

**EIGHTY-SIXTH GENERAL ASSEMBLY
2016 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

MARCH 2, 2016

**Senate Amendment to
HOUSE FILE 228**

H-8046

1 Amend House File 228, as passed by the House, as
2 follows:
3 1. Page 1, line 2, by striking <2015> and inserting
4 <2016>
5 2. Page 1, line 10, by striking <2015> and
6 inserting <2016>
7 3. Page 2, line 8, after <thereof.> by inserting
8 <However, prior to issuing a transitional coaching
9 authorization to an individual under this paragraph
10 "b", the board shall ensure that the individual meets
11 all of the following requirements:
12 (1) Completes a shortened course of training
13 relating to the code of professional rights and
14 responsibilities, practices, and ethics developed in
15 accordance with section 272.2, subsection 1, paragraph
16 "a", by the board specifically for transitional
17 coaches.
18 (2) Completes the child and dependent adult abuse
19 mandatory reporter training required by sections 232.69
20 and 235B.16.
21 (3) Completes a nationally recognized concussion in
22 youth sports training course.
23 (4) Complies with the background investigation
24 requirements established by the board pursuant to
25 section 272.2, subsection 17.>
26 4. Page 2, line 10, by striking <2015> and
27 inserting <2016>
28 5. Page 2, line 16, by striking <2015> and
29 inserting <2016>
30 6. Page 2, after line 20 by inserting:
31 <Sec. ____ . Section 279.19B, Code 2016, is amended
32 by adding the following new subsection:
33 NEW SUBSECTION. 1A. For the first two weeks of
34 employment as a transitional coach and for the first
35 extracurricular interscholastic athletic contest or

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1 competition sponsored by an organization as defined
2 in section 280.13, the individual shall be supervised
3 by a certified athletic director, administrator, or
4 other practitioner in a supervisory role. If the
5 individual performs to the supervising practitioner's
6 satisfaction, the supervising practitioner shall
7 sign and date an evaluation form provided by the
8 organization to certify that the individual meets
9 expectations to work with student athletes as a
10 transitional coach. The organization shall develop
11 and offer on its internet site an evaluation form that
12 meets the requirements of this subsection.>

13 7. Page 2, line 22, by striking <2015> and
14 inserting <2016>

15 8. By renumbering as necessary.

RECEIVED FROM THE SENATE

HOUSE FILE 2380

H-8051

1 Amend House File 2380 as follows:

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

3 <Sec. ____ . NEW SECTION. 514C.31 Opioid analgesic
4 drug products ---- coverage.

5 1. Definitions. For purposes of this section,
6 unless the context otherwise requires:

7 a. "Abuse-deterrent opioid analgesic drug product"
8 means a brand-name or generic opioid analgesic drug
9 product approved by the United States food and drug
10 administration with abuse-deterrence labeling claims
11 that indicate the product is expected to result in a
12 meaningful reduction in abuse of opioids.

13 b. "Carrier" means an entity that provides health
14 benefit plans in this state.

15 c. "Health benefit plan" means a policy,
16 certificate, or contract providing hospital or medical
17 coverage, benefits, or services rendered by a health
18 care provider.

19 d. "Opioid analgesic drug product" means a drug
20 product in the opioid analgesic drug class prescribed
21 to treat moderate to severe pain or other conditions
22 and includes immediate release, extended release, and
23 long-acting forms, whether or not combined with other
24 drug substances to form a single drug product or dosage
25 form.

26 2. Coverage required.

27 a. Notwithstanding the uniformity of treatment
28 requirements of section 514C.6, a contract, policy, or
29 plan providing for third-party payment or prepayment
30 of health or medical expenses that provides coverage
31 benefits for opioid analgesic drug products shall
32 provide coverage for an abuse-deterrent opioid
33 analgesic drug product as a preferred drug on the
34 carrier's drug formulary or preferred drug list.

35 b. Cost-sharing requirements for abuse-deterrent

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1 opioid analgesic drug products shall not exceed the
2 lowest cost-sharing requirements applied to other
3 covered prescription drugs on the carrier's drug
4 formulary or preferred drug list.

5 3. Prior authorization.

6 a. A prior authorization or utilization review
7 requirement shall not require prior use of an opioid
8 analgesic drug product other than an abuse-deterrent
9 opioid analgesic drug product as a prerequisite for
10 access to an abuse-deterrent opioid analgesic drug
11 product.

12 b. This subsection shall not be construed to
13 prevent a carrier from requiring prior authorization
14 for an abuse-deterrent opioid analgesic drug product,
15 provided that the same prior authorization requirements
16 are applied to all versions of the same opioid
17 analgesic drug products that are not abuse-deterrent
18 opioid analgesic drug products.

19 4. Applicability.

20 a. This section applies to the following classes
21 of third-party payment provider contracts or policies
22 delivered, issued for delivery, continued, or renewed
23 in this state on or after July 1, 2016:

24 (1) Individual or group accident and sickness
25 insurance providing coverage on an expense-incurred
26 basis.

27 (2) An individual or group hospital or medical
28 service contract issued pursuant to chapter 509, 514,
29 or 514A.

30 (3) An individual or group health maintenance
31 organization contract regulated under chapter 514B.

32 (4) Any other entity engaged in the business of
33 insurance, risk transfer, or risk retention, which is
34 subject to the jurisdiction of the commissioner.

35 (5) A plan established pursuant to chapter 509A for

1 public employees.

2 (6) An organized delivery system licensed by the
3 director of public health.

4 b. This section shall not apply to accident-only,
5 specified disease, short-term hospital or medical,
6 hospital confinement indemnity, credit, dental, vision,
7 Medicare supplement, long-term care, basic hospital
8 and medical-surgical expense coverage as defined
9 by the commissioner, disability income insurance
10 coverage, coverage issued as a supplement to liability
11 insurance, workers' compensation or similar insurance,
12 or automobile medical payment insurance.>

13 2. Title page, line 1, after <relating to> by
14 inserting <drug overdose prevention, including>

15 3. Title page, line 3, by striking <victims.> and
16 inserting <victims, coverage of opioid analgesic drug
17 products, and providing an applicability date.>

18 4. By renumbering as necessary.

By BAUDLER of Adair

HOUSE FILE 2380

H-8058

1 Amend House File 2380 as follows:

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

3 <Section 1. NEW SECTION. 135.190 Opioid
4 antagonists -- possession and administration by
5 immediate family members.

6 1. For purposes of this section, unless the context
7 otherwise requires:

8 a. "Immediate family member" means a spouse;
9 natural or adoptive parent, child, or sibling;
10 stepparent, stepchild, or stepsibling; father-in-law,
11 mother-in-law, son-in-law, daughter-in-law,
12 brother-in-law, or sister-in-law; or grandparent or
13 grandchild.

14 b. "Licensed health care professional" means the
15 same as defined in section 280.16.

16 c. "Opioid antagonist" means the same as defined in
17 section 147A.1.

18 d. "Opioid-related overdose" means the same as
19 defined in section 147A.1.

20 2. Notwithstanding any other provision of law to
21 the contrary, a licensed health care professional may
22 prescribe an opioid antagonist to the immediate family
23 member of a person who is at risk of experiencing an
24 opioid-related overdose.

25 3. An immediate family member of a person who is
26 at risk of experiencing an opioid-related overdose may
27 possess and provide or administer an opioid antagonist
28 to the person who is at risk of experiencing an
29 opioid-related overdose if the immediate family member
30 reasonably and in good faith believes that the person
31 is experiencing an opioid-related overdose.

32 4. A prescriber of an opioid antagonist, who has
33 acted reasonably and in good faith, shall not be
34 liable for any injury arising from the provision,
35 administration, or assistance in the administration of

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Page 2

1 an opioid antagonist as provided in this section.>

2 2. Title page, line 2, before <first> by inserting
3 <immediate family members and>

4 3. By renumbering as necessary.

By KLEIN of Washington

H-8058 FILED MARCH 1, 2016

HOUSE FILE 2420

H-8060

1 Amend House File 2420 as follows:

2 1. Page 2, after line 19 by inserting:

3 <(5) (a) Whether a conviction was obtained for
4 any crime associated with the untested sexual abuse
5 evidence collection kit.

6 (b) If such a conviction was obtained please
7 provide the defendant's name, case number, and the
8 county where the conviction occurred.>

9 2. Page 2, after line 28 by inserting:

10 <2A. If information was obtained under subsection
11 2, paragraph "c", subparagraph (5), that a conviction
12 was obtained for any crime associated with an untested
13 sexual abuse evidence collection kit, the attorney
14 general shall provide the office of the state public
15 defender with the defendant's name, case number, and
16 the county where the conviction occurred, within sixty
17 days of receiving such information.>

18 3. Page 3, after line 6 by inserting:

19 <5. The department of justice shall compile and
20 submit a report to the office of the state public
21 defender, not later than March 15, 2017, that provides
22 the date an untested sexual abuse evidence collection
23 kit was collected, where the collection occurred, and
24 the case number, if any, associated with the untested
25 sexual abuse evidence collection kit.>

26 4. By renumbering, redesignating, and correcting
27 internal references as necessary.

By ANDERSON of Polk

H-8060 FILED MARCH 1, 2016

HOUSE FILE 2064

H-8047

1 Amend House File 2064 as follows:

2 1. Page 1, line 19, after <711.3> by inserting <3
3 except as determined in subsection 3>

4 2. Page 1, by striking lines 25 through 29 and
5 inserting:

6 <2. a. A person serving a sentence for a
7 conviction of child endangerment in violation of
8 section 726.6, subsection 4, shall be denied parole
9 or work release until the person has served between
10 three-tenths and seven-tenths of the maximum term of
11 the person's sentence as provided under paragraph "b".

12 b. The sentencing court shall determine when
13 the person shall become eligible for consideration
14 of parole or work release within the parameters
15 specified under paragraph "a", based upon all pertinent
16 information including the person's criminal record and
17 whether the offense involved multiple intentional acts
18 or a series of intentional acts, or whether the offense
19 involved torture or cruelty.

20 3. a. A person serving a sentence for a conviction
21 of robbery in the second degree in violation of section
22 711.3 for a conviction that occurs on or after July 1,
23 2016, shall be denied parole or work release until the
24 person has served between three-tenths and seven-tenths
25 of the maximum term of the person's sentence as
26 provided under paragraph "b".

27 b. The sentencing court shall determine when
28 the person shall become eligible for consideration
29 of parole or work release within the parameters
30 specified under paragraph "a", based upon all pertinent
31 information including the person's criminal record and
32 the negative impact the offense has had on the victim
33 or other persons.>

By RIZER of Linn

H-8047 FILED MARCH 1, 2016

HOUSE FILE 2269

H-8050

1 Amend House File 2269 as follows:

2 1. Page 2, by striking lines 24 through 30 and
3 inserting:

4 <4. a. A member who is a producer or livestock
5 market representative described in subsection 1,
6 paragraphs "a" through "c", shall serve a three-year
7 term. The member shall not serve more than two
8 consecutive full terms.

9 b. Except for an ex officio ~~members~~ member,
10 ~~vacancies~~ a vacancy in the council executive committee
11 resulting from death, inability or refusal to serve,
12 or failure to meet the qualifications of this chapter
13 shall be filled by the council executive committee.
14 If the council executive committee fails to fill
15 a vacancy, the secretary shall fill it. Vacancy
16 appointments A vacancy appointment shall be filled only
17 for the remainder of the unexpired term.>

18 2. Page 4, line 28, after <assessment> by inserting
19 -- rate>

20 3. Page 5, after line 8 by inserting:

21 <3. The rate of the recommenced state assessment
22 shall be the same as the rate that was last in
23 effect under section 181.19 immediately prior to the
24 suspension of the state assessment.>

25 4. By striking page 5, line 9, through page 6, line
26 5, and inserting:

27 <Sec. ____ . Section 181.8, Code 2016, is amended to
28 read as follows:

29 181.8 ~~Entering~~ Executive committee -- entering
30 premises -- examining records.

31 The ~~council~~ executive committee may authorize
32 its agents to enter at a reasonable time upon the
33 premises of any purchaser charged by this chapter with
34 remitting the state assessment to the ~~council~~ executive
35 committee, and to examine records and other instruments

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1 relating to the collection of the state assessment.
2 However, the ~~council~~ executive committee must first
3 have reasonable grounds to believe that the state
4 assessment has not been remitted or fully accounted
5 for.

6 ~~The council may enter into arrangements with persons~~
7 ~~purchasing cattle outside of this state for remitting~~
8 ~~the state assessment by such purchasers.~~

9 Sec. ____ . Section 181.11, Code 2016, is amended to
10 read as follows:

11 181.11 Collection of state assessment.

12 1. A state assessment imposed as provided in
13 this chapter shall be levied and collected from the
14 purchaser on each sale of cattle at a rate provided in
15 this chapter. The state assessment shall be imposed
16 on any person selling cattle and shall be deducted by
17 the purchaser from the price paid to the seller. The
18 purchaser, at the time of the sale, shall make and
19 deliver to the seller a separate invoice for each sale
20 showing the names and addresses of the seller and the
21 purchaser, the number of cattle sold, and the date of
22 sale. The purchaser shall forward the state assessment
23 to the ~~council~~ executive committee at a time prescribed
24 by the ~~council~~ executive committee, but not later than
25 the last day of the month following the end of the
26 prior reporting period in which the cattle are sold.

27 2. The executive committee may enter into
28 arrangements with persons purchasing cattle outside of
29 this state for remitting the state assessment by such
30 purchasers.>

31 5. Page 6, line 11, by striking <sixty> and
32 inserting <sixty ninety>

33 6. Page 8, line 29, by striking <fifty cents> and
34 inserting <fifty cents one dollar>

35 7. Page 9, line 5, by striking <of fifty cents> and

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Page 3

1 inserting ~~<of fifty cents~~ not to exceed one dollar>

2 8. Page 9, after line 14 by inserting:

3 <Sec. _____. REPEAL. 2004 Iowa Acts, chapter 1037,
4 section 17, is repealed.>

5 9. Page 9, by striking lines 26 and 27 and
6 inserting <establish terms for any number of the five
7 members first elected or reelected by the Iowa beef
8 cattle producers association under that section on or
9 after the effective date of this Act to ensure elected
10 members serve staggered terms. The executive committee
11 may also establish initial terms for the two new
12 members appointed by the Iowa cattlemen's association
13 under that section as amended by this Act to ensure
14 appointed>

15 10. Page 10, after line 6 by inserting:

16 <Sec. _____. EFFECTIVE UPON ENACTMENT. This Act,
17 being deemed of immediate importance, takes effect upon
18 enactment.>

19 11. Title page, by striking lines 1 and 2 and
20 inserting <An Act providing for certain excise taxes
21 imposed on the sale of cattle and including effective
22 date provisions.>

23 12. By renumbering as necessary.

By SEXTON of Calhoun

H-8050 FILED MARCH 1, 2016

HOUSE FILE 2329

H-8052

1 Amend House File 2329 as follows:

2 1. Page 1, line 4, after <part> by inserting
3 <or fetus for purposes of animal or human research,
4 experimentation, or study, or for transplantation>

5 2. Page 1, after line 19 by inserting:

6 <_____. "Experiment" or "experimentation" means the
7 use of fetal body parts or a fetus in any trial, test,
8 procedure, or observation carried out with the goal
9 of verifying, refuting, or establishing the validity
10 of a hypothesis, but does not include diagnostic or
11 remedial tests, procedures, or observations which have
12 the purpose of determining the life or health of the
13 fetus, preserving the life or health of the fetus or
14 the pregnant woman, or pathological study.>

15 3. Page 1, after line 24 by inserting:

16 <_____. "Pathological study" means the examination of
17 body tissue for diagnostic purposes.>

18 4. By renumbering as necessary.

By SALMON of Black Hawk
HEARTSILL of Marion

H-8052 FILED MARCH 1, 2016

HOUSE FILE 2329

H-8055

- 1 Amend House File 2329 as follows:
- 2 1. Page 1, line 4, after <part> by inserting
3 <or fetus for purposes of animal or human research,
4 experimentation, or study, or for transplantation>
- 5 2. Page 1, after line 19 by inserting:
6 <___. "Experiment" or "experimentation" means the
7 use of fetal body parts or a fetus in any trial, test,
8 procedure, or observation carried out with the goal
9 of verifying, refuting, or establishing the validity
10 of a hypothesis, but does not include diagnostic or
11 remedial tests, procedures, or observations which have
12 the sole purpose of determining the life or health of
13 the fetus, preserving the life or health of the fetus
14 or the pregnant woman, or pathological study.>
- 15 3. Page 1, after line 24 by inserting:
16 <___. "Pathological study" means the examination of
17 body tissue for diagnostic purposes.>
- 18 4. By renumbering as necessary.

By SALMON of Black Hawk
HEARTSILL of Marion

H-8055 FILED MARCH 1, 2016

HOUSE FILE 2363

H-8056

1 Amend House File 2363 as follows:
2 1. Page 1, line 2, by striking <subsection> and
3 inserting <subsections>
4 2. Page 1, after line 8 by inserting:
5 <NEW SUBSECTION. 3B. A member of a governmental
6 body shall keep confidential all information relating
7 to all discussions and action occurring at a closed
8 session which relate to the specific reason announced
9 as justification for the closed session.
10 Sec. _____. Section 21.6, subsection 1, Code 2016, is
11 amended to read as follows:
12 1. The remedies provided by this section against
13 state governmental bodies and members of governmental
14 bodies shall be in addition to those provided by
15 section 17A.19. Any aggrieved person, taxpayer to, or
16 citizen of, the state of Iowa, or the attorney general
17 or county attorney, may seek judicial enforcement of
18 the requirements of this chapter. Suits to enforce
19 this chapter shall be brought in the district court
20 for the county in which the governmental body has its
21 principal place of business.
22 Sec. _____. Section 21.6, Code 2016, is amended by
23 adding the following new subsection:
24 NEW SUBSECTION. 3A. In addition to any other
25 penalties provided for in this chapter, upon a finding
26 by a preponderance of the evidence that a member of a
27 governmental body has violated section 21.5, subsection
28 3B, a court shall assess the member damages in the
29 amount of not more than one thousand dollars.>
30 3. Title page, line 1, after <attendance> by
31 inserting <and confidentiality>
32 4. Title page, line 2, after <body> by inserting
33 <and providing penalties>
34 5. By renumbering as necessary.

By MASCHER of Johnson

H-8056 FILED MARCH 1, 2016

HOUSE FILE 2366

H-8054

1 Amend House File 2366 as follows:
2 1. Page 1, by striking lines 3 through 6 and
3 inserting:
4 <NEW SUBSECTION. 6. An officer or employee of
5 a county shall not interfere with the performance of
6 an advocate's duties and responsibilities, provided
7 that the advocate performs the advocate's duties in
8 accordance with all of the following:>
9 2. By renumbering as necessary.

By HEATON of Henry

H-8054 FILED MARCH 1, 2016

HOUSE FILE 2385

H-8048

1 Amend House File 2385 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 455B.307A, subsection 2, Code
4 2016, is amended to read as follows:
5 2. A person shall not discard solid waste onto
6 or in any water or land of the state, in a public
7 right-of-way, on another person's land, or into areas
8 or receptacles provided for such purposes which are
9 under the control of or used by a person who has not
10 authorized the use of the receptacle by the person
11 discarding the solid waste.>
12 2. By renumbering as necessary.

By PAUSTIAN of Scott

H-8048 FILED MARCH 1, 2016

HOUSE FILE 2385

H-8059

1 Amend House File 2385 as follows:
2 1. Page 1, by striking lines 3 through 5 and
3 inserting:
4 <3. A person who violates this section is subject
5 to a civil penalty not to exceed one thousand dollars
6 for each violation. However, a person who violates
7 this section, upon conviction, shall be guilty of a
8 serious misdemeanor if the solid waste is discarded on
9 land that is a street or highway as defined in section
10 321.1 or into areas or receptacles under the control
11 of or used by a person who has not authorized the use
12 of the area or receptacle.>

By PAUSTIAN of Scott

H-8059 FILED MARCH 1, 2016

HOUSE FILE 2386

H-8057

1 Amend House File 2386 as follows:
2 1. Page 1, line 5, after <709.1,> by inserting
3 <except for a violation of section 709.4, subsection 1,
4 paragraph "b", subparagraph (3), subparagraph division
5 (d),>
6 2. Page 1, after line 8 by inserting:
7 <Sec. ____ . Section 600A.8, Code 2016, is amended by
8 adding the following new subsection:
9 NEW SUBSECTION. 11. The court finds there is clear
10 and convincing evidence that the child was conceived as
11 the result of sexual abuse as defined in section 709.1,
12 except for a violation of section 709.4, subsection
13 1, paragraph "b", subparagraph (3), subparagraph
14 division (d), and the biological parent against whom
15 the sexual abuse was perpetrated requests termination
16 of the parental rights of the biological parent who
17 perpetrated the sexual abuse.>
18 3. By renumbering as necessary.

By HEARTSILL of Marion

H-8057 FILED MARCH 1, 2016

HOUSE FILE 2403

H-8049

1 Amend House File 2403 as follows:
2 1. Page 1, after line 24 by inserting:
3 <(f) Feed placed for preserve whitetail in a
4 hunting preserve pursuant to chapter 484C.>

By FISHER of Tama

H-8049 FILED MARCH 1, 2016

HOUSE FILE 2403

H-8053

1 Amend House File 2403 as follows:
2 1. Page 2, after line 19 by inserting:
3 <6. Notwithstanding any provision to the contrary,
4 the commission may, by rules adopted pursuant to
5 chapter 17A, prohibit baiting of deer in any county in
6 which there has been a positive test result for chronic
7 wasting disease.>

By RUFF of Clayton

H-8053 FILED MARCH 1, 2016

Fiscal Note

Fiscal Services Division



HF 2404 – Public Group Insurance Coverage for Dependents (LSB5142HV)
Analyst: Ron Robinson (Phone: (515) 281-6256) (ron.robinson@legis.iowa.gov)
Fiscal Note Version – New

Description

House File 2404 eliminates the requirement that group health insurance plans provide a provision that permits a child of an insured to continue coverage as long as the unmarried child maintains full-time status as a student in an accredited institution of postsecondary education, and permits coverage for any child until the date the child turns 26.

Assumptions

The State General Fund provides 55.0% of the support for personal services, including health insurance.

Fiscal of Impact

HF 2404 will reduce all state agencies combined health insurance costs by an estimated \$312,000, including approximately \$172,000 for the General Fund during FY 2017, and an estimated \$624,000, including approximately \$344,000 for the General Fund during FY 2018 and each year after that.

Sources

Department of Administrative Services
Board of Regents

/s/ Holly M. Lyons

March 1, 2016

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



HF 2418 – Guardianship Assistance Program, Permanency for Foster Care Youth (LSB5813HV)
Analyst: Angel Banks-Adams (Phone: 515-281-6301) (angel.banks-adams@legis.iowa.gov)
Fiscal Note Version – New

Description

House File 2418 expands foster care subsidy eligibility to any adult person who is the grandparent or other relative of a child. The relative of the child must be a licensed foster family home provider, and the child must live with the home provider for a period of at least six months prior to the relative applying for guardianship assistance. The Department of Human Services (DHS) administrative rules (Iowa Administrative Code section 441, [chapter 204](#)) currently limit foster care subsidies to adult persons not related to the foster child.

Background

Title IV-E of the Social Security Act, which is the largest federal funding stream for child welfare activities, covers the Foster Care, Adoption Assistance, and Guardianship Assistance programs, and the Chafee Foster Care Independence Program. The Title IV-E Guardianship Assistance Program reimburses states for guardianship expenditures in three categories:

- Payments to relative guardians
- Placement activities and other administrative activities related to guardianship
- Non-recurring guardianship expenses
- Training for public and private child welfare agency staff, prospective and current guardians, and court personnel working with Title IV-E eligible children

Assumptions

- Federal Title IV-E funding can be used for expenses associated with the state Guardianship Assistance Program.
- 55.6% of children in the program would be eligible for Title IV-E funds through the Title IV-E Guardianship Assistance Program.
- The costs in the first year of implementation would cover licensure training for guardians and foster care payments. The issuance of subsidized guardianship payments would begin in the second year, as children exit the foster care program and move into subsidized guardianship.
- The per diem rate is \$23.31.
- The FMAP rate is 56.28%.
- There will be an average of 2 children per family in the program.
- Costs will increase for the first 10 years, and then will level off as children age out of the program. Eligibility ends when the child turns 18 years of age.

Fiscal Impact

This bill is anticipated to increase General Fund expenditures by \$370,000 in FY 2017 and \$2.8 million in FY 2018, which is when subsidized guardianship payments will start. The cost to the General Fund will be approximately \$12.0 million by FY 2026, and then will stabilize as children age out of the program. Details of the increases are below:

Estimated Fiscal Impact of HF 2418

	2017	2018	2019	2020	2021
Number of Cases	200	200	400	600	800
Total Program Cost	\$1,231,930	\$3,796,972	\$5,498,602	\$7,200,232	\$8,901,862
IV-E Federal Share	\$ 861,153	\$ 937,972	\$1,736,492	\$2,270,302	\$2,804,111
State General Fund Share	\$ 370,777	\$2,859,000	\$3,762,110	\$4,929,930	\$6,097,751

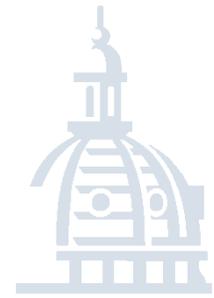
Sources

Department of Human Services Data
LSA analysis and calculations

/s/ Holly M. Lyons

March 1, 2016

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 LSA upon request.



HF 2408 – E911 Surcharge Fund (LSB6014HV)

Analyst: Alice Wisner (Phone: (515) 281-6764) (alice.wisner@legis.iowa.gov)

Fiscal Note Version – New

Description

House File 2408 relates to the distribution and expenditures of the E911 Emergency Communications Service surcharge. The bill establishes a priority of funding, increases the amount of moneys allocated for funding to the Public Safety Answering Points (PSAPs), and limits the carryover amount to \$3.5 million annually. The bill also requires the Department of Homeland Security and Emergency Management to conduct a study by January 15, 2017, to determine the most efficient method to consolidate public safety answering points.

Background

Currently, 46.0% of the total amount of E911 surcharge generated per calendar quarter is distributed to the Public Safety Answering Points (PSAPs). There are 114 PSAPs in the state, including the Department of Public Safety. This bill changes the initial distribution to PSAPs to 60.0% of the total amount of E911 surcharge generated per calendar quarter. The allocation of that 60.0% of the surcharge revenue will continue to be in proportion to the PSAP square mileage, and the number of wireless E911 calls received by each PSAP. The bill also eliminates the accumulation of a carryover operating surplus in the fund by directing the program manager to expend and distribute all of the funds except for \$3.5 million. This is the amount needed in reserve in case of a catastrophic occurrence within the system.

The priority order for distributing funds from the E911 Emergency Communications Fund upon enactment of this bill will be:

1. An amount appropriated by the General Assembly to implement, support, and maintain the functions of the director and program manager and employ the state auditor to perform an annual audit of the E911 fund. This amount has previously been set at \$250,000 per fiscal year.
2. Sixty percent allocated to the individual PSAPs based on a formula. This formula allocates 65.0% in proportion to the square miles of the PSAP service area to the total square miles in the state, and 35.0% allocated in proportion to the wireless E911 calls received at the PSAP to the total calls received statewide. This amount is estimated to be \$16.8 million beginning in FY 2017. No PSAP would receive less than \$1,000 per quarter.
3. Ten percent of the total amount of surcharge revenue is available to the wireless carriers to recover their costs to deliver E911 Phase I services.
4. Reimbursement of communications service providers on a quarterly basis for their eligible transport costs.
5. Wire-line carriers and third-party E911 automatic location information costs.
6. Grants to any PSAP agreeing to consolidate. A grant shall not exceed one-half of the projected cost of consolidation, or \$200,000, whichever is less.
7. An amount not to exceed \$100,000 for development of public awareness and educational programs for personnel responsible for the maintenance, operation, and upgrading of local E911 systems.

8. Any remaining funds will be distributed equally to the PSAPs to fund future network improvements and the receipt and disposition of 911 calls, for costs related to accessing the state's interoperable communications system; and costs related to the receipt and disposition of E911 calls, and wireless carriers' transport costs related to wireless E911 services, if those costs are not otherwise recovered.

Assumptions

- Revenues will continue to be generated as they have been in past years, and are estimated to be \$28.1 million annually.
- Beginning in FY 2017, annual projected expenses (other than direct payments to the PSAPS) are estimated to be \$6.7 million.

Fiscal Impact

There is no impact to the General Fund as all revenues are from the E911 wireless surcharge. The following table summarizes the revenues and expenses projected under this bill.

Projected Revenue & Expenditures - E911 Emergency Communications Fund

	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Projected Revenue	\$28,075,000	\$28,075,000	\$28,075,000	\$28,075,000	\$28,075,000
Carryover Fund Brought Forward	\$19,798,811	\$8,734,811	\$3,500,000	\$3,500,000	\$3,500,000
Total Revenue	\$47,873,811	\$36,809,811	\$31,575,000	\$31,575,000	\$31,575,000
Projected Expenses	\$13,149,000	\$6,664,000	\$6,664,000	\$6,664,000	\$6,664,000
PSAP 60% Pass Through	\$12,880,000	\$16,800,000	\$16,800,000	\$16,800,000	\$16,800,000
Total Expenses	\$26,029,000	\$23,464,000	\$23,464,000	\$23,464,000	\$23,464,000
Total Projected Operating Surplus	\$21,844,811	\$13,345,811	\$8,111,000	\$8,111,000	\$8,111,000
Catastrophic Reserve	\$3,500,000	\$3,500,000	\$3,500,000	\$3,500,000	\$3,500,000
Incentive/Grant Available Amount	\$18,344,811	\$9,845,811	\$4,611,000	\$4,611,000	\$4,611,000

The funding increase or decrease by individual PSAP would vary.

Source

Homeland Security and Emergency Management Department

/s/ Holly M. Lyons

March 1, 2016

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.