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SENATE FILE

95

BY JOHNSON

(COMPANION TO LSB 1438HH

BY ALONS)

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act establishing a choose life motor vehicle registration
2 plate and appropriating fees from such plates for adoption-
3 related services.

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

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SF 95 TRANSPORTATION

1 Section 1. NEW SECTION. 135.17 FUNDING FOR SERVICES FOR
2 PREGNANT WOMEN.

3 1. The department shall distribute annually the moneys
4 transferred to the department from the choose life motor
5 vehicle registration plate fees under section 321.34,
6 subsection 23, to each county board of health in the state in
7 the ratio that the registration plate fees collected by each
8 county bears to the total fees collected for such plates
9 within the state. Each county board of health shall
10 distribute the funds yearly to qualified, nongovernmental,
11 not-for-profit organizations within the county that provide
12 services free of charge to pregnant women who are planning to
13 place their children for adoption. Each county board of
14 health shall develop application procedures and qualification
15 guidelines for organizations to follow in applying for funds.
16 A county board of health shall not distribute funds to any
17 organization that is involved or associated with abortion
18 activities, including counseling for or referrals to abortion
19 clinics, providing medical abortion-related procedures, or
20 proabortion advertising. County guidelines shall specify that
21 an organization that receives funds under this section shall
22 not discriminate in its employment policies or provision of
23 services on the basis of race, religion, gender, marital
24 status, national origin, age, or disability.

25 2. A county board of health shall require that an
26 organization receiving funds under this section shall do all
27 of the following:

28 a. Use up to sixty percent of the funds to provide for the
29 material needs of pregnant women who are planning to place
30 their children for adoption, including clothing, housing,
31 medical care, food, utilities, and transportation. Such funds
32 may also be used for the expenses of infants awaiting
33 placement with adoptive parents.

34 b. Use up to forty percent of the funds for costs
35 associated with the adoption efforts of the organization

1 including counseling, training, or advertising. However, such
2 funds shall not be used for administrative or legal expenses
3 or for capital expenditures.

4 c. Return to the county board of health any unused funds
5 that exceed ten percent of the total amount of funds received
6 by the organization during the year. The county board of
7 health shall redistribute the funds to qualified organizations
8 as described in subsection 1.

9 d. Submit an annual audited financial statement of the
10 funds received to the county board of health. The audit shall
11 be prepared by a certified public accountant. A county board
12 of health may conduct a consolidated audit of all funds
13 distributed by the board during a year or for a period of
14 years. Such audits shall be subject to review by the auditor
15 of state.

16 3. For purposes of this section, "county board of health"
17 means a district board of health if the county and city boards
18 of health in an area have formed a district board of health
19 under section 137.10.

20 Sec. 2. Section 321.34, Code 2003, is amended by adding
21 the following new subsection:

22 NEW SUBSECTION. 23. CHOOSE LIFE PLATES.

23 a. Upon application and payment of the proper fees, an
24 owner referred to in subsection 12 may order special
25 registration plates with a choose life emblem.

26 b. The emblem shall be designed by the department and
27 shall include the words "choose life".

28 c. The special fee for letter number designated choose
29 life plates is thirty-five dollars. The fee for personalized
30 choose life plates is twenty-five dollars, which shall be paid
31 in addition to the special choose life fee of thirty-five
32 dollars. The fees collected by the director under this
33 subsection shall be paid monthly to the treasurer of state and
34 credited to the road use tax fund. Notwithstanding section
35 423.24, and prior to the crediting of revenues to the road use

1 tax fund under section 423.24, subsection 1, paragraph "b",
2 the treasurer of state shall transfer monthly from those
3 revenues to the Iowa department of public health the amount of
4 the special fees collected in the previous month for the
5 choose life plates. The moneys from such fees are
6 appropriated for distribution by the department of public
7 health for services for pregnant women as provided in section
8 135.17. Notwithstanding section 8.33, moneys transferred
9 under this subsection shall not revert to the general fund of
10 the state.

11 d. Upon receipt of the special registration plates, the
12 applicant shall surrender the current registration receipt and
13 plates to the county treasurer. The county treasurer shall
14 validate the special registration plates in the same manner as
15 regular registration plates are validated under this section.
16 The annual special choose life fee for letter number
17 designated plates is fifteen dollars, which shall be paid in
18 addition to the regular annual registration fee. The annual
19 fee for personalized choose life plates is five dollars, which
20 shall be paid in addition to the annual special choose life
21 fee and the regular annual registration fee. The annual
22 choose life fee shall be credited as provided under paragraph
23 "c".

24 Sec. 3. EMBLEM DESIGN. The state department of
25 transportation shall consult with Choose Life, Inc., in
26 designing the emblem for the special choose life license plate
27 as required in this Act.

28 EXPLANATION

29 This bill authorizes the state department of transportation
30 to issue choose life special registration plates. The plates
31 shall display a choose life emblem designed by the department,
32 in consultation with Choose Life, Inc. The issuance fee for
33 such plates is \$35, with personalized plates having an
34 additional fee of \$25. The annual fee for the plates is \$15,
35 with personalized plates having an additional fee of \$5.

1 The moneys from the fees are to be transferred to the
2 department of public health and are appropriated for
3 distribution by the department to counties for distribution to
4 nongovernmental, not-for-profit organizations that provide
5 services on a nondiscriminatory basis to pregnant women who
6 are planning to place their children for adoption. The county
7 boards of health are designated as the operative agencies for
8 county distribution of funds. Funds are not to be distributed
9 to any organization that is involved or associated with
10 abortion activities.

11 Organizations receiving funds may use up to 60 percent of
12 the funds to provide for the material needs of pregnant women
13 who are planning to place their children for adoption or for
14 the expenses of infants awaiting placement with adoptive
15 parents. Up to 40 percent of the funds received by an
16 organization may be used for costs associated with adoption
17 efforts including counseling, training, or advertising, but
18 not for administrative or legal expenses, or for capital
19 expenditures.

20 An organization must return any unused funds that exceed 10
21 percent of the total amount of funds received by the
22 organization during a year to the county for redistribution to
23 qualified organizations. An organization must also submit an
24 annual audit of funds received to the county. The county may
25 conduct a consolidated audit of funds distributed. These
26 audits are subject to review by the auditor of state.

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