



THOMAS J. VILSACK  
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON  
LT. GOVERNOR

April 22, 2005

The Honorable Chester Culver  
Secretary of State  
State Capitol Building  
L O C A L

Dear Mr. Secretary:

I hereby transmit:

**House File 613**, an Act relating to the regulation of hot water heating boilers for swimming pools and spas.

**House File 641**, an Act concerning the determination of state regulatory fees on excursion gambling boats relating to the number of gaming enforcement officers on larger excursion gambling boats.

**House File 726**, an Act allowing a physician assistant and an advanced registered nurse practitioner to certify an alleged intoxicated driver's incapacitated state for purposes of chemical testing.

**House File 760**, an Act relating to dependent adults and the provision of protective services.

**House File 768**, an Act relating to the publishing of notice of recommendations to grant permits for diversion, storage, and withdrawal of water.

**House File 776**, an Act relating to governmental financial and information technology activities, including membership in state insurance plans by former members of the general assembly, designation of a chief information officer for the state, cooperative procurement agreements, distribution of state employee salary information, setoff authority for capitol



complex and state laboratory parking fines collection, sales of disposed personal property of the state by not-for-profit organizations, a local government setoff authority pilot project, and providing for a study concerning credit card payments accepted by government.

**House File 784**, an Act to establish an advanced practice registered nurse compact and including a future repeal.

The above House Files are hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Vilsack". The signature is fluid and cursive, with a long horizontal stroke at the end.

Thomas J. Vilsack  
Governor

TJV:jmc

cc: Secretary of the Senate  
Chief Clerk of the House



HOUSE FILE 726

AN ACT

ALLOWING A PHYSICIAN ASSISTANT AND AN ADVANCED REGISTERED NURSE PRACTITIONER TO CERTIFY AN ALLEGED INTOXICATED DRIVER'S INCAPACITATED STATE FOR PURPOSES OF CHEMICAL TESTING.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 321J.7, Code 2005, is amended to read as follows:

321J.7 DEAD OR UNCONSCIOUS PERSONS.

A person who is dead, unconscious, or otherwise in a condition rendering the person incapable of consent or refusal is deemed not to have withdrawn the consent provided by section 321J.6, and the test may be given if a licensed physician, physician assistant, or advanced registered nurse practitioner certifies in advance of the test that the person is ~~dead~~, unconscious, or otherwise in a condition rendering that person incapable of consent or refusal. If the certification is oral, a written certification shall be completed by the physician, physician assistant, or advanced

registered nurse practitioner within a reasonable time of the test.



CHRISTOPHER C. RANTS  
Speaker of the House



JOHN P. KIBBIE  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 726, Eighty-first General Assembly.



MARGARET THOMSON  
Chief Clerk of the House

Approved April 22, 2005



THOMAS J. VILSACK  
Governor