

House Study Bill 598 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON BALTIMORE)

A BILL FOR

- 1 An Act relating to nonsubstantive Code corrections.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

MISCELLANEOUS CHANGES

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Section 1. Section 8.55, subsection 2, paragraph a, Code 2016, is amended to read as follows:

a. The first sixty million dollars of the difference between the actual net revenue for the general fund of the state for the fiscal year and the adjusted revenue estimate for the fiscal year shall be transferred to the taxpayers trust fund created in section 8.57E.

Sec. 2. Section 13.15, Code 2016, is amended to read as follows:

13.15 Rules and forms — fees.

1. The farm mediation service shall recommend rules to the farm assistance program coordinator. The coordinator shall adopt rules pursuant to [chapter 17A](#) to set the compensation of mediators and to implement [this subchapter](#) and [chapters 654A](#), [654B](#), and [654C](#).

2. a. The rules shall provide for an hourly mediation fee not to exceed fifty dollars for the borrower and one hundred dollars for the creditor. The hourly mediation fee may be waived for any party demonstrating financial hardship upon application to the farm mediation service.

b. The compensation of a mediator shall be no more than twenty-five dollars per hour, and all parties shall contribute an equal amount of the cost.

3. The coordinator shall adopt voluntary mediation application and mediation request forms.

Sec. 3. Section 16.92, subsection 1, paragraph e, Code 2016, is amended to read as follows:

e. *“Mortgage”* means a mortgage or mortgage lien on an interest in real property in this state given to secure a loan in an original principal amount equal to or less than the maximum principal amount as determined by the division board and adopted by the ~~Iowa finance~~ authority pursuant to [chapter 17A](#).

1 Sec. 4. Section 19B.2, Code 2016, is amended to read as
2 follows:

3 **19B.2 Equal opportunity in state employment — affirmative**
4 **action.**

5 1. It is the policy of this state to provide equal
6 opportunity in state employment to all persons. An individual
7 shall not be denied equal access to state employment
8 opportunities because of race, creed, color, religion, national
9 origin, sex, age, or physical or mental disability. It also is
10 the policy of this state to apply affirmative action measures
11 to correct deficiencies in the state employment system where
12 those remedies are appropriate. This policy shall be construed
13 broadly to effectuate its purposes.

14 2. It is the policy of this state to permit special
15 appointments by bypassing the usual testing procedures for any
16 applicant for whom the division of vocational rehabilitation
17 services of the department of education or the department
18 for the blind has certified the applicant's disability
19 and competence to perform the job. The department of
20 administrative services, in cooperation with the department
21 for the blind and the division of vocational rehabilitation
22 services, shall develop appropriate certification procedures.
23 This ~~paragraph~~ subsection should not be interpreted to bar
24 promotional opportunities for persons who are blind or persons
25 with physical or mental disabilities. If this ~~paragraph~~
26 subsection conflicts with any other provisions of **this chapter**,
27 the provisions of this ~~paragraph~~ subsection govern.

28 Sec. 5. Section 26.13, subsection 2, unnumbered paragraph
29 1, Code 2016, is amended to read as follows:

30 Payments made by a governmental entity or the ~~state~~
31 ~~department of transportation~~ for the construction of public
32 improvements and highway, bridge, or culvert projects shall be
33 made in accordance with the provisions of **chapter 573**, except
34 as provided in **this section**:

35 Sec. 6. Section 28F.10, Code 2016, is amended to read as

1 follows:

2 **28F.10 Refunding bonds.**

3 Refunding bonds may be issued by an entity in a principal
4 amount sufficient to provide funds for the ~~payment~~ ~~(including~~
5 payment, including premium, if any) any, of bonds issued by
6 said entity pursuant to the provisions of **this chapter** to be
7 refunded thereby and the interest thereon and in addition for
8 the payment of all expenses incident to the calling, retiring,
9 or paying of such outstanding bonds to be refunded, such
10 refunding bonds may also finance the construction of a project
11 or projects authorized by **this chapter** or the improvement,
12 addition, betterment or extension of an existing project or
13 projects so authorized. Said refunding bonds shall not be
14 issued to refund the principal of and interest on any bonds to
15 be refunded unless such bonds mature or are redeemable under
16 their terms within ten years from the date of delivery of the
17 refunding bonds. The proceeds of said refunding bonds to be
18 used for the payment of the principal of, interest on and
19 redemption premiums, if any, on said bonds to be refunded which
20 will not be due and payable immediately shall be deposited in
21 trust for the sole purpose of making such payments in a bank or
22 trust company within the state. Any moneys in such trust fund,
23 prior to the date such funds will be needed for the payment
24 of such principal of, interest on and redemption premiums, if
25 any, of such outstanding bonds to be refunded, may be invested
26 or reinvested as provided in the resolution authorizing said
27 refunding bonds. Refunding bonds shall be issued in the same
28 manner and detail as revenue bonds herein authorized.

29 Sec. 7. Section 29B.6, Code 2016, is amended to read as
30 follows:

31 **29B.6 Imposition of restraint.**

32 1. Arrest "Arrest" is the restraint of a person by an order,
33 not imposed as a punishment for an offense, directing the
34 person to remain within certain specified limits. ~~Confinement~~
35 "Confinement" is the physical restraint of a person.

1 2. An enlisted member may be ordered into arrest or
2 confinement by any commissioned officer by an order, oral or
3 written, delivered in person or through other persons subject
4 to this code or through any person authorized by this code to
5 apprehend persons.

6 3. A commanding officer may authorize warrant officers
7 or noncommissioned officers to order enlisted members of the
8 officer's command or subject to the officer's authority into
9 arrest or confinement.

10 4. A commissioned officer or a warrant officer may be
11 ordered apprehended or into arrest or confinement only by a
12 commanding officer to whose authority the commissioned or
13 warrant officer is subject, by an order, oral or written,
14 delivered in person or by another commissioned officer. The
15 authority to order such persons apprehended or into arrest or
16 confinement may not be delegated.

17 5. **This section** does not limit the authority of persons
18 authorized to apprehend offenders to secure the custody of an
19 alleged offender until the proper authority is notified.

20 Sec. 8. Section 29C.23, Code 2016, is amended to read as
21 follows:

22 **29C.23 Iowa radio interoperability platform.**

23 The Iowa radio interoperability platform shall be under
24 the joint purview of the department of public safety and the
25 department of transportation. The departments shall jointly
26 submit a biannual report to the Iowa statewide interoperable
27 communications system board established in section 80.28,
28 beginning July 1, 2016.

29 Sec. 9. Section 39.17, Code 2016, is amended to read as
30 follows:

31 **39.17 County officers.**

32 1. There shall be elected in each county at the general
33 election to be held in the year 1976 and every four years
34 thereafter, an auditor and a sheriff, each to hold office for a
35 term of four years.

1 2. There shall be elected in each county at the general
2 election to be held in 1974 and each four years thereafter, a
3 treasurer, a recorder, and a county attorney who shall each
4 hold office for a term of four years.

5 Sec. 10. Section 46.6, Code 2016, is amended to read as
6 follows:

7 **46.6 Equal seniority.**

8 If the judges of longest ~~service~~ service, other than
9 the chief ~~justice~~ justice, of the supreme court or of the
10 district court in a district are of equal service, the eldest
11 of such judges shall be chairperson of the particular judicial
12 nominating commission.

13 Sec. 11. Section 80B.14, Code 2016, is amended to read as
14 follows:

15 **80B.14 Budget submitted to department of management.**

16 The Iowa law enforcement academy council shall annually
17 submit estimates of its expenditure requirements to the
18 department of management, ~~annually and~~ in such form as required
19 by **chapter 8** ~~estimates of its expenditure requirements~~. Such
20 The estimates shall include the costs of administration,
21 maintenance, and operation, and the cost of any proposed
22 capital improvements or additional programs.

23 Sec. 12. Section 84A.4, subsection 1, Code 2016, is amended
24 to read as follows:

25 1. A regional advisory board shall be established in
26 each service delivery area as defined in **section 84B.2**. The
27 members of ~~the~~ each board shall be appointed by the governor,
28 consistent with the requirements of federal law and in
29 consultation with chief elected officials within the region.
30 Chief elected officials responsible for recommendations
31 for board membership shall include, but are not limited to,
32 county elected officials, municipal elected officials, and
33 community college directors. The membership of each board
34 shall provide for equal representation of business and labor
35 and shall include a county elected official, a city official, a

1 representative of a school district, and a representative of a
2 community college.

3 Sec. 13. Section 89B.8, subsection 2, Code 2016, is amended
4 to read as follows:

5 2. The division of labor services shall administer this
6 ~~division of the chapter subchapter~~. The division may exercise
7 the enforcement powers set out in **chapter 88** and the rules
8 adopted pursuant to **chapter 88** to enforce **this division** of the
9 ~~chapter subchapter~~.

10 Sec. 14. Section 89B.12, subsections 2 and 3, Code 2016, are
11 amended to read as follows:

12 2. The division of labor services shall receive and handle
13 requests for information and complaints under this ~~division~~
14 ~~of this chapter subchapter~~ which involve employer information
15 covered under **division subchapter II of this chapter**. The
16 labor commissioner shall adopt rules pursuant to **chapter 17A**
17 regarding requests for information and the investigation and
18 adjudication of complaints.

19 3. Requests for information under **this division** of this
20 ~~chapter subchapter~~ are confidential.

21 Sec. 15. Section 92.5, subsection 9, Code 2016, is amended
22 to read as follows:

23 9. *a.* Work in connection with motor vehicles and trucks if
24 confined to the following:

25 *a.* (1) Dispensing gasoline and oil.

26 *b.* (2) Courtesy service.

27 *c.* (3) Car cleaning, washing, and polishing.

28 *b.* Nothing in **this subsection** shall be construed to include
29 work involving the use of pits, racks, or lifting apparatus or
30 involving the inflation of any tire mounted on a rim equipped
31 with a removable retaining ring.

32 Sec. 16. Section 96.7, subsection 1, Code 2016, is amended
33 to read as follows:

34 1. *Payment.* Contributions accrue and are payable, in
35 accordance with rules adopted by the department pursuant to

1 chapter 17A, on all taxable wages paid by an employer for
2 insured work.

3 Sec. 17. Section 96.7, subsection 2, paragraph a,
4 subparagraph (4), Code 2016, is amended to read as follows:

5 (4) The department shall adopt rules pursuant to chapter
6 17A prescribing the manner in which benefits shall be charged
7 against the accounts of several employers for which an
8 individual performed employment during the same calendar
9 quarter.

10 Sec. 18. Section 96.7, subsection 2, paragraph c,
11 subparagraph (2), Code 2016, is amended to read as follows:

12 (2) A construction contributory employer, as defined under
13 rules adopted by the department pursuant to chapter 17A, which
14 is newly subject to **this chapter** shall pay contributions at the
15 rate specified in the twenty-first benefit ratio rank until the
16 end of the calendar year in which the employer's account has
17 been chargeable with benefits for twelve consecutive calendar
18 quarters.

19 Sec. 19. Section 96.7, subsection 4, paragraph c, Code 2016,
20 is amended to read as follows:

21 c. A hearing on an appeal shall be conducted according to
22 rules adopted by the department pursuant to chapter 17A. A
23 copy of the decision of the administrative law judge shall be
24 sent by regular mail to the last address, according to the
25 records of the department, of each affected employing unit or
26 employer.

27 Sec. 20. Section 96.7, subsection 10, Code 2016, is amended
28 to read as follows:

29 10. *Group accounts.* Two or more nonprofit organizations
30 or two or more governmental entities which have become
31 reimbursable employers in accordance with **subsection 7** or
32 **subsection 8**, paragraph "a", may file a joint application
33 to the department for the establishment of a group account
34 for the purpose of sharing the cost of benefits paid which
35 are attributable to service in the employ of the employers.

1 The application shall identify and authorize a group
2 representative to act as the group's agent for the purposes
3 of **this subsection**. Upon approval of the application, the
4 department shall establish a group account for the employers
5 effective as of the beginning of the calendar quarter in which
6 the department receives the application and shall notify the
7 group's agent of the effective date of the account. The
8 account shall remain in effect for not less than one year
9 until terminated at the discretion of the department or upon
10 application by the group. Upon establishment of the account,
11 each employer member of the group shall be liable for benefit
12 reimbursements in lieu of contributions with respect to each
13 calendar quarter in an amount which bears the same ratio to the
14 total benefits paid in the quarter which are attributable to
15 service performed in the employ of all members of the group,
16 as the total wages paid for service performed in the employ
17 of the member in the quarter bear to the total wages paid for
18 service performed in the employ of all members of the group
19 in the quarter. The department shall adopt rules pursuant to
20 chapter 17A with respect to applications for establishment,
21 maintenance, and termination of group accounts, for addition
22 of new members to, and withdrawal of active members from group
23 accounts, and for the determination of the amounts which are
24 payable by members of the group and the time and manner of the
25 payments.

26 Sec. 21. Section 96.7, subsection 11, paragraph a, Code
27 2016, is amended to read as follows:

28 a. If on the first day of the third month in any calendar
29 quarter, the department has an outstanding balance of interest
30 accrued on advance moneys received from the federal government
31 for the payment of unemployment compensation benefits, or is
32 projected to have an outstanding balance of accruing federal
33 interest for that calendar quarter, the department shall
34 collect a uniform temporary emergency surcharge for that
35 calendar quarter, retroactive to the beginning of that calendar

1 quarter. The surcharge shall be a percentage of employer
2 contribution rates and shall be set at a uniform percentage,
3 for all employers subject to the surcharge, necessary to pay
4 the interest accrued on the moneys advanced to the department
5 by the federal government, and to pay any additional federal
6 interest which will accrue for the remainder of that calendar
7 quarter. The surcharge shall apply to all employers except
8 governmental entities, nonprofit organizations, and employers
9 assigned a zero contribution rate. The department shall adopt
10 rules pursuant to chapter 17A prescribing the manner in which
11 the surcharge will be collected. Interest shall accrue on all
12 unpaid surcharges under [this subsection](#) at the same rate as
13 on regular contributions and shall be collectible in the same
14 manner. The surcharge shall not affect the computation of
15 regular contributions under [this chapter](#).

16 Sec. 22. Section 96.9, subsection 5, Code 2016, is amended
17 to read as follows:

18 5. *Administration expenses excluded.* Any amount credited
19 to this state's account in the unemployment trust fund
20 under section 903 of the Social Security Act which has been
21 appropriated for expenses of administration pursuant to
22 subsection 4 of ~~this section~~, whether or not withdrawn from
23 such account, shall not be deemed assets of the unemployment
24 compensation fund for the purpose of computing contribution
25 rates under [section 96.7, subsection 3](#), of ~~this chapter~~.

26 Sec. 23. Section 96.14, subsection 3, paragraph k, Code
27 2016, is amended to read as follows:

28 *k.* If a political subdivision or a political subdivision
29 instrumentality becomes delinquent in the payment of
30 contributions, any payments owed as a government employer,
31 penalty, interest, and costs for more than two calendar
32 quarters, the amount of such delinquency shall be deducted
33 from any further moneys due the employer by the state. Such
34 deduction shall be made by the director of the department of
35 administrative services upon certification of the amount due.

1 A copy of the certification will be mailed to the employer.

2 Sec. 24. Section 96.19, subsection 4, Code 2016, is amended
3 to read as follows:

4 4. ~~"Benefit year".~~ The term ~~"benefit~~ "Benefit year" means a
5 period of one year beginning with the day with respect to which
6 an individual filed a valid claim for benefits. Any claim for
7 benefits made in accordance with [section 96.6, subsection 1,](#)
8 shall be deemed to be a valid claim for the purposes of this
9 subsection if the individual has been paid wages for insured
10 work required under the provisions of [this chapter.](#)

11 Sec. 25. Section 96.19, subsection 16, paragraphs b, d, and
12 g, Code 2016, are amended to read as follows:

13 *b.* Any employing unit ~~(whether,~~ whether or not an employing
14 unit at the time of ~~acquisition)~~ acquisition, which acquired
15 the organization, trade, or business, or substantially all of
16 the assets thereof, of another employing unit which at the time
17 of such acquisition was an employer subject to [this chapter,](#) or
18 which acquired a part of the organization, trade, or business
19 of another employing unit which at the time of such acquisition
20 was an employer subject to [this chapter.](#) Provided, that
21 such other employing unit would have been an employer under
22 paragraph "a" of ~~this subsection,~~ if such part had constituted
23 its entire organization, trade, or business.

24 *d.* Any employing unit which, together with one or more
25 other employing units, is owned or controlled ~~(by,~~ by legally
26 enforceable means or ~~otherwise)~~ otherwise, directly or
27 indirectly by the same interests, or which owns or controls one
28 or more other employing units ~~(by~~ by legally enforceable means
29 or ~~otherwise)~~ otherwise, and which, if treated as a single unit
30 with such other employing unit, would be an employer under
31 paragraph "a" of ~~this subsection.~~

32 *g.* Any employing unit not an employer by reason of any
33 other paragraph of [this subsection](#) for which, within either
34 the current or preceding calendar year, service is or was
35 performed with respect to which such employing unit is liable

1 for any federal tax against which credit may be taken for
2 contributions required to be paid into a state unemployment
3 fund; or which, as a condition for approval of this chapter for
4 full tax credit against the tax imposed by the ~~federal~~ Federal
5 Unemployment Tax Act, (~~26 U.S.C. §3301 — 3308~~) 26 U.S.C. §3301
6 — 3308, is required, pursuant to such Act, to be an "employer"
7 under this chapter. Provided, however, that if an employer
8 subject to contributions solely because of the terms of this
9 subsection shall establish proper proof to the satisfaction of
10 the department that the employer's employees have been and will
11 be duly covered and insured under the unemployment compensation
12 law of another jurisdiction such employer shall not be deemed
13 an employer and such services shall not be deemed employment
14 under this chapter.

15 Sec. 26. Section 96.19, subsection 18, paragraph a,
16 subparagraphs (1), (3), and (5), Code 2016, are amended to read
17 as follows:

18 (1) Any officer of a corporation. Provided that the term
19 "employment" shall not include such officer if the officer is a
20 majority stockholder and the officer shall not be considered an
21 employee of the corporation unless such services are subject to
22 a tax to be paid under any federal law imposing a tax against
23 which credit may be taken for contributions required to be paid
24 into a state unemployment fund or such services are required
25 to be covered under this chapter of the Code, as a condition
26 to receipt of a full tax credit against the tax imposed by the
27 ~~federal~~ Federal Unemployment Tax Act (~~26 U.S.C. §3301 — 3309~~),
28 26 U.S.C. §3301 — 3309, or

29 (3) (a) Any individual other than an individual who
30 is an employee under subparagraphs (1) or (2) who performs
31 services for remuneration for any person as an agent driver
32 or commission driver engaged in distributing meat products,
33 vegetable products, fruit products, bakery products, beverages
34 ~~(other other than milk)~~ milk, or laundry or dry cleaning
35 services for the individual's principal; as a traveling or

1 city salesperson, other than as an agent driver or commission
2 driver, engaged upon a full-time basis in the solicitation on
3 behalf of, and the transmission to, the individual's principal,
4 ~~(except~~ except for sideline sales activities on behalf of some
5 other ~~person)~~ person, of orders from wholesalers, retailers,
6 contractors, or operators of hotels, restaurants, or other
7 similar establishments for merchandise for resale or supplies
8 for use in their business operations.

9 (b) Provided, that for purposes of this subparagraph (3),
10 the term "*employment*" shall include services performed after
11 December 31, 1971, only if:

12 (i) The contract of service contemplates that substantially
13 all of the services are to be performed personally by such
14 individual;

15 (ii) The individual does not have a substantial investment
16 in facilities used in connection with the performance of the
17 services ~~(other, other~~ other than in facilities for ~~transportation)~~
18 transportation; and

19 (iii) The services are not in the nature of single
20 transaction that is not part of a continuing relationship with
21 the person for whom the services are performed.

22 (5) Service performed after December 31, 1971, by
23 an individual in the employ of a religious, charitable,
24 educational, or other organization, but only if the service is
25 excluded from "*employment*" as defined in the ~~federal~~ Federal
26 Unemployment Tax Act ~~(26 U.S.C. §3301 - 3309)~~, 26 U.S.C. §3301
27 - 3309, solely by reason of section 3306(c)(8) of that Act.

28 Sec. 27. Section 96.19, subsection 18, paragraph b,
29 subparagraph (5), Code 2016, is amended to read as follows:

30 (5) Notwithstanding any other provisions of this
31 subsection, service with respect to which a tax is required
32 to be paid under any federal law imposing a tax against which
33 credit may be taken for contributions required to be paid into
34 a state unemployment fund or which, as a condition for full
35 tax credit against the tax imposed by the Federal Unemployment

1 Tax Act (~~26 U.S.C. §3301 — 3308~~), 26 U.S.C. §3301 — 3308, is
2 required to be covered under [this chapter](#).

3 Sec. 28. Section 96.19, subsection 18, paragraph g,
4 subparagraph (3), subparagraph division (c), Code 2016, is
5 amended to read as follows:

6 (c) In connection with the production or harvesting of any
7 commodity defined as an agricultural commodity in section 15(g)
8 of the Agricultural Marketing Act, as amended [~~46 Stat. 1550,~~
9 ~~§3, 12 U.S.C. §1141j~~], 46 Stat. 1550, §3, 12 U.S.C. §1141j, or
10 in connection with ginning of cotton, or in connection with the
11 operation or maintenance of ditches, canals, reservoirs, or
12 waterways, not owned or operated for profit, used exclusively
13 for supplying and storing water for farming purposes.

14 Sec. 29. Section 96.19, subsection 18, paragraph g,
15 subparagraph (3), subparagraph division (d), subparagraph
16 subdivision (ii), Code 2016, is amended to read as follows:

17 (ii) In the employ of a group of operators of farms ~~(or,~~
18 or a cooperative organization of which such operators are
19 ~~members)~~ members, in the performance of service described
20 in subparagraph subdivision (i) ~~of division (d) of this~~
21 ~~subparagraph~~, but only if such operators produced more than
22 one-half of the commodity with respect to which such service
23 is performed;

24 Sec. 30. Section 96.19, subsection 20, unnumbered paragraph
25 1, Code 2016, is amended to read as follows:

26 "Exhaustee" means an individual who, with respect to any
27 week of unemployment in the individual's eligibility period
28 has received, prior to such week, all of the regular benefits
29 that were available to the individual under [this chapter](#) or
30 any other state law ~~(including law, including dependents'~~
31 allowances and benefits payable to federal civilian employees
32 and former armed forces personnel under ~~5 U.S.C. ch. 85)~~ 5
33 U.S.C. ch. 85, in the individual's current benefit year that
34 includes such weeks. Provided that for the purposes of this
35 subsection an individual shall be deemed to have received all

1 of the regular benefits that were available to the individual,
2 although as a result of a pending appeal with respect to
3 wages that were not considered in the original monetary
4 determination in the individual's benefit year the individual
5 may subsequently be determined to be entitled to add regular
6 benefits, or:

7 Sec. 31. Section 96.19, subsections 22 and 33, Code 2016,
8 are amended to read as follows:

9 22. "*Extended benefits*" means ~~benefits (including benefits,~~
10 including benefits payable to federal civilian employees and to
11 former armed forces personnel pursuant to ~~5 U.S.C. ch. 85)~~ 5
12 U.S.C. ch. 85, payable to an individual under the provisions
13 of this section for weeks of unemployment in the individual's
14 eligibility period.

15 33. "*Regular benefits*" means benefits payable to an
16 individual under this or under any other state ~~law (including~~
17 law, including benefits payable to federal civilian employees
18 and to former armed forces personnel pursuant to ~~5 U.S.C. ch.~~
19 ~~85)~~ 5 U.S.C. ch. 85, other than extended benefits.

20 Sec. 32. Section 97B.43, Code 2016, is amended to read as
21 follows:

22 **97B.43 Prior service credit.**

23 1. Each member in service on July 4, 1953, who made
24 contributions under the abolished system, and who has not
25 applied for and qualified for benefit payments under the
26 abolished system, shall receive credit for years of prior
27 service in the determination of retirement allowance payments
28 under this chapter, if the member elects to become a member on
29 or before October 1, 1953, the member has not made application
30 for a refund of the part of the member's contributions under
31 the abolished system which are payable under sections 97.50
32 to 97.53, and the member gives written authorization prior to
33 October 1, 1953, to the commission to credit to the retirement
34 fund the amount of the member's contribution which would
35 be subject to a claim for refund. The amount so credited

1 shall, after transfer, be considered as a contribution to the
2 retirement system made as of July 4, 1953, by the member and
3 shall be included in the determination of the amount of moneys
4 payable under [this chapter](#). However, an employee who was under
5 a contract of employment as a teacher in the public schools of
6 the state of Iowa at the end of the school year 1952-1953, or
7 any person covered by [section 97B.1A, subsection 20](#), paragraph
8 "c" or "d", shall be considered as in service as of July 4,
9 1953, if they were members of the abolished system.

10 2. Any person with a record of thirty years as a public
11 employee in the state of Iowa prior to July 1, 1947, and who is
12 not eligible for prior service credit under other provisions
13 of [this section](#), is entitled to a credit for years of prior
14 service in the determination of the retirement allowance
15 payment under [this chapter](#), provided the public employee makes
16 application to the system for credit for prior public service,
17 accompanied by verification of the person's claim as the system
18 may require. The person's allowance for prior service credits
19 shall be computed in the same manner as otherwise provided in
20 this section, but shall not exceed the sum of four hundred
21 fifty dollars nor be less than three hundred dollars per annum.
22 Any such person is entitled to receive retirement allowances
23 computed as provided by [this chapter](#), effective from the date
24 of application to the system, provided such application is
25 approved. However, beginning July 1, 1975, the amount of such
26 person's retirement allowance payment received during June
27 1975, as computed under [this section](#) shall be increased by two
28 hundred percent and the allowance for prior service credits
29 shall not exceed one thousand three hundred fifty dollars nor
30 be less than nine hundred dollars per annum. Effective July
31 1, 1987, there is appropriated for each fiscal year from the
32 Iowa public employees' retirement fund created in [section 97B.7](#)
33 to the system an amount sufficient to fund the retirement
34 allowance increases paid under ~~this paragraph~~ this subsection.
35 Effective July 1, 1980, a person with a record of thirty years

1 as a public employee in the state of Iowa prior to July 1,
2 1947, receiving retirement allowances under [this chapter](#) shall
3 receive the monthly increase in benefits provided in section
4 97B.49G, subsection 3, paragraph "a".

5 3. Each individual who on or after July 1, 1978, was an
6 active, vested, or retired member and who (1) made application
7 for and received a refund of contributions made under the
8 abolished system or (2) has on deposit with the retirement fund
9 contributions made under the abolished system shall be entitled
10 to credit for years of prior service in the determination of
11 retirement allowance payments by filing a written election
12 with the system on or after July 1, 1978, and by redepositing
13 any withdrawn contributions under the abolished system
14 together with interest as stated in this ~~paragraph~~ subsection.
15 Any individual who on or after July 1, 1978, is a retired
16 member and who made application for and received a refund of
17 contributions made under the abolished system may, by filing
18 a written election with the system on or after July 1, 1978,
19 have the system retain fifty percent of the monthly increase in
20 retiree benefits that will accrue to the individual because of
21 prior service. If the monthly increase in retirement benefits
22 is less than ten dollars, the system shall retain five dollars
23 of the scheduled increase, and if the monthly increase is less
24 than five dollars, the provisions of this ~~paragraph~~ subsection
25 shall not apply. The system shall continue to retain such
26 funds until the withdrawn contributions, together with interest
27 accrued to the month in which the written election is filed,
28 have been repaid. Due notice of this provision shall be sent
29 to all retired members on or after July 1, 1978. However, this
30 ~~paragraph~~ subsection shall not apply to any person who received
31 a refund of any membership service contributions unless the
32 person repaid the membership service contributions pursuant
33 to [section 97B.80C](#); but a refund of contributions remitted
34 for the calendar quarter ending September 30, 1953, which was
35 based entirely upon employment which terminated prior to July

1 4, 1953, shall not be considered as a refund of membership
2 service contributions. The interest to be paid into the fund
3 shall be compounded at the rates credited to member accounts
4 from the date of payment of the refund of contributions under
5 the abolished system to the date the member redeposits the
6 refunded amount. The provisions of ~~the first paragraph of~~
7 ~~this section~~ subsection 1 relating to the consideration given
8 to credited amounts shall apply to the redeposited amounts
9 or to amounts left on deposit. Effective July 1, 1978, the
10 provisions of this ~~paragraph~~ subsection shall apply to each
11 individual who on or after July 1, 1978, was an active, vested,
12 or retired member, but who was not in service on July 4, 1953.
13 The period for filing the written election with the system and
14 redepositing any withdrawn contributions together with interest
15 accrued shall commence July 1, 1978. A member who is a retired
16 member on or after July 1, 1978, may file written election with
17 the system on or after July 1, 1978, to have the system retain
18 fifty percent of the monthly increase as provided in this
19 ~~paragraph~~ subsection.

20 4. Effective July 1, 2004, a member eligible for an
21 increased retirement allowance because of the repayment of
22 contributions under ~~this section~~ is entitled to receipt of
23 adjustment payments beginning with the month in which payment
24 was received by the system.

25 Sec. 33. Section 99B.27, subsection 2, paragraph n, Code
26 2016, is amended to read as follows:

27 n. ~~No A person receives~~ shall not receive or ~~has have~~ any
28 fixed or contingent right to receive, directly or indirectly,
29 any profit, remuneration, or compensation from or related to
30 a game in a card game tournament, except any amount which the
31 person may win as a participant on the same basis as the other
32 participants.

33 Sec. 34. Section 99B.27, subsection 2, paragraph p,
34 unnumbered paragraph 1, Code 2016, is amended to read as
35 follows:

1 The person conducting the card game tournament ~~does none~~
2 shall not do any of the following:

3 Sec. 35. Section 135B.7, subsection 2, paragraph a, Code
4 2016, is amended to read as follows:

5 a. The rules shall state that a hospital shall not deny
6 clinical privileges to physicians and surgeons, podiatric
7 physicians, osteopathic physicians and surgeons, dentists,
8 certified health service providers in psychology, physician
9 assistants, or advanced registered nurse practitioners licensed
10 under chapter 148, 148C, 149, 152, or 153, or section 154B.7,
11 solely by reason of the license held by the practitioner
12 or solely by reason of the school or institution in which
13 the practitioner received medical schooling or postgraduate
14 training if the medical schooling or postgraduate training was
15 accredited by an organization recognized by the council on
16 postsecondary higher education accreditation or an accrediting
17 group recognized by the United States department of education.

18 Sec. 36. Section 148E.2, subsection 1, paragraphs b and c,
19 Code 2016, are amended to read as follows:

20 b. Successful completion of a three-year postsecondary
21 training program or acupuncture college program which is
22 accredited by, in candidacy for accreditation by, or which
23 meets the standards of the ~~national~~ accreditation commission
24 for ~~schools and colleges~~ of acupuncture and oriental medicine.

25 c. Successful completion of a course in clean needle
26 technique approved by the national certification commission for
27 ~~the certification of acupuncturists~~ acupuncture and oriental
28 medicine.

29 Sec. 37. Section 153.15A, subsection 1, paragraph a, Code
30 2016, is amended to read as follows:

31 a. That the applicant possesses a degree or certificate of
32 graduation from a college, university, or institution of higher
33 education, accredited by a national agency recognized by the
34 council on postsecondary higher education accreditation or the
35 United States department of education, in a program of dental

1 hygiene with a minimum of two academic years of curriculum.

2 Sec. 38. Section 161A.72, subsection 1, Code 2016, is
3 amended to read as follows:

4 1. Financial incentives provided under **this chapter** shall
5 be administered by the division. The incentives shall be
6 supported with funds appropriated by the general assembly,
7 and moneys available to or obtained by the division or the
8 committee from public or private sources, including but
9 not limited to the United States, other states, or private
10 organizations. The division shall adopt all rules consistent
11 with **chapter 17A** necessary to carry out the purpose of this
12 ~~division subchapter~~ as provided in **section 161A.70**.

13 Sec. 39. Section 225.24, Code 2016, is amended to read as
14 follows:

15 **225.24 Collection of preliminary expense.**

16 Unless a committed private patient or those legally
17 responsible for the patient's support offer to settle the
18 amount of the claims, the regional administrator for the
19 person's county of residence shall collect, by action if
20 necessary, the amount of all claims for per diem and expenses
21 that have been approved by the regional administrator for the
22 county and paid by the regional administrator as provided under
23 section 225.21. Any amount collected shall be credited to the
24 county mental health and disabilities services fund created in
25 accordance with **section 331.424A**.

26 Sec. 40. Section 234.39, Code 2016, is amended to read as
27 follows:

28 **234.39 Responsibility for cost of services.**

29 1. It is the intent of **this chapter** that an individual
30 receiving foster care services and the individual's parents or
31 guardians shall have primary responsibility for paying the cost
32 of the care and services. The support obligation established
33 and adopted under **this section** shall be consistent with the
34 limitations on legal liability established under sections
35 222.78 and **230.15**, and by any other statute limiting legal

1 responsibility for support which may be imposed on a person for
2 the cost of care and services provided by the department. The
3 department shall notify an individual's parents or guardians,
4 at the time of the placement of an individual in foster care,
5 of the responsibility for paying the cost of care and services.
6 Support obligations shall be established as follows:

7 ~~1.~~ a. For an individual to whom section 234.35, subsection
8 1, is applicable, a dispositional order of the juvenile court
9 requiring the provision of foster care, or an administrative
10 order entered pursuant to [chapter 252C](#), or any order
11 establishing paternity and support for a child in foster care,
12 shall establish, after notice and a reasonable opportunity to
13 be heard is provided to a parent or guardian, the amount of
14 the parent's or guardian's support obligation for the cost
15 of foster care provided by the department. The amount of
16 the parent's or guardian's support obligation and the amount
17 of support debt accrued and accruing shall be established in
18 accordance with the child support guidelines prescribed under
19 section 598.21B. However, the court, or the department of
20 human services in establishing support by administrative order,
21 may deviate from the prescribed obligation after considering
22 a recommendation by the department for expenses related to
23 goals and objectives of a case permanency plan as defined
24 under [section 237.15](#), and upon written findings of fact which
25 specify the reason for deviation and the prescribed guidelines
26 amount. Any order for support shall direct the payment of
27 the support obligation to the collection services center for
28 the use of the department's foster care recovery unit. The
29 order shall be filed with the clerk of the district court
30 in which the responsible parent or guardian resides and has
31 the same force and effect as a judgment when entered in the
32 judgment docket and lien index. The collection services center
33 shall disburse the payments pursuant to the order and record
34 the disbursements. If payments are not made as ordered, the
35 child support recovery unit may certify a default to the court

1 and the court may, on its own motion, proceed under section
2 598.22 or 598.23 or the child support recovery unit may enforce
3 the judgment as allowed by law. An order entered under this
4 ~~subsection~~ paragraph may be modified only in accordance with
5 the guidelines prescribed under section 598.21C, or under
6 chapter 252H.

7 ~~2.~~ b. For an individual who is served by the department
8 of human services under section 234.35, and is not subject
9 to a dispositional order of the juvenile court requiring the
10 provision of foster care, the department shall determine the
11 obligation of the individual's parent or guardian pursuant
12 to chapter 252C and in accordance with the child support
13 guidelines prescribed under section 598.21B. However, the
14 department may adjust the prescribed obligation for expenses
15 related to goals and objectives of a case permanency plan as
16 defined under section 237.15. An obligation determined under
17 this ~~subsection~~ paragraph may be modified only in accordance
18 with conditions under section 598.21C, or under chapter 252H.

19 ~~3.~~ 2. A person entitled to periodic support payments
20 pursuant to an order or judgment entered in any action for
21 support, who also is or has a child receiving foster care
22 services, is deemed to have assigned to the department
23 current and accruing support payments attributable to the
24 child effective as of the date the child enters foster care
25 placement, to the extent of expenditure of foster care funds.
26 The department shall notify the clerk of the district court
27 when a child entitled to support payments is receiving foster
28 care services pursuant to chapter 234. Upon notification
29 by the department that a child entitled to periodic support
30 payments is receiving foster care services, the clerk of
31 the district court shall make a notation of the automatic
32 assignment in the judgment docket and lien index. The notation
33 constitutes constructive notice of assignment. The clerk of
34 court shall furnish the department with copies of all orders
35 and decrees awarding support when the child is receiving

1 foster care services. At the time the child ceases to receive
2 foster care services, the assignment of support shall be
3 automatically terminated. Unpaid support accrued under the
4 assignment of support rights during the time that the child was
5 in foster care remains due to the department up to the amount
6 of unreimbursed foster care funds expended. The department
7 shall notify the clerk of court of the automatic termination
8 of the assignment. Unless otherwise specified in the support
9 order, an equal and proportionate share of any child support
10 awarded shall be presumed to be payable on behalf of each child
11 subject to the order or judgment for purposes of an assignment
12 under [this section](#).

13 ~~4.~~ 3. The support debt for the costs of services, for which
14 a support obligation is established pursuant to [this section](#),
15 which accrues prior to the establishment of the support debt,
16 shall be collected, at a maximum, in the amount which is the
17 amount of accrued support debt for the three months preceding
18 the earlier of the following:

19 *a.* The provision by the child support recovery unit of the
20 initial notice to the parent or guardian of the amount of the
21 support obligation.

22 *b.* The date that the written request for a court hearing
23 is received by the child support recovery unit as provided in
24 section 252C.3 or [252F.3](#).

25 ~~5.~~ 4. If the department makes a subsidized guardianship
26 payment for a child, the payment shall be considered a foster
27 care payment for purposes of child support recovery. All
28 provisions of this and other sections, and of rules and orders
29 adopted or entered pursuant to those sections, including
30 for the establishment of a paternity or support order, for
31 the amount of a support obligation, for the modification or
32 adjustment of a support obligation, for the assignment of
33 support, and for enforcement shall apply as if the child
34 were receiving foster care services, or were in foster care
35 placement, or as if foster care funds were being expended for

1 the child. **This subsection** shall apply regardless of the date
2 of placement in foster care or subsidized guardianship or the
3 date of entry of an order, and foster care and subsidized
4 guardianship shall be considered the same for purposes of child
5 support recovery.

6 Sec. 41. Section 252H.2, subsection 2, paragraph m, Code
7 2016, is amended to read as follows:

8 *m.* "Support order" means an order for support issued
9 pursuant to this chapter, chapter 232, 234, 252A, 252C, 252E,
10 252F, 252H, 598, 600B, or any other applicable chapter, or
11 under a comparable statute of another state or foreign country
12 as registered with the clerk of court or certified to the child
13 support recovery unit.

14 Sec. 42. Section 256.3, Code 2016, is amended to read as
15 follows:

16 **256.3 State board established.**

17 1. The state board of education is established for the
18 department. The state board consists of ten members, nine
19 voting members and one nonvoting student member. The voting
20 members shall be appointed by the governor subject to senate
21 confirmation. The nonvoting student member shall be appointed
22 as provided in **section 256.5A.**

23 2. The voting members shall be registered voters of
24 the state and hold no other elective or appointive state
25 office. Not more than five voting members shall be of the
26 same political party. Three of the voting members shall
27 have substantial knowledge related to the community college
28 system. The remaining six voting members shall be members of
29 the general public. A voting member shall not be engaged in
30 professional education for a major portion of the member's time
31 nor shall the member derive a major portion of income from any
32 business or activity connected with education. ~~Not more than~~
33 ~~five voting members shall be of the same political party.~~

34 3. The terms of office for voting members are for six years
35 beginning and ending as provided in **section 69.19.**

1 ~~Three of the voting members shall have substantial knowledge~~
2 ~~related to the community college system. The remaining six~~
3 ~~voting members shall be members of the general public.~~

4 Sec. 43. Section 257.17, subsection 2, Code 2016, is amended
5 to read as follows:

6 2. This section does not apply to a school district
7 attendance center that has received approval from the
8 department of education under section 279.10, subsection
9 2, to maintain a ~~year-around~~ year-round school calendar
10 that commences classes in advance of the school start date
11 established in [section 279.10, subsection 1](#). The department
12 of management shall prorate the reduction made pursuant to
13 this section to account for an attendance center in a school
14 district that is approved to maintain a ~~year-around~~ year-round
15 school calendar under [section 279.10, subsection 2](#).

16 Sec. 44. Section 279.10, subsection 2, Code 2016, is amended
17 to read as follows:

18 2. The board of directors of a school district and the
19 authorities in charge of an accredited nonpublic school
20 may apply to the department of education for authorization
21 to maintain a ~~year-around~~ year-round school calendar at an
22 attendance center or school for students in prekindergarten
23 through grade eight. However, a board shall hold a public
24 hearing on any proposal relating to authorization for a
25 ~~year-around~~ year-round school calendar prior to submitting
26 an application under [this subsection](#) to the department of
27 education for approval.

28 a. The initial application for a ~~year-around~~ year-round
29 school calendar shall be submitted to the department of
30 education not later than November 1 of the preceding school
31 year. The department shall notify the board or the authorities
32 of the approval or denial of an application not later than the
33 next following January 15. The application may be approved
34 for one or two years at a time. A board or the authorities in
35 charge may reapply to renew an authorization by November 1 of

1 the year prior to expiration of the authorization.

2 *b.* An attendance center or school authorized to maintain
3 a ~~year-around~~ year-round calendar must serve all students
4 attending the school and shall not be limited based on student
5 achievement or based on the trait or characteristic of the
6 student as defined in [section 280.28](#).

7 *c.* An attendance center or school authorized to maintain a
8 ~~year-around~~ year-round school calendar under [this subsection](#)
9 shall provide at least ten days of instruction or the hourly
10 equivalent during eleven of the twelve months of the school
11 year. The period of time between instructional days shall not
12 exceed six weeks.

13 *d.* A ~~year-around~~ year-round school calendar authorized
14 pursuant to [this subsection](#) is exempt from the school start
15 date specified in [subsection 1](#).

16 Sec. 45. Section 307.26, subsection 1, Code 2016, is amended
17 to read as follows:

18 1. Advise and assist the director in the development
19 of aeronautics, including but not limited to the location
20 of air terminals~~;~~; accessibility of air terminals by other
21 modes of public transportation~~;~~; protective zoning provisions
22 considering safety factors, noise, and air pollution~~;~~;
23 facilities for private and commercial aircraft~~;~~; air freight
24 facilities~~;~~; and such other physical and technical aspects as
25 may be necessary to meet present and future needs.

26 Sec. 46. Section 310.27, subsection 3, Code 2016, is amended
27 to read as follows:

28 3. If in the judgment of the department the anticipated
29 claims against the primary road fund for any month are in
30 excess of moneys available, a temporary transfer for highway
31 construction costs may be made from the farm-to-market road
32 fund to the primary road fund ~~providing~~ provided that there
33 will remain in the transferring fund a sufficient balance
34 to meet the anticipated obligations. All transfers shall
35 be repaid from the primary road fund to the farm-to-market

1 road fund within sixty days from the date of the transfer. A
2 transfer shall be made only with the approval of the director
3 of the department of management and shall comply with the
4 director of the department of management's rules relating to
5 the transfer of funds. Similar transfers may be made by the
6 department from the primary road fund to the farm-to-market
7 road fund and these transfers shall be subject to the same
8 terms and conditions that transfers from the farm-to-market
9 road fund to the primary road fund are subject.

10 Sec. 47. Section 313.4, subsection 1, paragraph a, Code
11 2016, is amended to read as follows:

12 a. ~~Said~~ The primary road fund is hereby appropriated for
13 and shall be used in the establishment, construction, and
14 maintenance of the primary road system, including the drainage,
15 grading, surfacing, and construction of bridges and culverts~~;~~
16 the elimination or improvement of railroad crossings~~;~~ the
17 acquiring of additional right-of-way~~;~~ and all other expense
18 incurred in the construction and maintenance of ~~said~~ the
19 primary road system and the maintenance and housing of the
20 department.

21 Sec. 48. Section 321.189, subsection 2, paragraph a, Code
22 2016, is amended to read as follows:

23 a. Appearing on the driver's license shall be a
24 distinguishing number assigned to the licensee; the licensee's
25 full name, date of birth, sex, and residence address; a ~~colored~~
26 color photograph; a physical description of the licensee;
27 the name of the state; the dates of issuance and expiration;
28 and the usual signature of the licensee. The license shall
29 identify the class of vehicle the licensee may operate and the
30 applicable endorsements and restrictions which the department
31 shall require by rule.

32 Sec. 49. Section 321.190, subsection 1, paragraph a, Code
33 2016, is amended to read as follows:

34 a. The department shall, upon application and payment
35 of the required fee, issue to an applicant a nonoperator's

1 identification card. To be valid the card shall bear a
2 distinguishing number other than a social security number
3 assigned to the cardholder, the full name, date of birth,
4 sex, residence address, a physical description and a ~~colored~~
5 color photograph of the cardholder, the usual signature of
6 the cardholder, and such other information as the department
7 may require by rule. An applicant for a nonoperator's
8 identification card shall apply for the card in the manner
9 provided in [section 321.182, subsections 1 through 3](#). The card
10 shall be issued to the applicant at the time of application
11 pursuant to procedures established by rule. An applicant for a
12 nonoperator's identification card who is required by 50 U.S.C.
13 app. §451 et seq. to register with the United States selective
14 service system shall be registered by the department with the
15 selective service system as provided in [section 321.183](#).

16 Sec. 50. Section 321.215, subsection 5, Code 2016, is
17 amended to read as follows:

18 5. Notwithstanding any provision of [this chapter](#) to the
19 contrary, the department may issue a temporary restricted
20 license to a person eligible for a temporary restricted
21 license under [this section](#) if the person is also eligible for a
22 temporary restricted license under [section 321J.20](#), provided
23 the requirements of ~~each~~ this section and section 321J.20 are
24 satisfied.

25 Sec. 51. Section 321.492, Code 2016, is amended to read as
26 follows:

27 **321.492 Peace officers' authority.**

28 1. A peace officer is authorized to stop a vehicle to
29 require exhibition of the driver's license of the driver, to
30 serve a summons or memorandum of traffic violation, to inspect
31 the condition of the vehicle, to inspect the vehicle with
32 reference to size, weight, cargo, log book, bills of lading
33 or other manifest of employment, tires, and safety equipment,
34 or to inspect the registration certificate, the compensation
35 certificate, travel order, or permit of the vehicle.

1 2. A peace officer having probable cause to stop a vehicle
2 may require exhibition of the proof of financial liability
3 coverage card issued for the vehicle if the vehicle is a motor
4 vehicle registered in this state.

5 3. a. All peace officers as defined in section 801.4,
6 subsection 11, paragraphs "a", "b", "c", and "h" may, having
7 reasonable grounds that equipment violations exist, conduct
8 spot inspections.

9 b. The department may designate employees under the
10 supervision of the department's administrator of motor vehicles
11 to conduct spot inspections.

12 Sec. 52. Section 321A.1, Code 2016, is amended to read as
13 follows:

14 **321A.1 Definitions.**

15 The following words and phrases when used in [this chapter](#)
16 shall, for the purposes of [this chapter](#), have the meanings
17 respectively ascribed to them in [this section](#), except in those
18 instances where the context clearly indicates a different
19 meaning:

20 1. ~~County system.~~ "Book", "list", "record", or "schedule"
21 kept by a county auditor, assessor, treasurer, recorder,
22 sheriff, or other county officer means the county system as
23 defined in [section 445.1](#).

24 2. ~~Department.~~ "Department" means the state department of
25 transportation.

26 3. ~~Judgment.~~ A "Judgment" means a judgment which has become
27 final by expiration without appeal during the time within
28 which an appeal might have been perfected, or a judgment if
29 an appeal from the judgment has been perfected, which has not
30 been stayed by the execution, filing, and approval of a bond as
31 provided in rule of appellate procedure 6.601(1), or a judgment
32 which has become final by affirmation on appeal, rendered by
33 a court of competent jurisdiction of a state or of the United
34 States, upon a cause of action arising out of the ownership,
35 maintenance, or use of a motor vehicle, as defined in this

1 section, for damages, including damages for care and loss of
2 services, because of bodily injury to or death of a person, or
3 for damages because of injury to or destruction of property,
4 including the loss of use of property, or upon a cause of
5 action on an agreement of settlement for such damages.

6 4. *License.*—A “License” means a driver’s license as defined
7 in [section 321.1](#) issued under the laws of this state.

8 5. ~~*Motor vehicle.*~~ “*Motor vehicle*” means every vehicle
9 which is self-propelled, but not including vehicles known
10 as trackless trolleys which are propelled by electric power
11 obtained from overhead trolley wires and not operated upon
12 rails. The term “*car*” or “*automobile*” shall be synonymous with
13 the term “*motor vehicle*”. “*Motor vehicle*” does not include
14 special mobile equipment as defined in [this section](#).

15 6. ~~*Nonresident.*~~ Every “Nonresident” means every person who
16 is not a resident of this state.

17 7. ~~*Nonresident operating privilege.*~~ The “Nonresident
18 *operating privilege*” means the privilege conferred upon a
19 nonresident by the laws of this state pertaining to the
20 operation by the nonresident of a motor vehicle, or the use of
21 a motor vehicle owned by the nonresident, in this state.

22 8. *Operator.*—A “Operator” means a person who is in actual
23 physical control of a motor vehicle whether or not that person
24 has a driver’s license as required under the laws of this
25 state.

26 9. ~~*Owner.*~~ “*Owner*” means a person who holds the legal
27 title of a motor vehicle; however, if the motor vehicle is the
28 subject of a security agreement with a right of possession in
29 the debtor, the debtor shall be deemed the owner for purposes
30 of [this chapter](#) or if the motor vehicle is leased as defined
31 in [section 321.493](#), the lessee shall be deemed the owner for
32 purposes of [this chapter](#).

33 10. *Person.*—Every “Person” means every natural person,
34 firm, partnership, association, or corporation.

35 11. ~~*Proof of financial responsibility.*~~ Proof “Proof of

1 financial responsibility means proof of ability to respond
2 in damages for liability, on account of accidents occurring
3 subsequent to the effective date of the proof, arising out
4 of the ownership, maintenance, or use of a motor vehicle, in
5 amounts as follows: With respect to accidents occurring on
6 or after January 1, 1981, and prior to January 1, 1983, the
7 amount of fifteen thousand dollars because of bodily injury to
8 or death of one person in any one accident, and, subject to the
9 limit for one person, the amount of thirty thousand dollars
10 because of bodily injury to or death of two or more persons
11 in any one accident, and the amount of ten thousand dollars
12 because of injury to or destruction of property of others in
13 any one accident; and with respect to accidents occurring on or
14 after January 1, 1983, the amount of twenty thousand dollars
15 because of bodily injury to or death of one person in any one
16 accident, and, subject to the limit for one person, the amount
17 of forty thousand dollars because of bodily injury to or death
18 of two or more persons in any one accident, and the amount of
19 fifteen thousand dollars because of injury to or destruction of
20 property of others in any one accident.

21 12. ~~Registration.~~ Registration Registration means a
22 registration certificate or certificates and registration
23 plates issued under the laws of this state pertaining to the
24 registration of motor vehicles.

25 13. ~~Special mobile equipment.~~ "Special mobile equipment"
26 means every vehicle not designed or used primarily for the
27 transportation of persons or property and incidentally operated
28 or moved over the highways, including road construction or
29 maintenance machinery, ditch-digging apparatus, and implements
30 of husbandry as defined in [section 321.1, subsection 32](#). This
31 description does not exclude other vehicles which are within
32 the general terms of [this subsection](#).

33 14. ~~State.~~ Any State means any state, territory, or
34 possession of the United States, the District of Columbia, or
35 any province of the Dominion of Canada.

1 Sec. 53. Section 321A.30, Code 2016, is amended to read as
2 follows:

3 **321A.30 Rights not affected.**

4 This chapter shall not prevent the owner of a motor vehicle,
5 the registration of which has been suspended hereunder, from
6 effecting a bona fide sale of such motor vehicle to another
7 person whose rights or privileges are not suspended under this
8 chapter nor prevent the registration of such motor vehicle by
9 such transferee. **This chapter** shall not in any wise way affect
10 the rights of any secured party or lessor of a motor vehicle
11 registered in the name of another as owner who becomes subject
12 to the provisions of **this chapter**.

13 Sec. 54. Section 321J.20, subsection 9, Code 2016, is
14 amended to read as follows:

15 9. Notwithstanding any provision of **this chapter** to the
16 contrary, the department may issue a temporary restricted
17 license to a person eligible for a temporary restricted
18 license under **this section** if the person is also eligible for a
19 temporary restricted license under **section 321.215**, provided
20 the requirements of ~~each~~ this section and section 321.215 are
21 satisfied.

22 Sec. 55. Section 331.207, subsection 3, Code 2016, is
23 amended to read as follows:

24 3. The supervisor representation plans submitted at the
25 special election shall be stated in substantially the following
26 manner:

27 The individual members of the board of supervisors in
28 county, Iowa, shall be elected:

29 Plan ~~"one."~~ "one". At large and without district residence
30 requirements for the members.

31 Plan ~~"two."~~ "two". At large but with equal-population
32 district residence requirements for the members.

33 Plan ~~"three."~~ "three". From single-member equal-population
34 districts in which the electors of each district shall elect
35 one member who must reside in that district.

1 Sec. 56. Section 357A.2, subsection 4, paragraph d,
2 subparagraph (2), subparagraph division (c), Code 2016, is
3 amended to read as follows:

4 (c) If the city reserving the right to provide service
5 fails to provide service within three years of receipt of the
6 water plan submitted under paragraph "a", the city waives
7 its right to provide water service and shall provide notice
8 to the district or association by certified mail and the
9 district or association may provide service within the area
10 of the water plan submitted under paragraph "a". If the city
11 fails to provide notice to the district or association, the
12 district or association may provide service in accordance with
13 this paragraph "d", regardless of whether the district or
14 association has received such notice.

15 Sec. 57. Section 357A.2, subsection 4, paragraph d,
16 subparagraph (3), Code 2016, is amended to read as follows:

17 (3) If the district or association fails to provide
18 service within three years after a city waives the right to
19 provide water service under this paragraph "d", the district
20 or association shall provide notice to the city by certified
21 mail and the city may provide service within the area of the
22 water plan submitted under paragraph "a". If the district
23 or association fails to provide notice to the city, the city
24 may provide service in accordance with this paragraph "d",
25 regardless of whether the city has received such notice.

26 Sec. 58. Section 384.78, Code 2016, is amended to read as
27 follows:

28 **384.78 Prior proceedings.**

29 Projects and proceedings for the levy of special assessments
30 and the issuance of special assessment bonds commenced
31 before the effective date of the city code may be hereafter
32 consummated and completed and special assessments levied and
33 special assessment bonds issued as required or permitted by
34 any statute or other law amended or repealed by ~~64GA~~ 1972 Iowa
35 Acts, chapter ch. 1088, as though such repeal or amendment

1 had not occurred, and the rights, duties, and interests
2 flowing from such projects and proceedings remain valid
3 and enforceable. Without limiting the foregoing, projects
4 commenced prior to said effective date may be financed by the
5 issuance of special assessment bonds and other bonds under any
6 such amended or repealed law or by the issuance of special
7 assessment bonds, or other bonds under the city code. For the
8 purposes of [this section](#), commencement of a project includes
9 but is not limited to action taken by the council or authorized
10 officer to fix a date for a hearing in connection with any part
11 of a public improvement, and commencement of proceedings for
12 the levy of special assessments and the issuance of special
13 assessment bonds includes but is not limited to action taken by
14 the council to fix a date for a hearing in connection with any
15 public improvement proposed to be financed in whole or in part
16 through special assessments.

17 Sec. 59. Section 384.84, subsection 6, paragraph b, Code
18 2016, is amended to read as follows:

19 *b.* A legal entity described in [subsection 3](#), paragraph
20 "e" or "f", shall have the same powers and duties as a city
21 utility or enterprise under paragraph "a" of this subsection
22 with respect to filing suit in an appropriate court against a
23 customer if the customer's account for such services becomes
24 delinquent.

25 Sec. 60. Section 384.103, subsection 2, paragraph b, Code
26 2016, is amended to read as follows:

27 *b.* In that ~~event~~ event, the chief officer or official of the
28 governing body or the governing body may accept, enter into,
29 and make payment under a contract for emergency repairs without
30 holding a public hearing and advertising for bids, and the
31 provisions of [chapter 26](#) do not apply.

32 Sec. 61. Section 403A.3, subsections 4, 5, and 7, Code 2016,
33 are amended to read as follows:

34 4. To lease or rent any dwellings, accommodations, lands,
35 buildings, structures, or facilities embraced in any project

1 and, subject to the limitations contained in [this chapter](#) with
2 respect to the rental of dwellings in housing projects, to
3 establish and revise the rents or charges therefor; to own,
4 hold, and improve real or personal property; to purchase,
5 lease, obtain options upon, acquire by gift, grant, bequest,
6 devise, or otherwise any real or personal property or any
7 interest therein; to acquire by the exercise of the power of
8 eminent domain any real property subject to [section 403A.20](#);
9 to sell, lease, exchange, transfer, assign, pledge, or dispose
10 of any real or personal property or any interest therein; to
11 insure or provide for the insurance, in any stock or mutual
12 company of any real or personal property or operations of the
13 municipality against any risks or hazards; and to procure
14 or agree to the procurement of federal or state government
15 insurance or guarantees of the payment of any bonds or parts
16 thereof issued by a municipality, including the power to pay
17 premiums on any such insurance.

18 5. To invest any funds held in connection with a housing
19 project in reserve or sinking funds, or any fund not required
20 for immediate disbursement, in property or securities which
21 banks designated as state depositories may use to secure
22 the deposit of state funds; and to redeem its bonds at the
23 redemption price established therein or to purchase its bonds
24 at less than such redemption price, all bonds so redeemed or
25 purchased to be canceled.

26 7. To conduct examinations and investigations and to hear
27 testimony and take proof under oath at public or private
28 hearings on any matter material for its information; to
29 administer oaths, issue subpoenas requiring the attendance of
30 witnesses or the production of books and papers and to issue
31 commissions for the examination of witnesses who are outside
32 of the state or unable to attend or excused from attendance;
33 and to make available to appropriate agencies, including those
34 charged with the duty of abating or requiring the correction
35 of nuisances or like conditions or of demolishing unsafe

1 or insanitary structures within its area of operation, its
2 findings and recommendations with regard to any building or
3 property where conditions exist which are dangerous to the
4 public health, morals, safety, or welfare.

5 Sec. 62. Section 403A.13, Code 2016, is amended to read as
6 follows:

7 **403A.13 Form and sale of bonds.**

8 1. Bonds of a municipality shall be authorized by its
9 resolution and may be issued in one or more series and shall
10 bear such date or dates, mature at such time or times, bear
11 interest at such rate or rates, not exceeding that permitted by
12 chapter 74A, be in such denomination or denominations, be in
13 such form either coupon or registered, carry such conversion
14 or registration privileges, have such rank or priority, be
15 executed in such manner, be payable in such medium of payment,
16 at such place or places, and be subject to such terms of
17 ~~redemption (with redemption, with or without premium)~~ premium,
18 as such resolution, its trust indenture or mortgage may
19 provide.

20 2. The bonds may be sold at public or private sale at not
21 less than par.

22 3. If the officers of the municipality whose signatures
23 appear on any bonds or coupons shall cease to be such officers
24 before the delivery of the bonds, their signatures shall,
25 nevertheless, be valid and sufficient for all purposes,
26 the same as if the officers had remained in office until
27 such delivery. Any provision of any law to the contrary
28 notwithstanding, any bonds issued pursuant to **this chapter**
29 shall be fully negotiable.

30 4. In any suit, action or proceedings involving the validity
31 or enforcement of any bond issued pursuant to **this chapter** or
32 the security therefor, any such bond reciting in substance that
33 it has been issued by the municipality pursuant to **this chapter**
34 shall be conclusively deemed to have been issued for such
35 purpose and the housing project in respect to which such bond

1 was issued shall be conclusively deemed to have been planned,
2 located, and carried out in accordance with the purposes and
3 provisions of this chapter.

4 Sec. 63. Section 403A.14, subsection 1, paragraph j, Code
5 2016, is amended to read as follows:

6 *j.* Exercise all or any part or combination of the powers
7 herein granted; make such ~~covenants~~ other covenants, other
8 than and in addition to the covenants herein expressly
9 authorized; and do any and all such acts and
10 things as may be necessary or convenient or desirable in order
11 to secure its bonds, or, in the absolute discretion of said
12 municipality, as will tend to make the bonds more marketable
13 notwithstanding that such covenants, acts or things may not be
14 enumerated herein.

15 Sec. 64. Section 403A.16, unnumbered paragraph 1, Code
16 2016, is amended to read as follows:

17 A municipality shall have power by its resolution, trust
18 indenture, mortgage, lease or other contract to confer upon any
19 obligee the ~~right~~ (in right, in addition to all rights that may
20 otherwise be conferred) conferred, upon the happening of an
21 event of default as defined in such resolution or instrument,
22 by suit, action, or proceeding in any court of competent
23 jurisdiction to:

24 Sec. 65. Section 403A.17, Code 2016, is amended to read as
25 follows:

26 **403A.17 Exemption of property from execution sale.**

27 All ~~property (including funds)~~ property, including funds,
28 owned or held by a municipality for the purposes of this
29 chapter shall be exempt from levy and sale by virtue of an
30 execution, and no execution or other judicial process shall
31 issue against the same nor shall any judgment against the
32 municipality be a charge or lien upon such ~~property: Provided,~~
33 ~~however~~ property. However, that the provisions of this section
34 shall not apply to or limit the right of obligees to foreclose
35 or otherwise enforce any mortgage or other security executed

1 or issued pursuant to **this chapter** or the right of obligees
2 to pursue any remedies for the enforcement of any pledge or
3 lien on rents, fees, or revenues or the right of the federal
4 government to pursue any remedies conferred upon it pursuant to
5 the provisions of **this chapter**.

6 Sec. 66. Section 403A.18, Code 2016, is amended to read as
7 follows:

8 **403A.18 Transfer of possession or title to federal**
9 **government.**

10 In any contract with the federal government for annual
11 contributions to a municipality, the municipality may
12 obligate ~~itself~~ (which itself, which obligation shall be
13 specifically enforceable and shall not constitute a mortgage,
14 notwithstanding any other ~~law~~) law, to convey to the federal
15 government possession of or title to the housing project
16 to which such contract relates, upon the occurrence of a
17 substantial default ~~(as as defined in such contract)~~ contract
18 with respect to the covenant or conditions to which the
19 municipality is subject; and such contract may further provide
20 that in case of such conveyance, the federal government may
21 complete, operate, manage, lease, convey, or otherwise deal
22 with the housing project and funds in accordance with the
23 terms of such contract: Provided, that the contract requires
24 that, as soon as practicable after the federal government is
25 satisfied that all defaults with respect to the housing project
26 have been cured and that the housing project will thereafter
27 be operated in accordance with the terms of the contract, the
28 federal government shall reconvey to the municipality the
29 housing project as then constituted.

30 Sec. 67. Section 404.5, Code 2016, is amended to read as
31 follows:

32 **404.5 Physical review of property by assessor.**

33 1. The local assessor shall review each first-year
34 application by making a physical review of the property, to
35 determine if the improvements made increased the actual value

1 of the qualified real estate by at least fifteen percent or
2 at least ten percent in the case of real property assessed
3 as residential property or the applicable percent increase
4 requirement adopted by the city or county under section
5 404.2. If the assessor determines that the actual value of
6 that real estate has increased by at least the requisite
7 percent, the assessor shall proceed to determine the actual
8 value of the property and certify the valuation determined
9 pursuant to [section 404.3](#) to the county auditor at the time of
10 transmitting the assessment rolls. However, if a new structure
11 is erected on land upon which no structure existed at the
12 start of the new construction, the assessor shall proceed to
13 determine the actual value of the property and certify the
14 valuation determined pursuant to [section 404.3](#) to the county
15 auditor at the time of transmitting the assessment rolls. The
16 assessor shall notify the applicant of the determination, and
17 the assessor's decision may be appealed to the local board
18 of review at the times specified in [section 441.37](#). If an
19 application for exemption is denied as a result of failure to
20 sufficiently increase the value of the real estate as provided
21 in [section 404.3](#), the owner may file a first annual application
22 in a subsequent year when additional improvements are made to
23 satisfy requirements of [section 404.3](#), and the provisions of
24 section 404.4 shall apply. After the tax exemption is granted,
25 the local assessor shall continue to grant the tax exemption,
26 with periodic physical review by the assessor, for the time
27 period specified in [section 404.3, subsection 1, 2, 3, or 4](#), or
28 specified in the different schedule if one has been adopted,
29 under which the exemption was granted. The tax exemptions for
30 the succeeding years shall be granted without the taxpayer
31 having to file an application for the succeeding years.

32 2. For the purposes of [this section](#), the actual value of
33 the property upon which the value of improvements in the form
34 of rehabilitation or additions to existing structures shall
35 be determined shall be the lower of either the amount listed

1 on the assessment rolls in the assessment year in which such
2 improvements are first begun or the price paid by the owner if
3 the improvements in the form of rehabilitation or additions to
4 existing structures were begun within one year of the date the
5 property was purchased and the sale was a fair and reasonable
6 exchange between a willing buyer and a willing seller,
7 neither being under any compulsion to buy or sell and each
8 being familiar with all the facts relating to the particular
9 property.

10 Sec. 68. Section 422.7, subsections 12A, 20, and 37, Code
11 2016, are amended to read as follows:

12 12A. a. If the adjusted gross income includes income or
13 loss from a business operated by the taxpayer, and if the
14 business does not qualify for the adjustment under subsection
15 12, an additional deduction shall be allowed in computing the
16 income or loss from the business if the business hired for
17 employment in the state during its annual accounting period
18 ending with or during the taxpayer's tax year either of the
19 following:

20 ~~a.~~ (1) An individual domiciled in this state at the time of
21 the hiring who meets any of the following conditions:

22 ~~(1)~~ (a) Has been convicted of a felony in this or any other
23 state or the District of Columbia.

24 ~~(2)~~ (b) Is on parole pursuant to [chapter 906](#).

25 ~~(3)~~ (c) Is on probation pursuant to [chapter 907](#), for an
26 offense other than a simple misdemeanor.

27 ~~(4)~~ (d) Is in a work release program pursuant to chapter
28 904, division IX.

29 ~~b.~~ (2) An individual, whether or not domiciled in this
30 state at the time of the hiring, who is on parole or probation
31 and to whom the interstate probation and parole compact under
32 section 907A.1, Code 2001, applies, or to whom the interstate
33 compact for adult offender supervision under [chapter 907B](#)
34 applies.

35 b. The amount of the additional deduction is equal to

1 sixty-five percent of the wages paid to individuals, but shall
2 not exceed twenty thousand dollars per individual, named in
3 ~~paragraphs "a"~~ paragraph "a", subparagraphs (1) and "b" (2)
4 who were hired for the first time by that business during the
5 annual accounting period for work done in the state. This
6 additional deduction is allowed for the wages paid to those
7 individuals successfully completing a probationary period
8 during the twelve months following the date of first employment
9 by the business and shall be deducted at the close of the
10 annual accounting period.

11 c. The additional deduction shall not be allowed for wages
12 paid to an individual who was hired to replace an individual
13 whose employment was terminated within the twelve-month
14 period preceding the date of first employment. However, if
15 the individual being replaced left employment voluntarily
16 without good cause attributable to the employer or if the
17 individual was discharged for misconduct in connection with
18 the individual's employment as determined by the department
19 of workforce development, the additional deduction shall be
20 allowed.

21 d. A taxpayer who is a partner of a partnership or a
22 shareholder of a subchapter S corporation, may deduct that
23 portion of wages qualified under [this subsection](#) paid by the
24 partnership or subchapter S corporation based on the taxpayer's
25 pro rata share of the profits or losses from the partnership or
26 subchapter S corporation.

27 e. The department shall develop and distribute information
28 concerning the deduction available for businesses employing
29 persons named in ~~paragraphs "a"~~ paragraph "a", subparagraphs (1)
30 and "b" (2).

31 20. a. Subtract, to the extent included, the proceeds
32 received pursuant to a judgment in or settlement of a lawsuit
33 against the manufacturer or distributor of a Vietnam herbicide
34 for damages resulting from exposure to the herbicide. This
35 subsection applies to proceeds received by a taxpayer who is a

1 disabled veteran or who is a beneficiary of a disabled veteran.

2 b. For purposes of **this subsection**:

3 ~~a.~~ (1) "*Vietnam herbicide*" means a herbicide, defoliant
4 or other causative agent containing dioxin, including, but
5 not limited to, Agent Orange, used in the Vietnam Conflict
6 beginning December 22, 1961, and ending May 7, 1975, inclusive.

7 ~~b.~~ (2) "*Agent Orange*" means the herbicide composed of
8 trichlorophenoxyacetic acid and dichlorophenoxyacetic acid and
9 the contaminant dioxin (TCDD).

10 37. a. Notwithstanding the method for computing income from
11 an installment sale under section 453 of the Internal Revenue
12 Code, as defined in **section 422.3**, the method to be used in
13 computing income from an installment sale shall be the method
14 under section 453 of the Internal Revenue Code, as amended up
15 to and including January 1, 2000. A taxpayer affected by this
16 subsection shall make adjustments in the adjusted gross income
17 pursuant to rules adopted by the director.

18 b. The adjustment to net income provided in **this subsection**
19 is repealed for tax years beginning on or after January 1,
20 2002. However, to the extent that a taxpayer using the accrual
21 method of accounting reported the entire capital gain from the
22 sale or exchange of property on the Iowa return for the tax
23 year beginning in the 2001 calendar year and the capital gain
24 was reported on the installment method on the federal income
25 tax return, any additional installment from the capital gain
26 reported for federal income tax purposes is not to be included
27 in net income in tax years beginning on or after January 1,
28 2002.

29 Sec. 69. Section 441.10, Code 2016, is amended to read as
30 follows:

31 **441.10 Deputies — examination and appointment — suspension**
32 **or discharge.**

33 1. Immediately after the appointment of the assessor,
34 and at other times as the conference board directs, one or
35 more deputy assessors may be appointed by the assessor. Each

1 appointment shall be made from either the list of eligible
2 candidates provided by the director of revenue, which shall
3 contain only the names of those persons who achieve a score of
4 seventy percent or greater on the examination administered by
5 the director of revenue, or the list of candidates eligible
6 for appointment as city or county assessor. Examinations for
7 the position of deputy assessor shall be conducted in the same
8 manner as examinations for the position of city or county
9 assessor.

10 2. Following the administration of the examination, the
11 director of revenue shall establish a register containing
12 the names, in alphabetical order, of all individuals who are
13 eligible for appointment as a deputy assessor. The test scores
14 of individuals on the register shall be given to a city or
15 county conference board upon request. All eligible individuals
16 shall remain on the register for a period of two years
17 following the date of certification granted by the director.

18 3. Incumbent deputy assessors who have served six
19 consecutive years shall be placed on the register of
20 individuals eligible for appointment as deputy assessor. In
21 order to be appointed to the position of deputy assessor, the
22 deputy assessor shall comply with the continuing education
23 requirements. The number of credits required for certification
24 as eligible for appointment as a deputy assessor in a
25 jurisdiction other than where the deputy assessor is currently
26 serving shall be prorated according to the percentage of the
27 deputy assessor's term which is covered by the continuing
28 education requirements of [section 441.8](#). The credit necessary
29 for certification for appointment is the product of ninety
30 multiplied by the quotient of the number of months served of
31 a deputy assessor's term covered by the continuing education
32 requirements of [section 441.8](#) divided by seventy-two. If the
33 number of credits necessary for certification for appointment
34 as determined under this ~~paragraph~~ subsection results in a
35 partial credit hour, the credit hour shall be rounded to the

1 nearest whole number.

2 4. The assessor may peremptorily suspend or discharge
3 any deputy assessor under the assessor's direction upon
4 written charges for neglect of duty, disobedience of orders,
5 misconduct, or failure to properly perform the deputy
6 assessor's duties. Within five days after delivery of written
7 charges to the employee, the deputy assessor may appeal by
8 written notice to the secretary or chairperson of the examining
9 board. The board shall grant the deputy assessor a hearing
10 within fifteen days, and a decision by a majority of the
11 examining board is final. The assessor shall designate one of
12 the deputies as chief deputy, and the assessor shall assign to
13 each deputy the duties, responsibilities, and authority as is
14 proper for the efficient conduct of the assessor's office.

15 Sec. 70. Section 445.3, Code 2016, is amended to read as
16 follows:

17 **445.3 Actions authorized.**

18 1. In addition to all other remedies and proceedings
19 now provided by law for the collection of taxes, the county
20 treasurer may bring or cause an ordinary suit at law to be
21 commenced and prosecuted in the treasurer's name for the use
22 and benefit of the county for the collection of taxes from
23 any person, as shown by the county system in the treasurer's
24 office, and the suit shall be in all respects commenced, tried,
25 and prosecuted to final judgment the same as provided for
26 ordinary actions.

27 2. The commencement of actions for ad valorem taxes
28 authorized under [this section](#) shall not begin until the
29 issuance of a tax sale certificate under the requirements of
30 section 446.19. The commencement of actions for all other
31 taxes authorized under [this section](#) shall not begin until ten
32 days after the publication of tax sale under the requirements
33 of [section 446.9, subsection 2](#). This ~~paragraph~~ subsection does
34 not apply to the collection of ad valorem taxes under section
35 445.32, and grain handling taxes under [section 428.35](#).

1 3. Notwithstanding the provisions in [section 535.3](#),
2 interest on the judgment shall be at the rate provided
3 in [section 447.1](#) and shall commence from the month of the
4 commencement of the action. This interest shall be in lieu of
5 the interest assessed under [section 445.39](#) from and after the
6 month of the commencement of the action.

7 4. An appeal may be taken to the Iowa supreme court as in
8 other civil cases regardless of the amount involved.

9 5. Notwithstanding any other provisions in [this section](#),
10 if the treasurer is unable or has reason to believe that the
11 treasurer will be unable to offer land at the annual tax sale
12 to collect the total amount due, the treasurer may immediately
13 collect the total amount due by the commencement of an action
14 under [this section](#).

15 6. Notwithstanding any other provision of law, if a statute
16 authorizes the collection of a delinquent tax, assessment,
17 rate, or charge by tax sale, the tax, assessment, rate, or
18 charge, including interest, fees, and costs, may also be
19 collected under [this section](#) and [section 445.4](#).

20 7. [This section](#) is remedial and shall apply to all
21 delinquent taxes included in a tax sale certificate of purchase
22 issued to a county. Upon assignment of a county-held tax sale
23 certificate, [this section](#) shall not apply to the assignee.

24 Sec. 71. Section 452A.10, Code 2016, is amended to read as
25 follows:

26 **452A.10 Required records.**

27 1. a. A motor fuel or special fuel supplier, restrictive
28 supplier, importer, exporter, blender, dealer, user, common
29 carrier, contract carrier, terminal, or nonterminal storage
30 facility shall maintain, for a period of three years, records
31 of all transactions by which the supplier, restrictive
32 supplier, or importer withdraws from a terminal or a
33 nonterminal storage facility within this state or imports into
34 this state motor fuel or undyed special fuel together with
35 invoices, bills of lading, and other pertinent records and

1 papers as required by the department.

2 b. If in the normal conduct of a supplier's, restrictive
3 supplier's, importer's, exporter's, blender's, dealer's,
4 user's, common carrier's, contract carrier's, terminal's,
5 or nonterminal storage facility's business the records are
6 maintained and kept at an office outside this state, the
7 records shall be made available for audit and examination by
8 the department at the office outside this state, but the audit
9 and examination shall be without expense to this state.

10 2. Each distributor handling motor fuel or special fuel in
11 this state shall maintain for a period of three years records
12 of all motor fuel or undyed special fuel purchased or otherwise
13 acquired by the distributor, together with delivery tickets,
14 invoices, and bills of lading, and any other records required
15 by the department.

16 3. The department, after an audit and examination of records
17 required to be maintained under [this section](#), may authorize
18 their disposal upon the written request of the supplier,
19 restrictive supplier, importer, exporter, blender, dealer,
20 user, carrier, terminal, nonterminal storage facility, or
21 distributor.

22 Sec. 72. Section 452A.57, subsection 8, Code 2016, is
23 amended to read as follows:

24 8. "*Motor vehicle*" shall mean and include all ~~vehicles~~
25 ~~(except vehicles, except those operated on rails)~~ rails,
26 which are propelled by internal combustion engines and
27 are of such design as to permit their mobile use on public
28 highways for transporting persons or property. A farm tractor
29 while operated on a farm or for the purpose of hauling farm
30 machinery, equipment, or produce shall not be deemed to be
31 a motor vehicle. "*Motor vehicle*" shall not include "*mobile*
32 *machinery and equipment*" as defined in [this section](#).

33 Sec. 73. Section 452A.66, Code 2016, is amended to read as
34 follows:

35 **452A.66 Statutes applicable to motor fuel tax.**

1 1. The appropriate state agency shall administer the taxes
2 imposed by [this chapter](#) in the same manner as and subject to
3 section 422.25, subsection 4, and [section 423.35](#).

4 2. All the provisions of [section 422.26](#) shall apply in
5 respect to the taxes, penalties, interest, and costs imposed
6 by [this chapter](#) excepting that as applied to any tax imposed
7 by [this chapter](#), the lien ~~therein~~ provided in [section 422.26](#)
8 shall be prior and paramount over all subsequent liens upon any
9 personal property within this state, or right to such personal
10 property, belonging to the taxpayer without the necessity of
11 recording as therein provided. The requirements for recording
12 shall, as applied to the tax imposed by [this chapter](#), apply
13 only to the liens upon real property. When requested to do
14 so by any person from whom a taxpayer is seeking credit,
15 or with whom the taxpayer is negotiating the sale of any
16 personal property, or by any other person having a legitimate
17 interest in such information, the director shall, upon being
18 satisfied that such a situation exists, inform such person as
19 to the amount of unpaid taxes due by such taxpayer under the
20 provisions of [this chapter](#). The giving of such information
21 under such circumstances shall not be deemed a violation of
22 section 452A.63 as applied to [this chapter](#).

23 Sec. 74. Section 453A.1, subsection 4, Code 2016, is amended
24 to read as follows:

25 4. "*Cigarette*" means any roll for smoking made wholly or in
26 part of tobacco, or any substitute for tobacco, irrespective of
27 size or shape and irrespective of tobacco or any substitute for
28 tobacco being flavored, adulterated, or mixed with any other
29 ingredient, where such roll has a wrapper or cover made of
30 paper or any other material. ~~Provided the definition herein~~
31 However, "*cigarette*" shall not be construed to include cigars.

32 Sec. 75. Section 455B.133B, subsection 4, paragraph c,
33 subparagraph (2), Code 2016, is amended to read as follows:

34 (2) A person invited to attend a stakeholder meeting is not
35 entitled to receive a per diem as specified in [section 7E.6](#)

1 and shall not be ~~not~~ reimbursed for expenses incurred while
2 attending the meeting.

3 Sec. 76. Section 455B.133C, subsection 4, paragraph c,
4 subparagraph (2), Code 2016, is amended to read as follows:

5 (2) A person invited to attend a stakeholder meeting is not
6 entitled to receive a per diem as specified in section 7E.6
7 and shall not be ~~not~~ reimbursed for expenses incurred while
8 attending the meeting.

9 Sec. 77. Section 455B.183, subsection 2, paragraph a, Code
10 2016, is amended to read as follows:

11 a. The submitted plans and specifications are in substantial
12 compliance with departmental rules and the Iowa ~~Standards~~
13 standards for ~~Sewer Systems~~ sewer systems and the Iowa
14 ~~Standards~~ standards for ~~Water Supply Distribution Systems~~ water
15 supply distribution systems.

16 Sec. 78. Section 455B.187, Code 2016, is amended to read as
17 follows:

18 **455B.187 Water well construction.**

19 1. A contractor shall not engage in well construction
20 or reconstruction without first being certified as required
21 in this part and department rules adopted pursuant to this
22 part. Water wells shall not be constructed, reconstructed,
23 or abandoned by a person except as provided in this part or
24 rules adopted pursuant to this part. Within thirty days after
25 construction or reconstruction of a well, a contractor shall
26 provide well information required by rule to the department and
27 the Iowa geological survey.

28 2. A landowner or the landowner's agent shall not drill
29 for or construct a new water well without first obtaining a
30 permit for this activity from the department. The department
31 shall not issue a permit to any person for this activity unless
32 the person first registers with the department all wells,
33 including abandoned wells, on the property. The department
34 may delegate the authority to issue a permit to a county board
35 of supervisors or the board's designee. In the event of such

1 delegation, the department shall retain concurrent authority.
2 The commission shall adopt rules pursuant to [chapter 17A](#) to
3 implement this ~~paragraph~~ subsection.

4 3. The director may charge a fee for permits issued pursuant
5 to [this section](#). All fees collected pursuant to [this section](#)
6 shall be deposited into the private water supply system account
7 within the water quality protection fund created in section
8 455B.183A.

9 4. Notwithstanding the provisions of [this section](#), a county
10 board of supervisors or the board's designee may grant an
11 exemption from the permit requirements to a landowner or the
12 landowner's agent if an emergency drilling is necessary to meet
13 an immediate need for water. The exemption shall be effective
14 immediately upon approval of the county board of supervisors or
15 the board's designee. The board of supervisors or the board's
16 designee shall notify the director within thirty days of the
17 granting of an exemption.

18 5. In the case of property owned by a state agency, a person
19 shall not drill for or construct a new water well without
20 first registering with the department the existence of any
21 abandoned wells on the property. The department shall develop
22 a prioritized closure program and time frame for the completion
23 of the program, and shall adopt rules to implement the program.

24 Sec. 79. Section 455B.474, subsection 3, unnumbered
25 paragraph 1, Code 2016, is amended to read as follows:

26 Standards of performance for new underground storage
27 tanks which shall include but are not limited to design,
28 construction, installation, release detection, and
29 compatibility standards. Until the effective date of the
30 standards adopted by the commission and after January 1, 1986,
31 a person shall not install an underground storage tank for
32 the purpose of storing regulated substances unless the ~~tank~~
33 ~~(whether tank, whether of single or double wall construction)~~
34 construction, meets all the following conditions:

35 Sec. 80. Section 460.305, Code 2016, is amended to read as

1 follows:

2 **460.305 Sinkholes — conservation easement ~~programs~~ program.**

3 1. The department shall develop and implement a program for
4 the prevention of groundwater contamination through sinkholes.
5 The program shall provide for education of landowners and
6 encourage responsible chemical and land management practices in
7 areas of the state prone to the formation of sinkholes.

8 2. The program may provide financial incentives for land
9 management practices and the acquisition of conservation
10 easements around sinkholes. The program may also provide
11 financial assistance for the cleanup of wastes dumped into
12 sinkholes.

13 3. The program shall be coordinated with the groundwater
14 protection programs of the department of natural resources
15 and other local, state, or federal government agencies which
16 could compensate landowners for resource protection measures.
17 The department shall use moneys appropriated for this purpose
18 from the agriculture management account of the groundwater
19 protection fund created in section 455E.11.

20 Sec. 81. Section 468.13, Code 2016, is amended to read as
21 follows:

22 **468.13 Procedure on report — classification.**

23 1. Upon the filing of the report of the engineer
24 recommending the establishment of the levee or drainage
25 district, the board shall at its first regular, adjourned, or
26 special meeting examine and consider the same, and, if the plan
27 is not approved the board may employ ~~said~~ the same engineer
28 or another disinterested engineer to report another plan or
29 make additional examination and surveys and file an additional
30 report covering such matters as the board may direct.

31 Additional surveys and reports must be made in accordance with
32 the provisions of [sections 468.11](#) and [468.12](#). At any time
33 prior to the final adoption of the plans they may be amended,
34 and as finally adopted by the board shall be conclusive unless
35 the action of the board in finally adopting them shall be

1 appealed from as hereinafter provided.

2 2. If the petition or other landowners requested a
3 classification of the district prior to establishment, the
4 board shall order a classification as provided by sections
5 468.38 through 468.44 after they have approved the report
6 of the engineer as a tentative plan. The notice of hearing
7 provided by [section 468.14](#) shall also include the requirements
8 of the notice of hearing provided in [section 468.45](#) as to this
9 classification, and the hearing on the petition provided in
10 section 468.21 shall also include the matters to be heard as
11 provided in [section 468.46](#).

12 3. If the board establishes the district as provided in
13 section 468.22, the classification which is finally approved
14 at ~~said~~ the hearing by the board shall remain the basis of
15 all future assessments for the purposes of said district as
16 provided in [section 468.49](#). The landowners shall have the
17 same right of appeal from this classification as they would
18 have if the petition had not requested a classification prior
19 to establishment and the classification had been made after
20 establishment.

21 Sec. 82. Section 468.35, subsection 2, Code 2016, is amended
22 to read as follows:

23 2. A bid shall be in writing, specifying the portion
24 of the work upon which the bid is made, and filed with the
25 auditor. The bid shall be accompanied with a bid security.
26 The bid security shall be in the form of a deposit of cash, a
27 certified check on and certified by a bank in Iowa, a certified
28 share draft drawn on a credit union in Iowa, or a bid bond
29 with a corporate surety satisfactory to the board as provided
30 in [section 73A.20](#). The bid security must be payable to the
31 auditor or the auditor's order at the auditor's office in a
32 sum equal to five percent of the amount of the bid. However,
33 if the maximum limit on a bid security would cause a denial
34 of funds or services from the federal government which would
35 otherwise be available, or if the maximum limit would otherwise

1 be inconsistent with the requirements of federal law, the
2 maximum limit may be suspended to the extent necessary to
3 prevent denial of federal funds or services or to eliminate
4 the inconsistency with federal requirements. The cash, check,
5 or share draft of an unsuccessful bidder shall be returned,
6 and the bid bond of an unsuccessful bidder shall be canceled.
7 The bid security of a successful bidder shall be maintained
8 as a guarantee that the bidder will enter into a contract in
9 accordance with the bids.

10 Sec. 83. Section 468.103, Code 2016, is amended to read as
11 follows:

12 **468.103 Final settlement — claims for damages.**

13 1. If ~~it~~ the board finds the work under any contract has
14 been completed and accepted, the board shall compute the
15 balance due, and if there are no liens on file against such
16 balance, it shall enter of record an order directing the
17 auditor to draw a warrant in favor of ~~said~~ the contractor upon
18 the levee or drainage fund of ~~said~~ the district or give the
19 contractor an order directing the county treasurer to deliver
20 to the contractor improvement certificates or drainage bonds,
21 as the case may be, for such balance found to be due, but
22 such warrants, improvement certificates or bonds shall not be
23 delivered to the contractor until the expiration of thirty days
24 after the acceptance of the work.

25 2. If any claims for damages have been filed as provided
26 in [section 468.102](#), the board shall review ~~said~~ claims and
27 determine ~~said~~ the claims. If the determination by the board
28 on any claim for damages results in a finding by the board
29 that the damages resulting to the claimant were due to the
30 negligence of the contractor, then the board shall provide for
31 payment of ~~said~~ the claim out of the remaining funds owing to
32 the contractor. If the determination by the board results
33 in a finding that the damages resulting to the claimant were
34 not due to the negligence of the contractor, but resulted from
35 unavoidable necessity in the performance of the contract, then

1 the board shall allow for payment of ~~said~~ the claim in the
2 amount fixed by the board out of the funds in ~~said~~ the drainage
3 district.

4 Sec. 84. Section 475A.6, Code 2016, is amended to read as
5 follows:

6 **475A.6 Certification of expenses to utilities division.**

7 1. a. The consumer advocate shall determine the advocate's
8 expenses, including a reasonable allocation of general office
9 expenses, directly attributable to the performance of the
10 advocate's duties involving specific persons subject to direct
11 assessment, and shall certify the expenses to the utilities
12 division not less than quarterly. The expenses shall then be
13 includable in the expenses of the division subject to direct
14 assessment under [section 476.10](#).

15 b. The consumer advocate shall annually, within ninety days
16 after the close of each fiscal year, determine the advocate's
17 expenses, including a reasonable allocation of general office
18 expenses, attributable to the performance of the advocate's
19 duties generally, and shall certify the expenses to the
20 utilities division. The expenses shall then be includable in
21 the expenses of the division subject to remainder assessment
22 under [section 476.10](#).

23 2. The consumer advocate is entitled to notice and
24 opportunity to be heard in any utilities board proceeding
25 on objection to an assessment for expenses certified by the
26 consumer advocate. Expenses assessed under [this section](#) shall
27 not exceed the amount appropriated for the consumer advocate
28 division of the department of justice.

29 3. The office of consumer advocate may expend additional
30 funds, including funds for outside consultants, if those
31 additional expenditures are actual expenses which exceed
32 the funds budgeted for the performance of the advocate's
33 duties. Before the office expends or encumbers an amount in
34 excess of the funds budgeted, the director of the department
35 of management shall approve the expenditure or encumbrance.

1 Before approval is given, the director of the department of
2 management shall determine that the expenses exceed the funds
3 budgeted by the general assembly to the office of consumer
4 advocate and that the office does not have other funds from
5 which such expenses can be paid. Upon approval of the director
6 of the department of management, the office may expend and
7 encumber funds for excess expenses. The amounts necessary
8 to fund the excess expenses shall be collected from those
9 utilities or persons which caused the excess expenditures,
10 and the collections shall be treated as repayment receipts as
11 defined in [section 8.2, subsection 8](#).

12 Sec. 85. Section 476B.6, subsection 5, paragraph d, Code
13 2016, is amended to read as follows:

14 *d.* If the tax credit application is filed by a partnership,
15 limited liability company, S corporation, estate, trust, or
16 other reporting entity, all of ~~whose~~ the income of which is
17 taxed directly to its equity holders or beneficiaries for the
18 taxes imposed under [chapter 422, division V](#), or under chapter
19 423, [432](#), or [437A](#), the tax credit certificate shall be issued
20 directly to the partnership, limited liability company, S
21 corporation, estate, trust, or other reporting entity.

22 Sec. 86. Section 476C.4, subsection 4, paragraph d, Code
23 2016, is amended to read as follows:

24 *d.* If the tax credit application is filed by a partnership,
25 limited liability company, S corporation, estate, trust, or
26 other reporting entity, all of ~~whose~~ the income of which is
27 taxed directly to its equity holders or beneficiaries for the
28 taxes imposed under [chapter 422, division V](#), or under chapter
29 423, [432](#), or [437A](#), the tax credit certificate shall be issued
30 directly to the partnership, limited liability company, S
31 corporation, estate, trust, or other reporting entity.

32 Sec. 87. Section 478.14, Code 2016, is amended to read as
33 follows:

34 **478.14 Service furnished.**

35 1. Any city which owns or operates a system for the

1 distribution of electric light or power, and which has obtained
2 electric energy for such distribution from any person or firm
3 or corporation owning or operating an electric light and power
4 plant or transmission line, shall be entitled to have the
5 service reasonably needed by such municipality and its patrons
6 continued at and for a reasonable rate and charge and under
7 reasonable rules of service.

8 2. It shall be unlawful for the owner or operator of ~~such~~
9 the light and power plant or transmission line to disconnect
10 or discontinue such ~~service~~ (except service, except during
11 nonpayment of reasonable charges) charges, so long as ~~such the~~
12 operator holds or enjoys any franchise to go upon or use any
13 public streets, highways, or grounds.

14 3. Until the municipality and the operator shall agree upon
15 a rate or charge for ~~such the~~ service the municipality shall
16 pay and the operator shall accept the rate provided in the
17 expired contract if any existed, and, if none existed, then the
18 rate before paid. This shall be without prejudice, however,
19 to the right of either party to test in court or before any
20 lawfully constituted rate-making tribunal the reasonableness
21 of ~~such the~~ rate.

22 4. This section shall not apply if the original service
23 to the municipality was given in case of emergency or for any
24 other temporary purpose.

25 Sec. 88. Section 481A.22, subsection 4, Code 2016, is
26 amended to read as follows:

27 4. It is unlawful for any person to hold, conduct, or to
28 participate in a field or retriever trial before the permit
29 required by this section has been secured or for any person to
30 possess or remove from the trial grounds any birds which have
31 not been tagged as required in this section ~~required~~.

32 Sec. 89. Section 508.37, subsection 6, paragraph d, Code
33 2016, is amended to read as follows:

34 d. (1) All adjusted premiums and present values referred
35 to in this section shall for policies of ordinary insurance

1 be calculated on the basis of the ~~Commissioners 1958 Standard~~
2 ~~Ordinary Mortality Table~~ commissioners 1958 standard ordinary
3 mortality table, provided that for any category of ordinary
4 insurance issued on female risks, adjusted premiums and present
5 values may be calculated according to an age not more than
6 six years younger than the actual age of the insured. The
7 calculations for all policies of industrial insurance issued
8 before January 1, 1968, shall be made on the basis of the
9 ~~1941 Standard Industrial Mortality Table~~ standard industrial
10 mortality table, except that a company may file with the
11 commissioner a written notice of its election that the adjusted
12 premiums and present values shall be calculated on the basis
13 of the ~~Commissioners 1961 Standard Industrial Mortality Table~~
14 commissioners 1961 standard industrial mortality table, after
15 a specified date before January 1, 1968. Whether or not
16 any election has been made, the ~~Commissioners 1961 Standard~~
17 ~~Industrial Mortality Table~~ commissioners 1961 standard
18 industrial mortality table shall be the basis for these
19 calculations as to all policies of industrial insurance issued
20 on or after January 1, 1968. All calculations shall be made
21 on the basis of the rate of interest specified in the policy
22 for calculating cash surrender values and paid-up nonforfeiture
23 benefits, provided that the rate of interest shall not exceed
24 three and one-half percent per annum, except that a rate of
25 interest not exceeding four percent per annum may be used for
26 policies issued on or after July 1, 1974, and prior to January
27 1, 1980, and a rate of interest not exceeding five and one-half
28 percent per annum may be used for policies issued on or after
29 January 1, 1980.

30 (2) However, in calculating the present value under
31 subparagraph (1) of any paid-up term insurance with
32 accompanying pure endowment, if any, offered as a nonforfeiture
33 benefit, the rates of mortality assumed in the case of policies
34 of ordinary insurance, may be not more than those shown in the
35 ~~Commissioners 1958 Extended Term Insurance Table~~ commissioners

1 1958 extended term insurance table, and in the case of policies
 2 of industrial insurance, may be not more than one hundred
 3 thirty percent of the rates of mortality according to the
 4 ~~1941 Standard Industrial Mortality Table~~ standard industrial
 5 mortality table, except that when the ~~Commissioners 1961~~
 6 ~~Standard Industrial Mortality Table~~ commissioners 1961 standard
 7 industrial mortality table becomes applicable as specified in
 8 this paragraph, the rates of mortality assumed may be not more
 9 than those shown in the ~~Commissioners 1961 Industrial Extended~~
 10 ~~Term Insurance Table~~ commissioners 1961 industrial extended
 11 term insurance table. In addition, for insurance issued on
 12 a substandard basis, the calculation under subparagraph (1)
 13 of adjusted premiums and present values may be based on any
 14 other table of mortality that is specified by the company and
 15 approved by the commissioner.

16 Sec. 90. Section 508.37, subsection 7, paragraph h,
 17 unnumbered paragraph 1, Code 2016, is amended to read as
 18 follows:

19 Adjusted premiums and present values referred to in this
 20 section shall for all policies of ordinary insurance be
 21 calculated on the basis of either the ~~Commissioners 1980~~
 22 ~~Standard Ordinary Mortality Table~~ commissioners 1980 standard
 23 ordinary mortality table or, at the election of the company
 24 for any one or more specified plans of life insurance, the
 25 ~~Commissioners 1980 Standard Ordinary Mortality Table with~~
 26 ~~Ten-Year Select Mortality Factors~~ commissioners 1980 standard
 27 ordinary mortality table with ten-year select mortality
 28 factors; shall for all policies of industrial insurance be
 29 calculated on the basis of the ~~Commissioners 1961 Standard~~
 30 ~~Industrial Mortality Table~~ commissioners 1961 standard
 31 industrial mortality table; and shall for all policies issued
 32 in a particular calendar year be calculated on the basis of a
 33 rate of interest not exceeding the nonforfeiture interest rate
 34 as defined in paragraph "i" for policies issued in that calendar
 35 year. However:

1 Sec. 91. Section 508.37, subsection 7, paragraph h,
2 subparagraphs (4), (6), (7), (8), and (9), Code 2016, are
3 amended to read as follows:

4 (4) In calculating the present value of any paid-up term
5 insurance with accompanying pure endowment, if any, offered as
6 a nonforfeiture benefit, the rates of mortality assumed may be
7 not more than those shown in the ~~Commissioners 1980 Extended~~
8 ~~Term Insurance Table~~ commissioners 1980 extended term insurance
9 table for policies of ordinary insurance and not more than the
10 ~~Commissioners 1961 Industrial Extended Term Insurance Table~~
11 commissioners 1961 industrial extended term insurance table for
12 policies of industrial insurance.

13 (6) For policies issued prior to the operative date of
14 the valuation manual, any commissioners standard ordinary
15 mortality tables adopted after 1980 by the national association
16 of insurance commissioners and approved by rule adopted by the
17 commissioner for use in determining the minimum nonforfeiture
18 standard may be substituted for the ~~Commissioners 1980~~
19 ~~Standard Ordinary Mortality Table with or without Ten-Year~~
20 ~~Select Mortality Factors~~ commissioners 1980 standard ordinary
21 mortality table with or without ten-year select mortality
22 factors or for the ~~Commissioners 1980 Extended Term Insurance~~
23 ~~Table~~ commissioners 1980 extended term insurance table.

24 (7) For policies issued on or after the operative date of
25 the valuation manual, the valuation manual shall provide the
26 commissioners standard mortality table for use in determining
27 the minimum forfeiture standard that may be substituted for the
28 ~~Commissioners 1980 Standard Ordinary Mortality Table with or~~
29 ~~without Ten-Year Select Mortality Factors~~ commissioners 1980
30 standard ordinary mortality table with or without ten-year
31 select mortality factors or for the ~~Commissioners 1980 Extended~~
32 ~~Term Insurance Table~~ commissioners 1980 extended term insurance
33 table. If the commissioner approves by rule the ~~Commissioners~~
34 ~~Standard Ordinary Mortality Table~~ commissioners standard
35 ordinary mortality table adopted by the national association

1 of insurance commissioners for use in determining the minimum
2 nonforfeiture standard for policies or contracts issued on
3 or after the operative date of the valuation manual, then
4 that minimum nonforfeiture standard supersedes the minimum
5 nonforfeiture standard provided by the valuation manual.

6 (8) Any industrial mortality tables adopted after 1980
7 by the national association of insurance commissioners
8 and approved by rule adopted by the commissioner for use
9 in determining the minimum nonforfeiture standard may be
10 substituted for the ~~Commissioners 1961 Standard Industrial~~
11 ~~Mortality Table~~ commissioners 1961 standard industrial
12 mortality table or the ~~Commissioners 1961 Industrial Extended~~
13 ~~Term Insurance Table~~ commissioners 1961 industrial extended
14 term insurance table.

15 (9) For policies issued on or after the operative date
16 of the valuation manual, the valuation manual shall provide
17 the ~~Commissioners Standard Mortality Table~~ commissioners
18 standard ordinary mortality table for use in determining the
19 minimum nonforfeiture standard that may be substituted for
20 the ~~Commissioners 1961 Standard Industrial Mortality Table~~
21 commissioners 1961 standard industrial mortality table or
22 the ~~Commissioners 1961 Industrial Extended Term Insurance~~
23 ~~Table~~ commissioners 1961 industrial extended term insurance
24 table. If the commissioner approves by rule any ~~Commissioners~~
25 ~~Standard Industrial Mortality Table~~ commissioners standard
26 industrial mortality table adopted by the national association
27 of insurance commissioners for use in determining the minimum
28 nonforfeiture standard for policies issued on or after the
29 operative date of the valuation manual, then that minimum
30 nonforfeiture standard supersedes the minimum nonforfeiture
31 standard provided by the valuation manual.

32 Sec. 92. Section 508.38, subsection 3, paragraph a,
33 subparagraph (1), unnumbered paragraph 1, Code 2016, is amended
34 to read as follows:

35 The minimum nonforfeiture amount at any time at or prior to

1 the commencement of any annuity payments shall be equal to an
2 accumulation up to such time at rates of interest as indicated
3 in paragraph "b" of the net ~~considerations~~ (as considerations,
4 as hereinafter defined) defined, paid prior to such time,
5 decreased by the sum of all of the following:

6 Sec. 93. Section 509.19, subsection 2, paragraph e, Code
7 2016, is amended to read as follows:

8 e. A multiple employer welfare arrangement, as defined in
9 section 3 of the federal Employee Retirement Income Security
10 Act of 1974, 29 U.S.C. §1002, ~~paragraph 40~~ (40), that meets the
11 requirements of section 507A.4, subsection 9, paragraph "a".

12 Sec. 94. Section 511.34, Code 2016, is amended to read as
13 follows:

14 **511.34 Failure to attach — defenses — estoppel.**

15 The omission so to do shall not render the policy invalid,
16 but if any company or association neglects to comply with the
17 requirements of section 511.33, ~~it~~ the company or association
18 shall forever be precluded from pleading, alleging, or proving
19 such application or representations, or any part thereof, or
20 the falsity thereof, or any part thereof, in any action upon
21 ~~such~~ the policy, and the plaintiff in any such action shall
22 not be required, in order to recover against ~~such~~ the company
23 or association, either to plead or prove such application or
24 representation, but may do so at the plaintiff's option.

25 Sec. 95. Section 514C.27, subsection 5, Code 2016, is
26 amended to read as follows:

27 5. This section shall not apply to ~~accident-only~~
28 accident-only, specified disease, short-term hospital or
29 medical, hospital confinement indemnity, credit, dental,
30 vision, Medicare supplement, long-term care, basic hospital
31 and medical-surgical expense coverage as defined by the
32 commissioner, disability income insurance coverage, coverage
33 issued as a supplement to liability insurance, workers'
34 compensation or similar insurance, or automobile medical
35 payment insurance, or individual accident and sickness policies

1 issued to individuals or to individual members of a member
2 association.

3 Sec. 96. Section 514J.107, subsection 3, paragraph b, Code
4 2016, is amended to read as follows:

5 *b.* The health care service that is the subject of the
6 adverse determination or of the final adverse ~~determination,~~
7 determination is a covered service under the covered person's
8 health benefit plan, but for a determination by the health
9 carrier that the health care service is not covered because it
10 does not meet the health carrier's requirements for medical
11 necessity, appropriateness, health care setting, level of care,
12 or effectiveness.

13 Sec. 97. Section 515.63, Code 2016, is amended to read as
14 follows:

15 **515.63 Annual statement.**

16 The president or the vice president and secretary of each
17 company organized or authorized to do business in the state
18 shall annually on or before the first day of March of each year
19 prepare under oath and file with the commissioner of insurance
20 or a depository designated by the commissioner a full, true,
21 and complete statement of the condition of such company on
22 the last day of the preceding year, which shall exhibit the
23 following items and facts:

24 1. ~~First~~ — The amount of capital stock of the company.

25 2. ~~Second~~ — The names of the officers.

26 3. ~~Third~~ — The name of the company and where located.

27 4. ~~Fourth~~ — The amount of its capital stock paid up.

28 5. ~~Fifth~~ — The property or assets held by the company,
29 specifying:

30 *a.* The value of real estate owned by the company.

31 *b.* The amount of cash on hand and deposited in banks to the
32 credit of the company, and in what bank deposited.

33 *c.* The amount of cash in the hands of agents and in the
34 course of transmission.

35 *d.* The amount of loans secured by first mortgage on real

- 1 estate, with the rate of interest thereon.
- 2 *e.* The amount of all other bonds and loans and how secured,
3 with the rate of interest thereon.
- 4 *f.* The amount due the company on which judgment has been
5 obtained.
- 6 *g.* The amount of bonds of the state, of the United States,
7 of any county or municipal corporation of the state, and of any
8 other bonds owned by the company, specifying the amount and
9 number thereof, and par and market value of each kind.
- 10 *h.* The amount of bonds, stock, and other evidences of
11 indebtedness held by such company as collateral security for
12 loans, with amount loaned on each kind, and its par and market
13 value.
- 14 *i.* The amount of assessments on stock and premium notes,
15 paid and unpaid.
- 16 *j.* The amount of interest actually due and unpaid.
- 17 *k.* All other securities and their value.
- 18 *l.* The amount for which premium notes have been given on
19 which policies have been issued.
- 20 6. ~~Sixth~~— Liabilities of such company, specifying:
- 21 *a.* Losses adjusted and due.
- 22 *b.* Losses adjusted and not due.
- 23 *c.* Losses unadjusted.
- 24 *d.* Losses in suspense and the cause thereof.
- 25 *e.* Losses resisted and in litigation.
- 26 *f.* Dividends in scrip or cash, specifying the amount of
27 each, declared but not due.
- 28 *g.* Dividends declared and due.
- 29 *h.* The amount required to reinsure all outstanding risks on
30 the basis of the unearned premium reserve as required by law.
- 31 *i.* The amount due banks or other creditors.
- 32 *j.* The amount of money borrowed and the security therefor.
- 33 *k.* All other claims against the company.
- 34 7. ~~Seventh~~— The income of the company during the previous
35 year, specifying:

- 1 *a.* The amount received for premiums, exclusive of premium
2 notes.
- 3 *b.* The amount of premium notes received.
- 4 *c.* The amount received for interest.
- 5 *d.* The amount received for assessments or calls on stock
6 notes, or premium notes.
- 7 *e.* The amount received from all other sources.
- 8 8. ~~Eighth~~ — The expenditures during the preceding year,
9 specifying:
 - 10 *a.* The amount of losses paid during said term, stating how
11 much of the same accrued prior, and how much subsequent, to the
12 date of the preceding statement, and the amount at which such
13 losses were estimated in such statement.
 - 14 *b.* The amount paid for dividends.
 - 15 *c.* The amount paid for commissions, salaries, expenses, and
16 other charges of agents, clerks, and other employees.
 - 17 *d.* The amount paid for salaries, fees, and other charges of
18 officers and directors.
 - 19 *e.* The amount paid for local, state, national and other
20 taxes and duties.
 - 21 *f.* The amount paid for all other expenses, including
22 printing, stationery, rents, furniture, or otherwise.
- 23 9. ~~Ninth~~ — The largest amount insured in any one risk.
- 24 10. ~~Tenth~~ — The amount of risks written during the year
25 then ending.
- 26 11. ~~Eleventh~~ — The amount of risks in force having less
27 than one year to run.
- 28 12. ~~Twelfth~~ — The amount of risks in force having more than
29 one and not over three years to run.
- 30 13. ~~Thirteenth~~ — The amount of risks having more than three
31 years to run.
- 32 14. ~~Fourteenth~~ — The dividends, if any, declared on
33 premiums received for risks not terminated.
- 34 15. ~~Fifteenth~~ — All other information as required by
35 the national association of insurance commissioners' annual

1 statement blank. The annual statement blank shall be prepared
2 in accordance with instructions prescribed by the commissioner.
3 All financial information reflected in the annual report
4 shall be kept and prepared in accordance with accounting
5 practices and procedures prescribed by the commissioner. The
6 commissioner may adopt by reference the annual statement
7 handbook and the accounting practices and procedures manual of
8 the national association of insurance commissioners.

9 Sec. 98. Section 515.134, Code 2016, is amended to read as
10 follows:

11 **515.134 Failure to attach — effect.**

12 The omission so to do shall not render the policy invalid,
13 but if any company or association neglects to comply with the
14 requirements of [section 515.133](#) ~~it~~, the company or association
15 shall forever be precluded from pleading, alleging, or proving
16 any such application or representations, or any part thereof,
17 or falsity thereof, or any parts thereof, in any action upon
18 ~~such~~ the policy, and the plaintiff in any such action shall
19 not be required, in order to recover against ~~such~~ the company
20 or association, either to plead or prove such application or
21 representation, but may do so at the plaintiff's option.

22 Sec. 99. Section 524.103, subsection 23, Code 2016, is
23 amended to read as follows:

24 23. "*Fiduciary*" means an executor, administrator, guardian,
25 conservator, receiver, trustee, or one acting in a similar
26 capacity.

27 Sec. 100. Section 524.215, subsection 1, Code 2016, is
28 amended to read as follows:

29 1. All records of the division of banking shall be public
30 records subject to the provisions of [chapter 22](#), except that
31 all papers, documents, reports, reports of examinations,
32 and other writings relating specifically to the supervision
33 and regulation of any state bank or other person by the
34 superintendent pursuant to the laws of this state shall not be
35 public records and shall not be open for examination or copying

1 by the public or for examination or publication by the news
2 media.

3 Sec. 101. Section 524.911, Code 2016, is amended to read as
4 follows:

5 **524.911 Letters of credit.**

6 A state bank shall have the power to issue, advise, and
7 confirm letters of credit authorizing a beneficiary thereof
8 to draw on or demand payment of the state bank or its
9 correspondent banks.

10 Sec. 102. Section 524.1002, subsection 4, Code 2016, is
11 amended to read as follows:

12 4. A state bank shall not make a loan or extension of
13 credit of any funds held as fiduciary, directly or indirectly,
14 to or for the benefit of a director, officer, or employee of
15 the state bank or of an affiliate, a partnership or other
16 unincorporated association of which such director, officer,
17 or employee is a partner or member, or a corporation in which
18 such officer, director, or employee has a controlling interest,
19 except a loan specifically authorized by the terms upon which
20 the state bank was designated as fiduciary.

21 Sec. 103. Section 524.1805, subsection 6, Code 2016, is
22 amended to read as follows:

23 6. An out-of-state bank or out-of-state bank holding
24 company that is organized under laws other than those of this
25 state is subject to and shall comply with the provisions of
26 chapter 490, division XV, relating to foreign corporations, and
27 shall immediately provide the superintendent of banking with a
28 copy of each filing submitted to the secretary of state under
29 ~~that~~ chapter 490, division XV.

30 Sec. 104. Section 535.12, subsections 1 and 4, Code 2016,
31 are amended to read as follows:

32 1. An agricultural credit corporation, ~~as defined in~~
33 ~~subsection 4,~~ may lend money pursuant to a written promissory
34 note or other writing evidencing the loan obligation, at a rate
35 of interest which is not more than four percentage points above

1 the lending rate in effect at the farm credit bank of Omaha,
2 Nebraska, for the month during which the writing evidencing
3 the loan obligation is made, provided that the loan is for an
4 agricultural production purpose ~~as defined in subsection 5~~ and
5 further provided that the loan would, but for **this section**, be
6 subject to the maximum rate of interest prescribed by section
7 535.2, subsection 3, paragraph "a".

8 4. As used in **this section**:

9 a. "agricultural "Agricultural credit corporation" means
10 a corporation which has been designated by the farm credit
11 bank of Omaha, Nebraska, as an agricultural credit corporation
12 eligible to sell or discount loans to that bank pursuant to 12
13 U.S.C. §2075.

14 b. "Agricultural production purpose" means a purpose related
15 to the production of agricultural products.

16 c. "Agricultural products" includes agricultural,
17 horticultural, viticultural, and dairy products, livestock,
18 wildlife, poultry, bees, forest products thereof, and any and
19 all products produced on farms.

20 Sec. 105. Section 535.12, subsection 5, Code 2016, is
21 amended by striking the subsection.

22 Sec. 106. Section 536.26, Code 2016, is amended to read as
23 follows:

24 **536.26 Insured loans.**

25 1. A licensee shall not, directly or indirectly, sell or
26 offer for sale any life or accident and health insurance in
27 connection with a loan made under **this chapter** except as and
28 to the extent authorized by **this section**. Life, accident and
29 health insurance, or any of them, may be written by a licensed
30 insurance producer upon or in connection with any loan for a
31 term not extending beyond the final maturity date of the loan
32 contract, but only upon one obligor on any one loan contract.

33 2. The amount of life insurance shall at no time exceed
34 the unpaid balance of principal and interest combined which
35 are scheduled to be outstanding under the terms of the loan

1 contract or the actual amount unpaid on the loan contract,
2 whichever is greater.

3 3. Accident and health insurance shall provide benefits
4 not in excess of the unpaid balance of principal and interest
5 combined which are scheduled to be outstanding under the terms
6 of the loan contract and the amount of each periodic benefit
7 payment shall not exceed the total amount payable divided
8 by the number of installments and shall provide that if the
9 insured obligor is disabled, as defined in the policy, for a
10 period of more than fourteen days, benefits shall commence as
11 of the first day of disability.

12 4. The premium, which shall be the only charge for ~~such~~ the
13 insurance, shall not exceed that approved by the commissioner
14 of insurance of the state of Iowa as filed in the office of such
15 commissioner. Such charge, computed at the time the loan is
16 made for the full term of the loan contract on the total amount
17 required to pay principal and interest.

18 5. If a borrower procures insurance by or through a
19 licensee, the licensee shall cause to be delivered to the
20 borrower a copy of the policy within fifteen days from the date
21 such insurance is procured. No licensee shall decline new or
22 existing insurance which meets the standards set out herein nor
23 prevent any obligor from obtaining such insurance coverage from
24 other sources.

25 6. If the loan contract is prepaid in full by cash, a new
26 loan, or ~~otherwise (except~~ otherwise, except by the ~~insurantee)~~
27 insurance, any life, accident, and health insurance procured
28 by or through a licensee shall be canceled and the unearned
29 premium shall be refunded. The amount of ~~such~~ the refund shall
30 represent at least as great a proportion of the insurance
31 premium or identifiable charge as the sum of the consecutive
32 monthly balances of principal and interest of the loan contract
33 originally scheduled to be outstanding after the installment
34 date nearest the date of prepayment bears to the sum of all
35 such monthly balances of the loan contract originally scheduled

1 to be outstanding.

2 Sec. 107. Section 554.2602, subsection 3, Code 2016, is
3 amended to read as follows:

4 3. The seller's rights with respect to goods wrongfully
5 rejected are governed by the provisions of [this Article](#) on
6 ~~Seller's~~ seller's remedies in general ([section 554.2703](#)).

7 Sec. 108. Section 600B.22, Code 2016, is amended to read as
8 follows:

9 **600B.22 Death of defendant.**

10 In case of the death of the defendant the action may be
11 prosecuted against the personal representative of the deceased
12 with like effects as if ~~he~~ the defendant were living, subject
13 as regards the measure of support to the provision of section
14 600B.6.

15 Sec. 109. Section 600B.37, Code 2016, is amended to read as
16 follows:

17 **600B.37 Contempt.**

18 If the father fails to comply with or violates the terms or
19 conditions of a support order made pursuant to the provisions
20 of [this chapter](#), ~~he~~ the father shall be punished by the court
21 in the same manner and to the same extent as is provided by law
22 for a contempt of such court in any other suit or proceeding
23 cognizable by such court.

24 Sec. 110. Section 602.9115, Code 2016, is amended to read
25 as follows:

26 **602.9115 Annuity for survivor of annuitant.**

27 1. For the purposes of this article, "survivor" means the
28 surviving spouse of a person who was a judge, if married to the
29 judge for at least one year preceding the judge's death.

30 ~~1.~~ 2. The survivor of a judge who was qualified for
31 retirement compensation under the system at the time of the
32 judge's death, is entitled to receive an annuity of one-half
33 of the amount of the annuity the judge was receiving or would
34 have been entitled to receive at the time of the judge's death,
35 or if the judge died before age sixty-five, then one-half of

1 the amount the judge would have been entitled to receive at
2 age sixty-five based on the judge's years of service for which
3 contributions were made to the system. The annuity shall begin
4 on the judge's death or upon the survivor's reaching age sixty,
5 whichever is later. However, a survivor less than sixty years
6 old may elect to receive a decreased retirement annuity to
7 begin on the judge's death by filing a written election with
8 the state court administrator. The election is subject to the
9 approval of the state court administrator. The amount of the
10 decreased retirement annuity shall be the actuarial equivalent
11 of the amount of the annuity otherwise payable to the survivor
12 under [this section](#).

13 ~~2. For the purposes of [this article](#) "survivor" means the~~
14 ~~surviving spouse of a person who was a judge, if married to the~~
15 ~~judge for at least one year preceding the judge's death.~~

16 3. If the judge dies leaving a survivor but without
17 receiving in annuities an amount equal to the judge's credit,
18 the balance shall be credited to the account of the judge's
19 survivor, and if the survivor dies without receiving in
20 annuities an amount equal to the balance, the amount remaining
21 shall be paid to the survivor's legal representatives within
22 one year of the survivor's death.

23 Sec. 111. Section 614.6, Code 2016, is amended to read as
24 follows:

25 **614.6 Nonresident or unknown defendant.**

26 1. The period of limitation specified in sections 614.1
27 through 614.5 shall be computed omitting any time when:

28 ~~1-~~ a. The defendant is a nonresident of the state, or

29 ~~2-~~ b. In those cases involving personal injuries or death
30 resulting from a felony or indictable misdemeanor, while the
31 identity of the defendant is unknown after diligent effort has
32 been made to discover it.

33 2. The provisions of [this section](#) shall be effective January
34 1, 1970, and to this extent the provisions are retroactive.

35 Sec. 112. Section 636.21, Code 2016, is amended to read as

1 follows:

2 **636.21 Commissioner as process agent.**

3 It shall be the duty of the commissioner of insurance, upon
4 service being made upon the commissioner, to immediately mail
5 a copy of ~~such the~~ notice to ~~such the~~ company at ~~their the~~
6 company's principal place of business, and any notice so served
7 shall be deemed to be good and sufficient service on any such
8 company.

9 Sec. 113. Section 657A.12, subsection 2, Code 2016, is
10 amended to read as follows:

11 2. After filing the petition with the clerk of the district
12 court, the governmental entity shall also file the petition
13 in the office of the county treasurer. The county treasurer
14 shall include a notation of the pendency of the action in the
15 county system, as defined in [section 445.1](#), until the judgment
16 of the court is satisfied or until the action is dismissed.
17 Pursuant to [section 446.7](#), an affected property that is subject
18 to a pending action shall not be offered for sale by the county
19 treasurer at a tax sale.

20 Sec. 114. Section 670.2, Code 2016, is amended to read as
21 follows:

22 **670.2 Liability imposed.**

23 1. Except as otherwise provided in [this chapter](#), every
24 municipality is subject to liability for its torts and those of
25 its officers and employees, acting within the scope of their
26 employment or duties, whether arising out of a governmental or
27 proprietary function.

28 2. For the purposes of [this chapter](#), ~~employee~~ "employee"
29 includes a person who performs services for a municipality
30 whether or not the person is compensated for the services,
31 unless the services are performed only as an incident to the
32 person's attendance at a municipality function.

33 3. A person who performs services for a municipality or
34 an agency or subdivision of a municipality and who does not
35 receive compensation is not personally liable for a claim

1 based upon an act or omission of the person performed in the
2 discharge of the person's duties, except for acts or omissions
3 which involve intentional misconduct or knowing violation of
4 the law, or for a transaction from which the person derives
5 an improper personal benefit. For purposes of **this section**,
6 "*compensation*" does not include payments to reimburse a person
7 for expenses.

8 Sec. 115. Section 670.9, Code 2016, is amended to read as
9 follows:

10 **670.9 Compromise and settlement.**

11 The governing body of any municipality may compromise,
12 adjust and settle tort claims against the municipality, its
13 officers, employees and agents, for damages under ~~sections~~
14 section 670.2 or **670.8** and may appropriate money for the
15 payment of amounts agreed upon.

16 Sec. 116. Section 724.10, subsection 1, Code 2016, is
17 amended to read as follows:

18 1. A person shall not be issued a permit to carry weapons
19 unless the person has completed and signed an application on
20 a form to be prescribed and published by the commissioner of
21 public safety. The application shall require only the full
22 name, driver's license or nonoperator's identification card
23 number, residence, place of birth, and date of birth of the
24 applicant, and shall state whether the applicant meets the
25 criteria specified in **sections 724.8 and 724.9**. An applicant
26 may provide the applicant's social security number if the
27 applicant so chooses. The applicant shall also display an
28 identification card that bears a distinguishing number assigned
29 to the cardholder, the full name, date of birth, sex, residence
30 address, and a brief description and ~~colored~~ color photograph
31 of the cardholder.

32 Sec. 117. Section 724.17, Code 2016, is amended to read as
33 follows:

34 **724.17 Application for annual permit to acquire — criminal**
35 **history check required.**

1 The application for an annual permit to acquire pistols
2 or revolvers may be made to the sheriff of the county of
3 the applicant's residence and shall be on a form prescribed
4 and published by the commissioner of public safety. The
5 application shall require only the full name of the applicant,
6 the driver's license or nonoperator's identification card
7 number of the applicant, the residence of the applicant,
8 and the date and place of birth of the applicant. The
9 applicant shall also display an identification card that
10 bears a distinguishing number assigned to the cardholder, the
11 full name, date of birth, sex, residence address, and brief
12 description and ~~colored~~ color photograph of the cardholder, or
13 other identification as specified by rule of the department of
14 public safety. The sheriff shall conduct a criminal history
15 check concerning each applicant by obtaining criminal history
16 data from the department of public safety which shall include
17 an inquiry of the national instant criminal background check
18 system maintained by the federal bureau of investigation or any
19 successor agency. A person who makes what the person knows
20 to be a false statement of material fact on an application
21 submitted under this section or who submits what the person
22 knows to be any materially falsified or forged documentation in
23 connection with such an application commits a class "D" felony.

24 Sec. 118. Section 724.25, subsection 2, Code 2016, is
25 amended to read as follows:

26 2. As used in this chapter an "antique firearm" means
27 any ~~firearm (including~~ firearm, including any firearm with
28 a matchlock, flintlock, percussion cap, or similar type of
29 ~~ignition system)~~ system, manufactured in or before 1898. An
30 antique firearm also means a replica of a firearm so described
31 if the replica is not designed or redesigned for using rimfire
32 or conventional centerfire fixed ammunition or if the replica
33 uses rimfire or conventional centerfire fixed ammunition which
34 is no longer manufactured in the United States and which is not
35 readily available in the ordinary channels of commercial trade.

1 Sec. 119. Section 903A.2, subsection 1, paragraph a, Code
2 2016, is amended to read as follows:

3 a. (1) Category "A" sentences are those sentences which are
4 not subject to a maximum accumulation of earned time of fifteen
5 percent of the total sentence of confinement under section
6 902.12. To the extent provided in subsection 5, category "A"
7 sentences also include life sentences imposed under section
8 902.1. An inmate of an institution under the control of
9 the department of corrections who is serving a category "A"
10 sentence is eligible for a reduction of sentence equal to
11 one and two-tenths days for each day the inmate demonstrates
12 good conduct and satisfactorily participates in any program
13 or placement status identified by the director to earn the
14 reduction. The programs include but are not limited to the
15 following:

- 16 ~~(1)~~ (a) Employment in the institution.
17 ~~(2)~~ (b) Iowa state industries.
18 ~~(3)~~ (c) An employment program established by the director.
19 ~~(4)~~ (d) A treatment program established by the director.
20 ~~(5)~~ (e) An inmate educational program approved by the
21 director.

22 (2) However, an inmate required to participate in a
23 sex offender treatment program shall not be eligible for a
24 reduction of sentence unless the inmate participates in and
25 completes a sex offender treatment program established by the
26 director.

27 (3) An inmate serving a category "A" sentence is eligible
28 for an additional reduction of sentence of up to three hundred
29 sixty-five days of the full term of the sentence of the inmate
30 for exemplary acts. In accordance with section 903A.4, the
31 director shall by policy identify what constitutes an exemplary
32 act that may warrant an additional reduction of sentence.

33 DIVISION II

34 CORRESPONDING CHANGES

35 Sec. 120. Section 97B.49A, subsection 4, paragraph b, Code

1 2016, is amended to read as follows:

2 *b.* For each member employed before January 1, 1976, who
3 has qualified for prior service credit in accordance with the
4 ~~first paragraph of~~ section 97B.43, subsection 1, a formula
5 benefit shall be determined equal to the larger of the benefit
6 determined under this paragraph and paragraph "a" of this
7 subsection, as applicable, the benefit determined under
8 subsection 3, or the benefit determined under section 97B.49G,
9 subsection 1. The amount of the monthly formula benefit under
10 this paragraph shall be equal to eight-tenths of one percent
11 per year of prior service credit multiplied by the monthly
12 rate of the member's total remuneration not in excess of three
13 thousand dollars annually during the twelve consecutive months
14 of the member's prior service for which that total remuneration
15 was the highest. An additional three-tenths of one percent
16 of the remuneration not in excess of three thousand dollars
17 annually shall be payable for prior service during each year
18 in which the accrued liability for benefit payments created by
19 the abolished system is funded by appropriation from the Iowa
20 public employees' retirement fund.

21 DIVISION III

22 CODE EDITOR DIRECTIVES

23 Sec. 121. CODE EDITOR DIRECTIVES

24 1. Sections 28A.2, 28A.19, 28A.22, 28A.26, 28E.21, 28E.25,
25 103A.1, 103A.54, 103A.56, 103A.57, 189.17, 304A.10, 306C.6,
26 306C.7, 306C.9, 306C.14, and 306C.17, Code 2016, are amended by
27 striking the word "division" and inserting in lieu thereof the
28 word "subchapter".

29 2. Sections 28A.3, subsection 1; 28A.4, subsection 1;
30 28A.5, subsection 1, paragraph "a"; 28A.7, subsection 1; 28A.9,
31 subsection 1; 28A.10, subsection 1, unnumbered paragraph 1 and
32 paragraphs "j" and "o"; 28A.10, subsection 2, paragraph "b";
33 28A.18, subsection 1, paragraph "a"; 28A.21, subsection 4;
34 28E.35, unnumbered paragraph 1; 89B.15, subsection 1; 101.21,
35 unnumbered paragraph 1; 101.24, subsection 1, unnumbered

1 paragraph 1; 101.24, subsection 1, paragraph "b", subparagraph
2 (2); 101.24, subsection 3; 101.24, subsection 4, unnumbered
3 paragraph 1; 101.24, subsection 4, paragraph "d", unnumbered
4 paragraph 1; 101.25, subsection 1; 101.26, subsections 1, 2, 3,
5 and 4; 103A.51, unnumbered paragraph 1; 103A.52, subsection 3;
6 161A.42, unnumbered paragraph 1; 237.15, unnumbered paragraph
7 1; 304A.8, unnumbered paragraph 1; 306C.1, unnumbered paragraph
8 1; 306C.10, unnumbered paragraph 1; 306C.10, subsection 4,
9 paragraph "f"; 306C.11, subsection 3, paragraph "a"; 306C.11,
10 subsection 5, paragraph "a", subparagraph (2); 306C.13,
11 unnumbered paragraph 1; 306C.13, subsection 8, paragraph "f";
12 306C.15, unnumbered paragraph 1 and subsection 4; 306C.18,
13 subsection 3; and 306C.19, unnumbered paragraph 1, Code 2016,
14 are amended by striking the word "division" and inserting in
15 lieu thereof the word "subchapter".

16 3. The Code editor shall change Code chapter division
17 designations to subchapter designations in the following Code
18 chapters:

- 19 a. 28A.
- 20 b. 28E.
- 21 c. 89B.
- 22 d. 101.
- 23 e. 103A.
- 24 f. 161A.
- 25 g. 189.
- 26 h. 237.
- 27 i. 304A.
- 28 j. 306C.

29 4. The Code editor is directed to number unnumbered
30 paragraphs within sections 13C.8, 28F.14, 43.4, 97A.4, 97A.6A,
31 161A.6, 161A.10, 161A.20, 183A.7, 183A.9, 190.2, 192.107,
32 257.5, 303.22, 303.26, 303.30, 303.66, 331.306, 384.19,
33 423B.5, 427.2, 428.4, 452A.58, 455A.8A, 455B.302, 491.112,
34 499.3, 499.79, 499.80, 514.5, 598.17, 622.69, 622.105, 633.89,
35 633.415, 669.10, 714.5, 804.1, and 804.31, Code 2016, in

1 accordance with established Code section hierarchy and correct
2 internal references in the Code and in any enacted Iowa Acts,
3 as necessary.

4 5. The Code editor is directed to letter unnumbered
5 paragraphs within sections 80A.17, subsection 1, and 97B.1A,
6 subsection 9, Code 2016, in accordance with established Code
7 section hierarchy and correct internal references in the Code
8 and in any enacted Iowa Acts, as necessary.

9 6. The Code editor shall combine the individual repeal
10 entries into combined repeal entries for the following repealed
11 Code sections:

12 a. Sections 554.3120, 554.3121, and 554.3122.

13 b. Sections 554.3506, 554.3507, 554.3508, 554.3509,
14 554.3510, and 554.3511.

15 c. Sections 554.3802, 554.3803, 554.3804, 554.3805, and
16 554.3806.

17

EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 This bill makes Code changes and corrections that are
21 considered to be nonsubstantive and noncontroversial, in
22 addition to style changes. Changes made include updating
23 or correcting names of and references to public and private
24 entities and documents, corrections to citation form to federal
25 Acts and the United States Code, correcting citations to the
26 Iowa Acts, correcting terminology, spelling, capitalization,
27 punctuation, and grammar, and numbering, renumbering, and
28 reorganizing various provisions to eliminate unnumbered
29 paragraphs and to facilitate citation. The Code sections in
30 which the technical, grammatical, and other nonsubstantive
31 changes are made include the following:

32 DIVISION I

33 Section 8.55: Adds a citation to the Code section in which
34 the taxpayer's trust fund is established after a reference to
35 that fund by name, to improve hypertext linkage within this

1 provision establishing the Iowa economic emergency fund.

2 Section 13.15: Numbers unnumbered paragraphs to facilitate
3 citation to this provision relating to rules and forms for the
4 department of justice's farm assistance program.

5 Section 16.92: Strikes the words "Iowa finance" which
6 appear before the term "authority" because "authority" is
7 defined in Code section 16.1 for purposes of Code chapter 16 to
8 mean the Iowa finance authority.

9 Section 19B.2: Numbers unnumbered paragraphs and corrects
10 internal references to facilitate citation to this provision
11 relating to equal opportunity in state employment.

12 Section 26.13: Strikes the words "of transportation" which
13 appear after the word "department" in this provision related
14 to early release of retained funds to contractors working on
15 public improvement projects because the term "department"
16 is defined in this Code section to mean the department of
17 transportation.

18 Section 28F.10: Replaces parentheses with commas to
19 update the punctuation of this provision relating to refunding
20 bonds issued for purposes of calling, retiring, or paying for
21 outstanding bonds or to finance certain improvement projects.

22 Section 29B.6: Places quotation marks around two terms
23 which are defined and numbers unnumbered paragraphs to
24 facilitate citation to this provision describing when a person
25 may be arrested or confined under the Code chapter relating to
26 military justice.

27 Section 29C.23: Adds a citation to the Code section in
28 which the state interoperable communications system board is
29 established after a reference to that board by name, to improve
30 hypertext linkage and strikes the word "Iowa" to correct
31 the name of the board within this provision describing the
32 governance of the Iowa radio interoperability platform.

33 Section 39.17: Numbers unnumbered paragraphs to facilitate
34 citation, adds a comma to a series to improve grammar, and adds
35 the word "each" to conform the internal style of the language

1 of this Code section relating to the election of various county
2 officers.

3 Section 46.6: Replaces parentheses with commas to update
4 the punctuation of this provision relating to consideration of
5 judges' seniority in the selection of chairpersons for judicial
6 nominating commissions.

7 Section 80B.14: Rearranges language and replaces "such"
8 with "the" to update the style and improve the readability of
9 this provision regarding the submission of a budget by the
10 Iowa law enforcement academy council to the department of
11 management.

12 Section 84A.4: Replaces the word "the" with "each" in this
13 provision relating to establishment of workforce development
14 regional advisory boards to reflect the fact that because
15 a regional advisory board is established in each workforce
16 development service delivery area, more than just one board
17 exists.

18 Sections 89B.8 and 89B.12: Replaces "division of the
19 chapter" and "division" with "subchapter" to correct internal
20 references within these provisions, to correspond with a Code
21 editor directive in division III of this bill to convert the
22 Code chapter divisions into subchapters, in this Code chapter
23 governing the provision of warnings and other information
24 regarding hazardous chemicals in the workplace.

25 Section 92.5: Separates a sentence describing an exception
26 that applies to all of the listed types of work from language
27 that describes just one of type of work, and renumbers to
28 eliminate the resulting unanchored unnumbered paragraph, in
29 this subsection describing occupations in which persons 14 and
30 15 years of age may be employed or permitted to work.

31 Section 96.7: Adds the words "pursuant to chapter 17A" to
32 facilitate hypertext linkage to the Code chapter pursuant to
33 which the various rules described in this section pertaining to
34 employer unemployment compensation contributions are adopted.

35 Section 96.9: Strikes the redundant phrases "of this

1 section" and "of this chapter" the latter of which appears
2 after a citation to another Code section in Code chapter 96, to
3 improve style and to avoid unneeded hypertext linkage in this
4 provision establishing the unemployment compensation fund.

5 Section 96.14: Adds a terminal comma to a series to improve
6 the punctuation in this provision relating to the operation of
7 a lien for collection of delinquent unemployment compensation
8 contributions owed by a political subdivision or political
9 subdivision instrumentality.

10 Section 96.19: Strikes a redundant subsection headnote and
11 the words "the term" to conform the style of the definition
12 of the term "benefit year" to other definitions and removes
13 parentheses and adds commas within definitions of the terms
14 "employer" and "employment" to update the punctuation within
15 this definitional Code section that applies to the Code chapter
16 governing unemployment compensation.

17 Section 97B.43 and 97B.49A: Numbers unnumbered paragraphs
18 and corrects internal references to the former paragraphs to
19 facilitate citation to this provision relating to credit for
20 prior service in the determination of retirement allowance
21 payments under the Iowa public employees' retirement system.
22 An internal reference to this Code section as numbered is also
23 corrected in Code section 97B.49A in division II of this bill.

24 Section 99B.27: Updates and conforms the internal style of
25 this provision relating to requirements for lawful conduct of
26 card game tournaments by changing two provisions to include
27 the word "shall" within language containing descriptions of
28 prohibited conduct.

29 Sections 135B.7 and 153.15A: Updates the name of the
30 postsecondary education program accrediting group formerly
31 known as the council on postsecondary accreditation to its
32 current name, "the council on higher education accreditation",
33 in these two provisions relating to recognition of
34 qualifications of certain health care practitioners.

35 Section 148E.2: Updates the name of the postsecondary

1 education program accrediting group formerly known as the
2 national accreditation commission for schools and colleges
3 of acupuncture and oriental medicine and an acupuncturist
4 certification commission to the current names: the
5 accreditation commission for acupuncture and oriental medicine
6 and the national certification commission for acupuncture and
7 oriental medicine.

8 Section 161A.72: Replaces "division" with "subchapter"
9 in one instance to distinguish between reference to the Code
10 chapter subunit and replaces references to the division of
11 soil and water conservation of the department of agriculture
12 and land stewardship and to correct the internal reference to
13 correspond with a Code editor directive in division III of this
14 bill to convert the Code chapter divisions into subchapters, in
15 this Code chapter governing soil and water conservation.

16 Section 225.24: Adds the word "county" before the words
17 "mental health" to correct a reference by name to the county
18 mental health and disabilities services fund created in Code
19 section 331.424A in this provision relating to the collection
20 of expenses for the support of a committed private patient.

21 Section 234.39: Redesignates this provision and corrects
22 internal references to distinguish language relating to the
23 establishment of foster care services support obligations
24 from language relating to assignment, collection, and
25 characterization of payments made pursuant to an order for
26 support.

27 Section 252H.2: Replaces a numeric Code chapter
28 self-reference with the words "this chapter" to conform
29 to current Code citation style in this definition of the
30 term "support order" in this Code chapter pertaining to the
31 adjustment and modification of child support orders.

32 Section 256.3: Moves language and numbers unnumbered
33 paragraphs to update the style and facilitate citation to this
34 provision establishing the state board of education.

35 Sections 257.17 and 279.10: Replaces the phrase "year

1 around school" with "year-round school" to improve the usage
2 in language describing the schools which are exempt from state
3 aid payment reductions for an early school start date and
4 in language describing the process established for school
5 districts and accredited nonpublic schools seeking to maintain
6 a year-round school calendar.

7 Section 307.26: Changes certain commas to semicolons
8 to improve the punctuation and readability of a provision
9 describing the duties of the administrator for modal programs
10 within the state department of transportation.

11 Section 310.27: Updates the style of language in this
12 provision relating to temporary transfers of funds to the
13 primary road fund if claims against the fund exceed moneys
14 available.

15 Section 313.4: Updates the language and punctuation of a
16 series relating to the appropriation and uses of the primary
17 road fund.

18 Sections 321.189, 321.190, 724.10, and 724.17: Replaces
19 the word "colored" with "color" before the word "photograph"
20 to conform the modifier used to describe non-black-and-white
21 photographs in these provisions describing applications
22 for nonoperator's identification cards, driver's licenses,
23 and weapons permits, as well as the contents of cards,
24 licenses, and permits that are issued by the departments of
25 transportation and public safety, to other similar language
26 throughout the Code.

27 Sections 321.215 and 321J.20: Replaces "each section"
28 with "this section" and a specific Code section reference
29 to facilitate hypertext linkage to language relating to
30 requirements applicable to issuance of a temporary restricted
31 driver's license.

32 Section 321.492: Numbers and letters unnumbered paragraphs
33 to facilitate citation to this provision describing peace
34 officer authority to stop and inspect motor vehicles.

35 Section 321A.1: Updates the style of this definitions

1 Code section for the Code chapter relating to motor vehicle
2 financial responsibility.

3 Section 321A.30: Updates an expression in language
4 describing the applicability of the Code chapter relating to
5 motor vehicle financial responsibility to rights of secured
6 parties or lessors of a motor vehicle.

7 Section 331.207: Moves a period to be after quotation marks
8 to correct the punctuation of language describing how board
9 of supervisors representation plans that are submitted at a
10 special election are to be stated.

11 Section 357A.2: Adds, in two places, the alphanumeric
12 reference "d" after the word "paragraph" to more clearly
13 articulate the location of the paragraph describing when a
14 city is to provide water service to a rural water district and
15 the circumstances that predicate the provision of service by
16 a city.

17 Section 384.78: Updates the style of a citation to a 1972
18 Iowa Act in this provision relating to the levy of special
19 assessments and the issuance of certain special assessment
20 bonds to conform the citation to the current style for citation
21 to Iowa Acts.

22 Section 384.84: Adds the words "of this subsection" after a
23 reference to paragraph "a" to distinguish the reference from
24 references to other paragraphs in other subsections in this
25 provision relating to the legal authority of certain entities
26 providing utility services within cities.

27 Section 384.103: Adds a comma after the word "event" to set
28 off a prefatory clause and improve the readability of language
29 regarding the circumstances under which the chief officer or
30 official of a governing body or a governing body may accept,
31 enter into, and make payment under a contract for emergency
32 repairs without holding a public hearing and advertising for
33 bids.

34 Section 403A.3: Adds the word "and" in three places to
35 complete three series describing the powers of municipalities

1 with respect to municipal housing projects.

2 Section 403A.13: Numbers unnumbered paragraphs, replaces
3 parentheses with commas, adds a comma to a series to improve
4 citation and punctuation, and updates the style of this
5 provision relating to form and sale of bonds issued by
6 municipalities for municipal housing projects.

7 Section 403A.14: Replaces parentheses with a comma and a
8 semicolon to update the punctuation and style of this provision
9 describing the additional powers possessed by a municipality
10 in connection with the issuance of bonds or the incurring of
11 obligations under municipal housing project leases.

12 Section 403A.16: Replaces parentheses with commas and adds
13 a terminal comma to a series to update the punctuation and
14 style of this provision relating to powers of municipalities to
15 confer upon an obligee certain rights and remedies with respect
16 to municipal housing projects.

17 Section 403A.17: Replaces parentheses with commas and
18 divides a sentence to eliminate a mid-paragraph colon to update
19 the punctuation and style of this provision exempting property
20 owned or held by a municipality for the purposes of a municipal
21 housing project from levy and sale by virtue of an execution.

22 Section 403A.18: Eliminates parentheses and adds commas to
23 update the punctuation and style of this provision relating
24 transfer of possession of or title to a municipal housing
25 project by a municipality to the federal government.

26 Section 404.5: Numbers unnumbered paragraphs and adds
27 a terminal comma to a series to facilitate citation to and
28 improve the punctuation of this provision relating to physical
29 review and determinations of value of real property as part of
30 reviews of applications for property tax exemptions.

31 Section 422.7: Redesignates to eliminate unanchored
32 unnumbered paragraphs, letters unnumbered paragraphs, and
33 corrects internal references to account for the redesignations
34 and to facilitate citation to these provisions which describe
35 the computation of a taxpayer's net income.

1 Section 441.10: Numbers unnumbered paragraphs and corrects
2 internal references to facilitate citation to this provision
3 regarding the appointment, examination, suspension, and
4 discharge of deputy county assessors.

5 Section 445.3: Numbers unnumbered paragraphs and corrects
6 internal references to facilitate citation to this provision
7 regarding legal actions authorized for the collection of
8 property taxes.

9 Section 452A.10: Numbers and letters paragraphs to
10 facilitate citation to these provisions requiring the
11 maintaining and disposal of records of transactions relating to
12 the importing, withdrawal from storage, sale, or acquisition
13 of motor fuel or special fuel.

14 Section 452A.57: Replaces parentheses with commas and
15 adds a terminal comma to a series in this definition of motor
16 vehicle that applies to taxes imposed on motor fuels and
17 special fuels.

18 Section 452A.66: Numbers unnumbered paragraphs and replaces
19 "therein" with a specific Code citation to facilitate citation
20 and hypertext linkage in this provision relating to the
21 statutes that apply to the imposition of motor fuel and special
22 fuel taxes.

23 Section 453A.1: Updates the style of an exception to the
24 definition of what constitutes a cigarette for purposes of the
25 chapter governing imposition of taxes on cigarettes, tobacco,
26 and alternative nicotine and vapor products.

27 Sections 455B.133B and 455B.133C: Updates the word order
28 of two provisions disallowing the reimbursement of expenses
29 for attendees of Title V and air quality fees stakeholder
30 meetings held by the environmental protection commission of the
31 department of natural resources.

32 Section 455B.183: Conforms the capitalization of the name
33 of a publication to current Code style in this provision
34 requiring the securing of a permit prior to constructing,
35 installing, or operating a disposal or public water supply

1 system.

2 Section 455B.187: Numbers unnumbered paragraphs and
3 corrects internal references to improve citation to this
4 provision relating to water well construction.

5 Section 455B.474: Replaces parentheses with commas to
6 update the style of this provision relating to the adoption
7 of rules pertaining to standards of performance for new
8 underground storage tanks used to contain certain regulated
9 substances.

10 Section 460.305: Corrects a headnote to reflect the
11 fact that only one program is regulated, and then numbers
12 unnumbered paragraphs and adds a citation to the statute
13 establishing the groundwater protection fund, to facilitate
14 citation and hypertext linkage to this provision relating to a
15 conservation easement program for the prevention of groundwater
16 contamination through sinkholes.

17 Section 468.13: Numbers unnumbered paragraphs to facilitate
18 citation and updates language in this provision relating to
19 board of supervisor's procedures upon the filing of a report
20 recommending the establishment of a levee or drainage district.

21 Section 468.35: Supplies the missing word "a" before the
22 word "contract" to improve the grammar of a provision relating
23 to bids on construction contracts for improvements within
24 drainage or levee districts.

25 Section 468.103: Updates the style of language and numbers
26 unnumbered paragraphs to improve citation to this provision
27 relating to final settlement of claims for work completed and
28 damages relating to work performed on a drainage or levee
29 district improvement.

30 Section 475A.6: Numbers and letters unnumbered paragraphs
31 to facilitate citation to this provision relating to
32 certification of expenses by the consumer advocate to the
33 utilities division of the department of commerce.

34 Sections 476B.6 and 476C.4: Conforms the grammar of
35 language in provisions describing the types of entities to

1 which tax credit certificates are issued directly for purposes
2 of receipt of wind energy production and the renewable energy
3 tax credits to other similar language elsewhere in each of
4 these two Code sections.

5 Section 478.14: Numbers unnumbered paragraphs to facilitate
6 citation, replaces parentheses with commas, and updates the
7 style of language relating to services furnished by electric
8 light or power distribution systems owned or operated by a
9 city.

10 Section 481A.22: Updates language by changing the word
11 order in this provision regulating the conduct of field or
12 retriever meets or trials.

13 Section 508.37: Conforms the capitalization of the names
14 of publications to current Code style in this provision
15 establishing nonforfeiture benefits standards for life
16 insurance policies.

17 Section 508.38: Replaces parentheses with commas in
18 language describing how certain minimum values of benefits
19 available under an annuity contract are to be calculated.

20 Section 509.19: Updates the citation form for a United
21 States Code citation to a definition of the term "multiple
22 employer welfare arrangement" within a definition of the term
23 "person issuing a policy or contract providing group health
24 benefit coverages".

25 Sections 511.34 and 515.134: Replaces "it" with "company or
26 association" and "such" with "the" to update the language in
27 these provisions relating to the consequences associated with a
28 company or association's failure to attach the application or
29 representation of an assured which, pursuant to the terms of an
30 insurance policy, are made part of the policy.

31 Section 514C.27: Corrects the hyphenation of the modifier
32 "accident-only" in language excluding certain types of
33 insurance policies from the requirements for coverage benefits
34 for mental illness and substance abuse treatment.

35 Section 514J.107: Strikes a comma to correct the

1 punctuation in language describing one of the determinations
2 that must be made by a health carrier in a preliminary review
3 of a request for external review of a health care coverage
4 decision.

5 Section 515.63: Strikes redundant ordinal expressions which
6 appear after numeric expressions of the same order in this
7 listing of items and facts required for an insurer's annual
8 statement.

9 Section 524.103: Supplies a missing terminal comma within a
10 series describing the individuals who are considered to be a
11 fiduciary within the meaning of the Code chapter pertaining to
12 banking.

13 Section 524.215: Supplies a missing terminal comma within a
14 series describing the confidentiality of certain records of the
15 banking division of the department of commerce.

16 Section 524.911: Supplies a missing terminal comma within a
17 series describing the powers of a state bank to issue, advise,
18 and confirm letters of credit.

19 Section 524.1002: Supplies missing terminal commas within
20 several series in language placing restrictions on the making
21 of certain loans or extensions of credit by state banks.

22 Section 524.1805: Replaces "that division" with a numeric
23 division reference to the division within the business
24 corporations Code chapter referenced in language describing
25 requirements that apply to out-of-state banks and bank holding
26 companies.

27 Section 535.12: Strikes internal references to defined
28 terms and combines two subsections to create a single
29 alphabetical definitions subsection within this provision
30 relating to loans made by agricultural credit corporations.

31 Section 536.26: Numbers and letters unnumbered paragraphs
32 to facilitate citation, updates language, replaces parentheses
33 with commas, and adds a terminal comma to a series in this
34 provision relating to insured loans.

35 Section 554.2602: Conforms the capitalization of a

1 reference by name to another Code section in this provision
2 relating to rejection of goods under the uniform commercial
3 code to other similar references throughout the Code.

4 Section 600B.22: Updates the style to eliminate a gender
5 reference in this provision relating to prosecution of deceased
6 persons who are named in actions to establish paternity and
7 support obligations.

8 Section 600B.37: Updates the style to eliminate a gender
9 reference in this provision relating to punishment of fathers
10 by contempt for failure to comply with or violations of the
11 terms or conditions of support orders.

12 Section 602.9115: Moves a definition of the term "survivor"
13 to the beginning of the Code section and renumbers an
14 intervening subsection in this provision relating to annuities
15 for survivors of deceased judges under the judicial retirement
16 system.

17 Section 614.6: Renumbers this Code section relating to
18 the statute of limitations applicable to crimes committed by
19 nonresidents or unknown defendants to eliminate unanchored
20 unnumbered paragraphs.

21 Section 636.21: Updates the style of language relating to
22 the duty of the commissioner of insurance to mail copies of
23 notices to any company to whom the commissioner has issued a
24 certificate of authority to transact the business of a surety
25 and for whom the commissioner is acting as the agent for
26 service of process.

27 Section 657A.12: Supplies the missing word "a" before
28 the words "tax sale" in language relating to notations to be
29 made by the county treasurer in the county system regarding
30 petitions for title to abandoned property that have been filed
31 by a governmental entity.

32 Section 670.2: Numbers unnumbered paragraphs to facilitate
33 citation and places quotation marks around a term that is
34 defined in this provision relating to the liability of a
35 municipality for torts committed by officers or employees of

1 the municipality.

2 Section 670.9: Corrects the style of a disjunctive string
3 citation to conform to current Code style in this provision
4 relating to adjustment and settlement of municipal tort claims.

5 Section 724.25: Replaces parentheses with commas in
6 language defining the meaning of the term "antique firearm" in
7 the Code chapter regulating possession and use of weapons.

8 Section 903A.2: Redesignates within a paragraph to
9 eliminate unanchored unnumbered paragraphs within language
10 describing category "A" sentences served by inmates of
11 institutions under the control of the department of
12 corrections.

13 DIVISION II

14 This division contains a correction to an internal reference
15 to Code section 97B.43, which is redesignated in division I of
16 the bill.

17 DIVISION III

18 This division contains Code editor directives to change the
19 word "division" to "subchapter" in various enumerated Code
20 sections in the Code and to change the Code chapter division
21 designations to subchapter designations within a corresponding
22 list of enumerated Code chapters.

23 The division also requires the Code editor to number the
24 unnumbered paragraphs in various enumerated provisions in
25 accordance with established Code section hierarchy and to
26 correct internal references as necessary.

27 The division also directs the Code editor to combine
28 individual repeal entries for several series of repealed
29 Code sections within the Code chapter containing the uniform
30 commercial code.