of the medical
25 cannabis.

26 Sec. 10. NEW SECTION. 124E.9 Department duties ----
27 rules.

28 1. a. The department shall maintain a confidential
29 file of the names of each patient to or for whom the
30 department issues a medical cannabis registration card
31 and the name of each primary caregiver to whom the
32 department issues a medical cannabis registration card
33 under section 124E.4.

34 b. Individual names contained in the file shall be
35 confidential and shall not be subject to disclosure,
36 except as provided in subparagraph (1).

37 (1) Information in the confidential file maintained
38 pursuant to paragraph "a" may be released on an
39 individual basis to the following persons under the
40 following circumstances:

41 (a) To authorized employees or agents of the
42 department and the department of transportation as
43 necessary to perform the duties of the department and
44 the department of transportation pursuant to this
45 chapter.

46 (b) To authorized employees of state or local
47 law enforcement agencies, but only for the purpose of
48 verifying that a person is lawfully in possession of a
49 medical cannabis registration card issued pursuant to
50 this chapter.

1 (c) To authorized employees of a medical cannabis
2 manufacturer, but only for the purpose of verifying
3 that a person is lawfully in possession of a medical
4 cannabis registration card issued pursuant to this
5 chapter.

6 (2) Release of information pursuant to subparagraph
7 (1) shall be consistent with the federal Health
8 Insurance Portability and Accountability Act of 1996,
9 Pub. L. No. 104-191.

10 2. The department shall adopt rules pursuant to
11 chapter 17A to administer this chapter which shall
12 include but not be limited to rules to do all of the
13 following:

14 a. Govern the manner in which the department shall
15 consider applications for new and renewal medical
16 cannabis registration cards.

17 b. Identify criteria and set forth procedures for
18 including additional chronic or debilitating diseases
19 or medical conditions or their medical treatments
20 on the list of debilitating medical conditions that
21 qualify for the use of medical cannabis. Procedures
22 shall include a petition process and shall allow for
23 public comment and public hearings before the medical
24 advisory board.

25 c. Set forth additional chronic or debilitating
26 diseases or medical conditions or their medical
27 treatments for inclusion on the list of debilitating
28 medical conditions that qualify for the use of medical
29 cannabis as recommended by the medical advisory board.

30 d. Establish the form and quantity of medical
31 cannabis allowed to be dispensed to a patient or
32 primary caregiver pursuant to this chapter. The
33 form and quantity of medical cannabis shall be
34 appropriate to serve the medical needs of patients with
35 debilitating conditions.

36 e. Establish requirements for the licensure of
37 medical cannabis manufacturers and set forth procedures
38 for medical cannabis manufacturers to obtain licenses.

39 f. Develop a dispensing system for medical cannabis
40 within this state that provides for all of the
41 following:

42 (1) Medical cannabis manufacturing facilities
43 within this state housed on secured grounds and
44 operated by licensed medical cannabis manufacturers.

45 (2) The dispensing of medical cannabis to patients
46 and their primary caregivers to occur at locations
47 designated by the department.

48 g. Establish medical cannabis registration card
49 application and renewal fees.

50 h. Specify and implement procedures that address

1 public safety including security procedures and product
2 quality including measures to ensure contaminant-free
3 cultivation of medical cannabis, safety, and labeling.

4 Sec. 11. NEW SECTION. 124E.10 Reciprocity.

5 A valid medical cannabis registration card, or its
6 equivalent, issued under the laws of another state
7 that allows an out-of-state patient to possess or use
8 medical cannabis in the jurisdiction of issuance shall
9 have the same force and effect as a valid medical
10 cannabis registration card issued pursuant to this
11 chapter, except that an out-of-state patient in this
12 state shall not obtain medical cannabis from a medical
13 cannabis dispensary in this state.

14 Sec. 12. NEW SECTION. 124E.11 Use of medical
15 cannabis ---- smoking prohibited.

16 A patient shall not consume medical cannabis
17 possessed or used as authorized by this chapter by
18 smoking medical cannabis.

19 Sec. 13. NEW SECTION. 124E.12 Use of medical
20 cannabis ---- affirmative defenses.

21 1. A health care practitioner, including any
22 authorized agent or employee thereof, shall not be
23 subject to prosecution for the unlawful certification,
24 possession, or administration of marijuana under the
25 laws of this state for activities arising directly
26 out of or directly related to the certification or
27 use of medical cannabis in the treatment of a patient
28 diagnosed with a debilitating medical condition as
29 authorized by this chapter.

30 2. A medical cannabis manufacturer, including any
31 authorized agent or employee thereof, shall not be
32 subject to prosecution for manufacturing, possessing,
33 cultivating, harvesting, packaging, or processing, or
34 transporting, supplying, or dispensing medical cannabis
35 pursuant to this chapter.

36 3. A medical cannabis dispensary, including any
37 authorized agent or employee thereof, shall not be
38 subject to prosecution for transporting, supplying, or
39 dispensing medical cannabis pursuant to this chapter.

40 a. In a prosecution for the unlawful possession
41 of marijuana under the laws of this state, including
42 but not limited to chapters 124 and 453B, it is an
43 affirmative and complete defense to the prosecution
44 that the patient has been diagnosed with a debilitating
45 medical condition, used or possessed medical
46 cannabis pursuant to a certification by a health care
47 practitioner as authorized under this chapter, and,
48 for a patient eighteen years of age or older, is in
49 possession of a valid medical cannabis registration
50 card.

1 b. In a prosecution for the unlawful possession
2 of marijuana under the laws of this state, including
3 but not limited to chapters 124 and 453B, it is an
4 affirmative and complete defense to the prosecution
5 that the person possessed medical cannabis because the
6 person is a primary caregiver of a patient who has been
7 diagnosed with a debilitating medical condition and is
8 in possession of a valid medical cannabis registration
9 card, and where the primary caregiver's possession of
10 the medical cannabis is on behalf of the patient and
11 for the patient's use only as authorized under this
12 chapter.

13 c. If a patient or primary caregiver is charged
14 with the commission of a crime and is not in possession
15 of the person's medical cannabis registration card,
16 any charge or charges filed against the person shall
17 be dismissed by the court if the person produces to
18 the court prior to or at the person's trial a medical
19 cannabis registration card issued to that person and
20 valid at the time the person was charged.

21 4. An agency of this state or a political
22 subdivision thereof, including any law enforcement
23 agency, shall not remove or initiate proceedings to
24 remove a patient under the age of eighteen from the
25 home of a parent based solely upon the parent's or
26 patient's possession or use of medical cannabis as
27 authorized under this chapter.

28 Sec. 14. NEW SECTION. 124E.13 Penalties.

29 1. A person who knowingly or intentionally
30 possesses or uses medical cannabis in violation of
31 the requirements of this chapter is subject to the
32 penalties provided under chapters 124 and 453B.

33 2. A medical cannabis manufacturer shall be
34 assessed a civil penalty of up to one thousand dollars
35 per violation for any violation of this chapter in
36 addition to any other applicable penalties.

37 Sec. 15. EMERGENCY RULES. The department may
38 adopt emergency rules under section 17A.4, subsection
39 3, and section 17A.5, subsection 2, paragraph "b", to
40 implement the provisions of this Act and the rules
41 shall be effective immediately upon filing unless
42 a later date is specified in the rules. Any rules
43 adopted in accordance with this section shall also be
44 published as a notice of intended action as provided
45 in section 17A.4.

46 Sec. 16. TRANSITION PROVISIONS. A medical cannabis
47 registration card issued under chapter 124D prior to
48 July 1, 2015, remains effective and continues in effect
49 as issued for the twelve-month period following its
50 issuance. This Act does not preclude the permit holder

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1 from seeking to renew the permit under this Act prior
2 to the expiration of the twelve-month period.

3 Sec. 17. REPORTS. The university of Iowa Carver
4 college of medicine and college of pharmacy shall,
5 on or before July 1 of each year, beginning July
6 1, 2016, submit a report detailing the scientific
7 literature, studies, and clinical trials regarding the
8 use of medical cannabis on patients diagnosed with
9 debilitating medical conditions as defined in this Act
10 to the department of public health and the general
11 assembly.

12 Sec. 18. REPEAL. Chapter 124D, Code 2015, is
13 repealed.>

14 2. Title page, by striking lines 1 and 2 and
15 inserting <An Act creating the medical cannabis Act and
16 provides for civil and criminal penalties and fees.>

By LENSING of Johnson

H-1070 FILED MARCH 11, 2015

HOUSE FILE 573

H-1071

1 Amend House File 573 as follows:

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

3 <d. That the woman has been offered the opportunity
4 for preabortion and postabortion counseling from a
5 licensed mental health professional as defined in
6 section 228.1.>

7 2. Page 1, after line 15 by inserting:

8 <Sec. ____ . NEW SECTION. 514C.30 Coverage for
9 preabortion and postabortion counseling provided by a
10 licensed mental health professional.

11 1. A contract, policy, or plan providing for
12 third-party payment or prepayment of health or medical
13 expenses shall provide coverage benefits for all
14 preabortion and postabortion counseling provided
15 by a licensed mental health professional as defined
16 in section 228.1, including but not limited to the
17 following classes of third-party payment provider
18 contracts, policies, or plans delivered, issued for
19 delivery, continued, or renewed in this state on or
20 after July 1, 2015:

21 a. Individual or group accident and sickness
22 insurance providing coverage on an expense-incurred
23 basis.

24 b. An individual or group hospital or medical
25 service contract issued pursuant to chapter 509, 514,
26 or 514A.

27 c. An individual or group health maintenance
28 organization contract regulated under chapter 514B.

29 d. An individual or group Medicare supplemental
30 policy, unless coverage pursuant to such policy is
31 preempted by federal law.

32 e. A plan established pursuant to chapter 509A for
33 public employees.

34 2. This section shall not apply to accident-only,
35 specified disease, short-term hospital or medical,
36 hospital confinement indemnity, credit, dental, vision,
37 long-term care, basic hospital and medical-surgical
38 expense coverage as defined by the commissioner,
39 disability income insurance coverage, coverage issued
40 as a supplement to liability insurance, workers'
41 compensation or similar insurance, or automobile
42 medical payment insurance.

43 3. The commissioner of insurance shall adopt rules
44 pursuant to chapter 17A as necessary to administer this
45 section.>

46 3. Title page, line 2, after <abortion> by
47 inserting <and providing for third-party coverage for
48 the preabortion and postabortion counseling>

49 4. By renumbering as necessary.

By BROWN-POWERS of Black Hawk

HOUSE FILE 573

H-1072

1 Amend House File 573 as follows:

2 1. Page 1, line 6, by striking <fetus> and
3 inserting <unborn child>

4 2. Page 1, line 8, by striking <fetus> and
5 inserting <unborn child>

6 3. Page 1, line 11, by striking <fetus> and
7 inserting <unborn child>

By HEARTSILL of Marion

SHEETS of Appanoose

HOLT of Crawford

GASSMAN of Winnebago

SALMON of Black Hawk

WATTS of Dallas

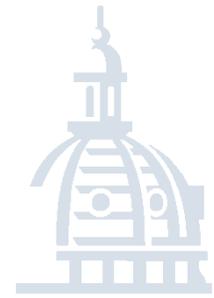
BRANHAGEN of Winneshiek

BAXTER of Hancock

KOOIKER of Sioux

LANDON of Polk

H-1072 FILED MARCH 11, 2015



HF 561 – Recorded Documents Tiered Flat Fees (LSB1744HV)
Analyst: Robin Madison (Phone: (515) 281-5270) (robin.madison@legis.iowa.gov)
Fiscal Note Version – New

Description

House File 561 requires county recorders to participate in the Iowa Land Records information system, which provides online electronic access to county land records. The Bill requires that participation in the Iowa Land Records system be established by an Iowa Code chapter 28E agreement between all Iowa counties. The Bill increases the fee collected by a county recorder and used for maintaining the Iowa Land Records system from \$1 to \$2. The Bill specifies that provisions of the statute are subject to legislative review at least every five years.

Background

All 99 counties currently participate in the Iowa Land Records information system. The recording fee for land records filed with a county is currently \$7 for the first page and \$5 per subsequent page. Of the fee for the first page, \$1 goes to the county recorder, \$1 goes to Iowa Land Records, and \$5 goes to the county general fund. The fee for subsequent pages goes to the county general fund.

The number of documents filed has been decreasing. Annual revenue to Iowa Land Records from the \$1 fee has decreased from \$800,000 in FY 2004 to an estimated \$575,000 in FY 2014 and FY 2015.

Assumption

The number of land records filed annually will remain at 575,000 documents.

Fiscal Impact

This Bill will not affect State General Fund revenues or expenditures. The statewide impact to local entities (counties) is an increase in annual expenditures to Iowa Land Records of \$575,000 annually. These expenditures will be offset by the \$1 increase in the land record filing fee.

Source

Iowa Land Records

/s/ Holly M. Lyons

March 11, 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.
