

House Study Bill 136 - Introduced

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

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 6B.61, Code 2019, is amended to read as follows:

6B.61 Approval of local elected officials required.

1. Notwithstanding any provision of law to the contrary, any entity created by or on behalf of one or more political subdivisions and granted, by statute, eminent domain authority to acquire property shall not exercise such authority outside the jurisdictional limits of the political subdivisions participating in the entity at the time of such exercise of authority without first presenting the proposal to acquire such property by eminent domain to the board of supervisors of each county where the property is located and such proposal receives the approval, by resolution, of each applicable board of supervisors.

2. a. ~~However, this~~ This section does not apply to an entity created by or on behalf of one or more political subdivisions if the entity is authorized by statute to act as a political subdivision and if **this section** would limit the ability of the entity to comply with requirements or limitations imposed by the Internal Revenue Code to preserve the tax exemption of interest payable on bonds or obligations of the entity acting as a political subdivision.

b. **This section** does not apply to a person issued a certificate of public convenience, use, and necessity under chapter 476A.

c. **This section** does not apply to property condemned by or on behalf of a multistate entity created to provide drinking water that has received or is receiving federal funds, but only if such property is to be acquired for water transmission and service lines, pump stations, water storage tanks, meter houses and vaults, related appurtenances, or supporting utilities.

Sec. 2. Section 9C.1, subsection 1, Code 2019, is amended to read as follows:

1 1. As used in this chapter, the term "*transient merchant*"
2 shall mean and include every merchant, whether an individual
3 person, a firm, corporation, partnership, or association,
4 and whether owner, agent, bailee, consignee, or employee,
5 who shall bring or cause to be brought within the state
6 of Iowa any goods, wares, or merchandise of any kind,
7 nature, or description, with the intention of temporarily or
8 intermittently selling or offering to sell at retail such
9 goods, wares, or merchandise within the state of Iowa. The
10 term "*transient merchant*" shall also mean and include every
11 merchant, whether an individual person, a firm, corporation,
12 partnership, or an association, who shall by itself, or by
13 agent, consignee, or employee temporarily or intermittently
14 engage in or conduct at one or more locations a business within
15 the state of Iowa for the sale at retail of any goods, wares, or
16 merchandise of any nature or description.

17 Sec. 3. Section 9C.3, unnumbered paragraph 1, Code 2019, is
18 amended to read as follows:

19 Any transient merchant desiring a transient merchant's
20 license shall at least ten days prior to the first day any sale
21 is made, file with the secretary of state of the state of Iowa
22 an application in writing duly verified by the person, firm,
23 corporation, partnership, or association proposing to sell or
24 offer to sell at retail any goods, wares, or merchandise, or to
25 engage in or conduct a temporary or intermittent business for
26 the sale at retail of any goods, wares, or merchandise. The
27 application shall state the following facts:

28 Sec. 4. Section 9C.3, subsections 1, 2, 6, and 7, Code 2019,
29 are amended to read as follows:

30 1. The name, residence, and post office address of the
31 person, firm, corporation, partnership, or association making
32 the application, and if a corporation, the names and addresses
33 of the officers thereof, and if a firm, partnership, or
34 association and not a corporation, the names and addresses of
35 all members thereof.

1 2. If the application be made by an agent, bailee,
2 consignee, or employee, the application shall so state and set
3 out the name and address of such agent, bailee, consignee,
4 or employee and shall also set out the name and address of
5 the owner of the goods, wares, and merchandise to be sold or
6 offered for sale.

7 6. The date or dates upon which said goods, wares, or
8 merchandise shall be sold or offered for sale, or the date or
9 dates upon which it is the intention of the applicant to engage
10 in or conduct a temporary or intermittent business.

11 7. The location and address where such goods, wares, or
12 merchandise shall be sold or offered for sale, or such business
13 engaged in or conducted.

14 Sec. 5. Section 12C.1, subsection 1, Code 2019, is amended
15 to read as follows:

16 1. a. All funds held by the following officers or
17 institutions shall be deposited in one or more depositories
18 first approved by the appropriate governing body as
19 indicated: ~~for~~

20 (1) For the treasurer of state, by the executive council;
21 ~~for.~~

22 (2) For judicial officers and court employees, by the
23 supreme court; ~~for.~~

24 (3) For the county treasurer, recorder, auditor, and
25 sheriff, by the board of supervisors; ~~for.~~

26 (4) For the city treasurer or other designated financial
27 officer of a city, by the city council; ~~for.~~

28 (5) For the county public hospital or merged area hospital,
29 by the board of hospital trustees; ~~for.~~

30 (6) For a memorial hospital, by the memorial hospital
31 commission; ~~for.~~

32 (7) For a school corporation, by the board of school
33 directors; ~~for.~~

34 (8) For a city utility or combined utility system
35 established under [chapter 388](#), by the utility board; ~~and for.~~

1 (9) For an electric power agency as defined in [section 28F.2](#)
2 or [390.9](#), by the governing body of the electric power agency.

3 b. However, the treasurer of state and the treasurer of
4 each political subdivision or the designated financial officer
5 of a city shall invest all funds not needed for current
6 operating expenses in time certificates of deposit in approved
7 depositories pursuant to [this chapter](#) or in investments
8 permitted by [section 12B.10](#). The list of public depositories
9 and the amounts severally deposited in the depositories are
10 matters of public record.

11 c. [This subsection](#) does not limit the definition of
12 "public funds" contained in [subsection 2](#). Notwithstanding
13 provisions of [this section](#) to the contrary, public funds of
14 a state government deferred compensation plan established by
15 the executive council may also be invested in the investment
16 products authorized under [section 509A.12](#).

17 Sec. 6. Section 12C.10, Code 2019, is amended to read as
18 follows:

19 **12C.10 Investment of funds created by election.**

20 The governing council or board, who by law ~~have~~ has control
21 of any fund created by direct vote of the people, may invest
22 any portion of the fund not currently needed, in investments
23 authorized in [section 12B.10](#). The treasurer of state may
24 invest in any of the investments authorized for the Iowa public
25 employees' retirement system in [section 97B.7A](#) except that
26 investment in common stocks shall not be permitted. Interest
27 or earnings on such funds shall be credited as provided in
28 [section 12C.7](#), subsection 2.

29 Sec. 7. Section 29A.42, Code 2019, is amended to read as
30 follows:

31 **29A.42 Trespass or interference with official acts.**

32 1. Any person who shall trespass upon any military
33 reservation, camp, or armory, in violation of the orders of the
34 commander thereof, or officer charged with the responsibility
35 therefor shall be guilty of trespass and shall be punished as

1 provided in [section 716.8](#).

2 2. Any person who shall molest, or interfere with any member
3 of the national guard, in the discharge of the member's duty
4 shall be guilty of interference with official acts ~~which is~~
5 under [section 719.1, subsection 1](#). The commanding officer of
6 such force may order the arrest of such person and cause the
7 person to be delivered to a peace officer or magistrate.

8 Sec. 8. Section 48A.11, subsection 3, paragraph a, Code
9 2019, is amended to read as follows:

10 a. The following questions and statement regarding
11 eligibility shall be included on forms that may be used for
12 registration by mail:

13 [1] "Are ~~Are~~ you a citizen of the United States of ~~America?"~~
14 America?

15 [2] "Will ~~Will~~ you be eighteen years of age on or before
16 election ~~day?"~~ day?

17 [3] "If ~~If~~ you checked ~~'no'~~ "no" in response to either of
18 these questions, do not complete this ~~form."~~ form.

19 Sec. 9. Section 49.5, subsections 2 and 3, Code 2019, are
20 amended to read as follows:

21 2. The council of a city where establishment of more than
22 one precinct is necessary or deemed advisable shall, at the
23 time required by law, divide the city into the number of
24 election precincts as will best serve the convenience of the
25 voters while promoting electoral efficiency. The precinct
26 boundaries shall conform to section 49.3 and shall be described
27 in an ordinance adopted by the council within the time required
28 by section 49.7.

29 ~~3. The precinct boundaries shall conform to section 49.3~~
30 ~~and shall be described in an ordinance adopted by the council~~
31 ~~within the time required by [section 49.7](#).~~ Before final
32 adoption of any change in election precinct boundaries pursuant
33 to [this section](#) or [section 49.6](#), the council shall permit the
34 commissioner not less than seven and not more than ten days'
35 time to offer written comments to the council on the proposed

1 reprecincting. If the commissioner recommends changes in the
2 proposed reprecincting which the commissioner concludes could
3 better serve the convenience of the voters or could promote
4 electoral efficiency, including lowering election costs, the
5 council shall, if no changes to the reprecincting are made,
6 include reasons in the ordinance for not adopting the proposed
7 changes of the commissioner. A public hearing shall be held
8 before final adoption of the ordinance. Notice of the date,
9 time, and place of the hearing shall be given as provided in
10 chapter 21.

11 Sec. 10. Section 50.31, Code 2019, is amended to read as
12 follows:

13 **50.31 Abstracts for governor and lieutenant governor.**

14 1. The envelope containing the abstracts of votes
15 for governor and lieutenant governor shall be endorsed
16 substantially as follows: ~~"Abstract~~
17 Abstract of votes for governor and lieutenant governor from
18 ~~.... county"~~ county.

19 2. After being so endorsed ~~said,~~ the envelope shall be
20 addressed, ~~"To~~ as follows:

21 To the Speaker of the House of Representatives"
22 Representatives.

23 Sec. 11. Section 50.32, Code 2019, is amended to read as
24 follows:

25 **50.32 Endorsement on other envelope.**

26 The envelope for offices other than governor and lieutenant
27 governor shall be endorsed substantially in the manner provided
28 in [section 50.31](#), with changes necessary to indicate the
29 particular offices, and shall be addressed, ~~"To~~ as follows:

30 To the State Commissioner of Elections" Elections.

31 Sec. 12. Section 66.28, Code 2019, is amended to read as
32 follows:

33 **66.28 Witness fees.**

34 ~~Said witnesses~~ Witnesses, if in the employ of the state,
35 shall not be entitled to any witness fees, but shall receive

1 the mileage allowed witnesses in the district court. Other
2 witnesses shall receive the fees and mileage allowed witnesses
3 in district court. A sum sufficient to pay ~~said~~ the fees and
4 mileage is ~~hereby~~ appropriated out of any unappropriated funds
5 in the state treasury.

6 Sec. 13. Section 88.3, subsection 6, Code 2019, is amended
7 to read as follows:

8 6. "*Federal law*" means the Act of Congress approved December
9 29, 1970, 84 Stat. 1590, officially cited as the "Occupational
10 Safety and Health Act of ~~1970~~ (29 1970", codified at 29 U.S.C.
11 §651 - ~~678)~~ 678.

12 Sec. 14. Section 88A.16, subsection 2, paragraph e, Code
13 2019, is amended to read as follows:

14 e. A legend ~~providing that,~~ "State stating the following:
15 State law requires riders to obey all warnings and directions
16 for this amusement ride and behave in a manner that will not
17 cause or contribute to the injury of themselves or others.
18 Riders must report injuries prior to leaving the premises.
19 Failure to comply is punishable by ~~fine.~~ fine.

20 Sec. 15. Section 96.3, subsection 4, Code 2019, is amended
21 to read as follows:

22 4. *Determination of benefits.*

23 a. With respect to benefit years beginning on or after
24 July 1, 1983, an eligible individual's weekly benefit amount
25 for a week of total unemployment shall be an amount equal
26 to the following fractions of the individual's total wages
27 in insured work paid during that quarter of the individual's
28 base period in which such total wages were highest; ~~the.~~ The
29 director shall determine annually a maximum weekly benefit
30 amount equal to the following percentages, to vary with the
31 number of dependents, of the statewide average weekly wage paid
32 to employees in insured work which shall be effective the first
33 day of the first full week in July:

34	If the	The weekly	Subject to
35	number of	benefit amount	the following

1	dependents	shall equal	maximum
2	is:	the following	percentage of
3		fraction of high	the statewide
4		quarter wages:	average
5			weekly wage:
6	0	1/23	53%
7	1	1/22	55%
8	2	1/21	57%
9	3	1/20	60%
10	4 or more	1/19	65%

11 b. The maximum weekly benefit amount, if not a multiple
 12 of one dollar, shall be rounded to the lower multiple of one
 13 dollar. However, until such time as sixty-five percent of
 14 the statewide average weekly wage exceeds one hundred ninety
 15 dollars, the maximum weekly benefit amounts shall be determined
 16 using the statewide average weekly wage computed on the basis
 17 of wages reported for calendar year 1981. As used in this
 18 section, "*dependent*" means dependent as defined in section
 19 422.12, subsection 1, paragraph "a", as if the individual
 20 claimant was a taxpayer, except that an individual claimant's
 21 nonworking spouse shall be deemed to be a dependent under this
 22 section. "*Nonworking spouse*" means a spouse who does not earn
 23 more than one hundred twenty dollars in gross wages in one
 24 week.

25 Sec. 16. Section 97A.5, subsection 1, Code 2019, is amended
 26 to read as follows:

27 1. *Board of trustees.*

28 a. A board of trustees of the Iowa department of public
 29 safety peace officers' retirement, accident, and disability
 30 system is created. The general responsibility for the proper
 31 operation of the system is vested in the board of trustees.

32 b. The board of trustees is constituted as follows:

33 (1) The commissioner of public safety, who is chairperson
 34 of the board; ~~the~~

35 (2) The treasurer of state; ~~an~~

1 (3) An actively engaged member of the system, to be chosen
2 by secret ballot by the actively engaged members of the system;
3 a.

4 (4) A retired member of the system, to be chosen by secret
5 ballot by the retired members of the system; ~~and a.~~

6 (5) A person appointed by the governor.

7 c. The person appointed by the governor shall be an
8 executive of a domestic life insurance company, an executive of
9 a state or national bank operating within the state of Iowa, or
10 an executive in the financial services industry, and shall be
11 subject to confirmation by the senate.

12 d. The members of the system and the person appointed by the
13 governor shall serve for a term of two years.

14 Sec. 17. Section 124E.4, subsection 1, paragraph d,
15 subparagraph (2), Code 2019, is amended to read as follows:

16 (2) A copy of the patient's valid ~~photograph~~ photo
17 identification.

18 Sec. 18. Section 124E.4, subsection 3, paragraph b,
19 subparagraph (3), Code 2019, is amended to read as follows:

20 (3) A copy of the primary caregiver's valid ~~photograph~~ photo
21 identification.

22 Sec. 19. Section 229A.1, Code 2019, is amended to read as
23 follows:

24 **229A.1 Legislative findings.**

25 1. The general assembly finds that a small but extremely
26 dangerous group of sexually violent predators exists which
27 is made up of persons who do not have a mental disease or
28 defect that renders them appropriate for involuntary treatment
29 pursuant to the treatment provisions for mentally ill persons
30 under **chapter 229**, since that chapter is intended to provide
31 short-term treatment to persons with serious mental disorders
32 and then return them to the community. In contrast to persons
33 appropriate for civil commitment under **chapter 229**, sexually
34 violent predators generally have antisocial personality
35 features that are unamenable to existing mental illness

1 treatment modalities and that render them likely to engage in
2 sexually violent behavior.

3 2. The general assembly finds that sexually violent
4 predators' likelihood of engaging in repeat acts of predatory
5 sexual violence is high and that the existing involuntary
6 commitment procedure under [chapter 229](#) is inadequate to address
7 the risk these sexually violent predators pose to society.

8 3. The general assembly further finds that the prognosis
9 for rehabilitating sexually violent predators in a prison
10 setting is poor, because the treatment needs of this population
11 are very long-term, and the treatment modalities for this
12 population are very different from the traditional treatment
13 modalities available in a prison setting or for persons
14 appropriate for commitment under [chapter 229](#).

15 4. Therefore, the general assembly finds that a civil
16 commitment procedure for the long-term care and treatment of
17 the sexually violent predator is necessary. The procedures
18 regarding sexually violent predators should reflect legitimate
19 public safety concerns, while providing treatment services
20 designed to benefit sexually violent predators who are civilly
21 committed. The procedures should also reflect the need to
22 protect the public, to respect the needs of the victims of
23 sexually violent offenses, and to encourage full, meaningful
24 participation of sexually violent predators in treatment
25 programs.

26 Sec. 20. Section 229A.8, subsection 5, paragraph i, Code
27 2019, is amended to read as follows:

28 *i.* If at the time of the annual review the committed person
29 is in a secure facility and not in the transitional release
30 program, the state shall have the right to demand that both
31 determinations in paragraph "e", subparagraph (1), be submitted
32 to the court or jury.

33 Sec. 21. Section 230.17, Code 2019, is amended to read as
34 follows:

35 **230.17 Board may compromise lien.**

1 The board of supervisors of the person's county of residence
2 is hereby empowered to compromise any and all liabilities to
3 the county, created by this chapter, when ~~such~~ compromise is
4 deemed to be ~~for~~ in the best interests of the county.

5 Sec. 22. Section 231.42, subsection 3, paragraph e, Code
6 2019, is amended to read as follows:

7 e. Make ~~noncomplaint-related~~ non-complaint-related visits
8 to long-term care facilities, assisted living programs,
9 and elder group homes to observe daily routines, meals,
10 and activities, and work to resolve complaints if any are
11 identified during these visits.

12 Sec. 23. Section 232.8, subsection 2, paragraph a, Code
13 2019, is amended to read as follows:

14 a. A case involving a person charged in a court other than
15 the juvenile court with the commission of a public offense not
16 exempted by law from the jurisdiction of the juvenile court and
17 who is within the provisions of subsection 1 of this section
18 shall immediately be transferred to the juvenile court. The
19 transferring court shall order a transfer and shall forward
20 the transfer order together with all papers, documents, and a
21 transcript of all testimony filed or admitted into evidence in
22 connection with the case to the clerk of the juvenile court.
23 The jurisdiction of the juvenile court shall attach immediately
24 upon the signing of an order of transfer. From the time of
25 transfer, the custody, shelter care, and detention of the
26 person alleged to have committed a delinquent act shall be in
27 accordance with the provisions of this chapter and the case
28 shall be processed in accordance with the provisions of this
29 chapter.

30 Sec. 24. Section 232.36, subsection 1, Code 2019, is amended
31 to read as follows:

32 1. The petition and subsequent court documents shall be
33 entitled "In as follows:

34 In the interests of, a ~~child~~ child.

35 Sec. 25. Section 232.125, subsection 3, Code 2019, is

1 amended to read as follows:

2 3. The petition and subsequent court documents shall be
3 entitled "In as follows:

4 In re the family of".

5 Sec. 26. Section 232.178, subsection 2, Code 2019, is
6 amended to read as follows:

7 2. The petition and subsequent court documents shall be
8 entitled "In as follows:

9 In the interests of, a ~~child~~" child.

10 Sec. 27. Section 235D.1, Code 2019, is amended to read as
11 follows:

12 **235D.1 Criminal history check — applicants at domestic abuse**
13 **or sexual assault centers.**

14 An applicant for employment at a domestic abuse or sexual
15 assault center shall be subject to a national criminal history
16 check through the federal bureau of investigation. The
17 domestic abuse or sexual assault center shall request the
18 criminal history check and shall provide the applicant's
19 fingerprints to the department of public safety for submission
20 through the state criminal history repository to the federal
21 bureau of investigation. The applicant shall authorize release
22 of the results of the criminal history check to the domestic
23 abuse or sexual assault center. The applicant shall pay the
24 actual cost of the fingerprinting and criminal history check,
25 if any. Unless the criminal history check was completed within
26 the ninety calendar days prior to the date the application
27 is received by the domestic abuse or sexual assault center,
28 the center shall reject and return the application to the
29 applicant. The results of a criminal history check conducted
30 pursuant to this ~~subsection~~ section shall not be considered a
31 public record under [chapter 22](#). For purposes of [this section](#),
32 *"domestic abuse or sexual assault center"* means a crime victim
33 center as defined in [section 915.20A](#).

34 Sec. 28. Section 237A.30, subsection 2, Code 2019, is
35 amended to read as follows:

1 2. The criteria utilized for the rating system may include
2 but are not limited to any of the following: ~~facility type;~~
3 ~~provider~~

4 a. Facility type.

5 b. Provider staff experience, education, training, and
6 ~~credentials; facility.~~

7 c. Facility director education and training; ~~an.~~

8 d. An environmental rating score or other direct assessment
9 ~~environmental methodology; national.~~

10 e. National accreditation; ~~facility.~~

11 f. Facility history of compliance with law and rules;
12 ~~child-to-staff ratio; curriculum.~~

13 g. Child-to-staff ratio.

14 h. Curriculum, including the extent to which the curriculum
15 focuses on the stages of child development and on child
16 ~~outcomes; business practices; staff.~~

17 i. Business practices.

18 j. Staff retention rates; ~~evaluation.~~

19 k. Evaluation of staff members and program practices; ~~staff.~~

20 l. Staff compensation and benefit practices; ~~provider.~~

21 m. Provider and staff membership in professional early
22 ~~childhood organizations; and parental.~~

23 n. Parental involvement with the facility.

24 Sec. 29. Section 252E.1, subsection 8, Code 2019, is amended
25 to read as follows:

26 8. "*Health benefit plan*" means any policy or contract of
27 insurance, indemnity, subscription, or membership issued by
28 an insurer, health service corporation, health maintenance
29 organization, or any similar corporation or organization, any
30 public coverage, or any self-insured employee benefit plan,
31 for the purpose of covering medical expenses. These expenses
32 may include but are not limited to hospital, surgical, major
33 medical insurance, dental, optical, prescription drugs, office
34 visits, or any combination of these or any other comparable
35 health care expenses.

1 Sec. 30. Section 256.46, Code 2019, is amended to read as
2 follows:

3 **256.46 Rules for participation in extracurricular activities**
4 **by certain children.**

5 1. The state board shall adopt rules that permit a child
6 who does not meet the residence requirements for participation
7 in extracurricular interscholastic contests or competitions
8 sponsored or administered by an organization as defined in
9 section 280.13 to participate in the contests or competitions
10 immediately if the child is duly enrolled in a school, is
11 otherwise eligible to participate, and meets one of the
12 following circumstances or a similar circumstance: ~~the~~

13 a. ~~The~~ child has been adopted; ~~the.~~

14 b. ~~The~~ child is placed under foster or shelter care; ~~the.~~

15 c. ~~The~~ child is living with one of the child's parents as a
16 result of divorce, separation, death, or other change in the
17 child's parents' marital relationship, or pursuant to other
18 court-ordered decree or order of custody; ~~the.~~

19 d. ~~The~~ child is a foreign exchange student, unless undue
20 influence was exerted to place the child for primarily athletic
21 purposes; ~~the.~~

22 e. ~~The~~ child has been placed in a juvenile correctional
23 facility; ~~the.~~

24 f. ~~The~~ child is a ward of the court or the state; ~~the.~~

25 g. ~~The~~ child is a participant in a substance abuse or mental
26 health program; ~~or the.~~

27 h. ~~The~~ child is enrolled in an accredited nonpublic high
28 school because the child's district of residence has entered
29 into a whole grade sharing agreement for the pupil's grade with
30 another district.

31 2. The rules shall permit a child who is otherwise eligible
32 to participate, but who does not meet one of the foregoing or
33 similar circumstances relating to residence requirements, to
34 participate at any level of competition other than the varsity
35 level.

1 3. For purposes of [this section](#) and [section 282.18](#),
2 *“varsity”* means the highest level of competition offered by
3 one school or school district against the highest level of
4 competition offered by an opposing school or school district.

5 Sec. 31. Section 261.36, subsections 3, 6, and 7, Code 2019,
6 are amended to read as follows:

7 3. Make and execute agreements, contracts, and other
8 instruments with any public or private person or agency
9 including the United States secretary of education.

10 6. Approve financial or credit institutions, insurance
11 companies, or other lenders as eligible lenders upon their
12 meeting the standards established by the commission for making
13 guaranteed loans.

14 7. Accept appropriations, gifts, grants, loans, or other
15 aid from public or private persons or agencies including the
16 United States secretary of education.

17 Sec. 32. Section 261.86, subsection 1, paragraph f, Code
18 2019, is amended to read as follows:

19 f. Completes and submits application forms required by
20 the commission, including the free application for federal
21 student aid, and applies for all nonrepayable state and federal
22 financial aid for which the member is eligible.

23 Sec. 33. Section 261A.44, Code 2019, is amended to read as
24 follows:

25 **261A.44 Obligations secured by trust agreement.**

26 1. Obligations issued under [this subchapter](#) may be secured
27 by a trust agreement by and between the authority and an
28 incorporated trustee, which may be a trust company or bank
29 having the powers of a trust company within or without the
30 state. The trust agreement or the resolution providing for the
31 issuance of the obligations may pledge or assign the revenue to
32 be received or proceeds of any contract pledged and may convey
33 or mortgage the project or any portion of the project.

34 2. A pledge or assignment made by the authority pursuant to
35 this section is valid and binding from the time that the pledge

1 or assignment is made, and the revenue pledged and thereafter
2 received by the authority is immediately subject to the lien
3 of the pledge or assignment without physical delivery or any
4 further act. The lien of the pledge or assignment is valid and
5 binding against all parties having claims of any kind in tort,
6 contract, or otherwise against the authority irrespective of
7 whether the parties have notice of the lien.

8 3. The resolution or trust agreement by which a pledge is
9 created or an assignment made shall be filed or recorded in the
10 records of the authority, with the secretary of state, and in
11 each county in which the project is located.

12 4. The trust agreement or resolution providing for the
13 issuance of the obligations may contain provisions for
14 protecting and enforcing the rights and remedies of the
15 obligation holders as are reasonable and proper, not in
16 violation of law, or provided for in [this subchapter](#). A bank
17 or trust company incorporated under the laws of this state
18 which acts as depository of proceeds of the obligations,
19 revenue, or other money shall furnish the indemnifying
20 obligations or pledge the securities as required by the
21 authority. The trust agreement may set forth the rights and
22 remedies of the obligation holders and of the trustee, and may
23 restrict the individual right of action by obligation holders.
24 The trust agreement or resolution may contain other provisions
25 the authority deems reasonable and proper for the security of
26 the obligation holders.

27 5. Expense incurred in carrying out the trust agreement
28 or resolution may be treated as a part of the cost of the
29 operation of a project.

30 Sec. 34. Section 262.9, subsection 10, Code 2019, is amended
31 to read as follows:

32 10. Direct the expenditure of all appropriations made to
33 said institutions, and of any other moneys belonging thereto,
34 but in no event shall the perpetual funds of the Iowa state
35 university of science and technology, nor the permanent funds

1 of the state university of Iowa derived under Acts of Congress,
2 be diminished.

3 Sec. 35. Section 262.34, subsection 1, Code 2019, is amended
4 to read as follows:

5 1. When the estimated cost of construction, repairs, or
6 improvement of buildings or grounds under charge of the state
7 board of regents, including construction, renovation, or
8 repairs by a private party of a property to be lease-purchased
9 by the board, exceeds one hundred thousand dollars, the board
10 shall advertise for bids for the contemplated improvement or
11 construction and shall let the work to the lowest responsible
12 bidder. However, if in the judgment of the board bids received
13 are not acceptable, the board may reject all bids and proceed
14 with the construction, repair, or improvement by a method as
15 the board may determine. All plans and specifications for
16 repairs or construction, together with bids on the plans or
17 specifications, shall be filed by the board and be open for
18 public inspection. All bids submitted under this section shall
19 be accompanied by a deposit of money, a certified check, or a
20 credit union certified share draft in an amount as the board
21 may prescribe.

22 Sec. 36. Section 272.2, subsection 12, Code 2019, is amended
23 to read as follows:

24 12. ~~Establish~~ Adopt, under chapter 17A, rules necessary to
25 carry out board duties, and establish a budget request.

26 Sec. 37. Section 279.16, subsection 3, Code 2019, is amended
27 to read as follows:

28 3. The board shall not be bound by common law or statutory
29 rules of evidence or by technical or formal rules of procedure,
30 but it shall hold the hearing in such manner as is best suited
31 to ascertain and conserve the substantial rights of the
32 parties. Process and procedure under sections 279.13 through
33 279.15, this section, and sections 279.18 and 279.19 shall be
34 as summary as reasonably may be.

35 Sec. 38. Section 282.10, subsection 4, Code 2019, is amended

1 to read as follows:

2 4. A whole grade sharing agreement shall be signed by the
3 boards of the districts involved in the agreement not later
4 than February 1 of the school year preceding the school year
5 for which the agreement is to take effect. The boards of
6 the districts shall negotiate as part of the new or existing
7 agreement the disposition of funding provided under chapter
8 284, including the following:

9 The teacher leadership supplement state cost per pupil as
10 provided in [section 257.9](#), unless all of the districts subject
11 to the agreement are receiving such funding.

12 Sec. 39. Section 303.63, Code 2019, is amended to read as
13 follows:

14 **303.63 Trial to court.**

15 1. If upon the hearing, which shall be tried de novo, it
16 appears to the court that testimony is necessary for the proper
17 disposition of the matter, ~~it~~ the court may take evidence or
18 appoint a referee to take evidence as it directs and report the
19 evidence to the court with findings of fact and conclusions
20 of law, which shall constitute a part of the proceedings upon
21 which the determination of the court shall be made. The court
22 may reverse or affirm, wholly or partly, or may modify the
23 decision brought up for review.

24 2. Costs shall not be allowed against the board unless
25 it appears to the court that ~~it~~ the board acted with gross
26 negligence or in bad faith or with malice in making the
27 decision appealed from.

28 Sec. 40. Section 307.1, subsection 3, Code 2019, is amended
29 to read as follows:

30 3. "*Commission*" means the state transportation commission
31 established in section 307A.1A.

32 Sec. 41. Section 309.97, Code 2019, is amended to read as
33 follows:

34 **309.97 Construction of law.**

35 Nothing in ~~sections 309.93 to 309.96~~ this subchapter shall

1 contravene or affect the provisions of [chapter 24](#).

2 Sec. 42. Section 314.22, subsection 1, paragraph e, Code
3 2019, is amended to read as follows:

4 e. Incorporate integrated management practices for the
5 long-term control of damaging insect populations, weeds, and
6 ~~invader~~ invasive plant species.

7 Sec. 43. Section 314.23, subsection 4, Code 2019, is amended
8 to read as follows:

9 4. *Prime agricultural lands*. Topsoil removed may be
10 utilized for landscaping and other necessary construction.
11 Excess topsoil shall be made available to the former
12 landowner or other landowners whose land was purchased for the
13 construction or others, and if not acquired by one of these
14 parties, it may be disposed of.

15 Sec. 44. Section 321.423, subsection 6, Code 2019, is
16 amended to read as follows:

17 6. *Amber flashing light*. A farm tractor, farm tractor with
18 towed equipment, self-propelled implement of husbandry, road
19 construction or maintenance vehicle, road grader, or other
20 vehicle principally designed for use off the highway which,
21 when operated on a primary or secondary road, is operated at
22 a speed of thirty-five miles ~~an~~ per hour or less, shall be
23 equipped with and display an amber flashing light visible from
24 the rear at any time from sunset to sunrise. If the amber
25 flashing light is obstructed by the towed equipment, the towed
26 equipment shall also be equipped with and display an amber
27 flashing light as required under [this subsection](#). All vehicles
28 specified in [this subsection](#) which are manufactured for sale
29 or sold in this state shall be equipped with an amber flashing
30 light in accordance with the standards of the American society
31 of agricultural engineers.

32 Sec. 45. Section 321.431, subsection 1, unnumbered
33 paragraph 1, Code 2019, is amended to read as follows:

34 The service brakes upon any motor vehicle or combination
35 of motor vehicles, when upon dry asphalt or concrete pavement

1 surface free from loose material where the grade does not
2 exceed one percent, when traveling twenty miles ~~an~~ per hour
3 shall be adequate:

4 Sec. 46. Section 325A.3A, Code 2019, is amended to read as
5 follows:

6 **325A.3A Hearings.**

7 A person whose application for a permit or certificate under
8 this chapter has been denied, or whose permit or certificate
9 has been suspended, may contest the decision under [chapter 17A](#)
10 and in accordance with rules adopted by the department. The
11 request for a hearing shall be submitted in writing to the
12 department's office of vehicle and motor carrier services.

13 Sec. 47. Section 358.1B, subsection 2, Code 2019, is amended
14 to read as follows:

15 2. For the purpose of establishing, operating, or
16 dissolving a combined water and sanitary district under chapter
17 357 and [this chapter](#), the term "*sanitary district*" includes a
18 combined water and sanitary district where applicable.

19 Sec. 48. Section 386.7, subsection 6, Code 2019, is amended
20 to read as follows:

21 6. A city may issue revenue bonds payable from the income
22 and receipts derived from the self-liquidated improvement.
23 Chapter 384, subchapter V applies to revenue bonds for
24 self-liquidating improvements and the term "*city enterprise*"
25 as used in ~~that~~ chapter 384, subchapter V, shall be deemed
26 to include self-liquidating improvements authorized by this
27 chapter.

28 Sec. 49. Section 421B.5, Code 2019, is amended to read as
29 follows:

30 **421B.5 Sales by a wholesaler to a wholesaler.**

31 When one wholesaler sells cigarettes to any other
32 wholesaler, the former shall not be required to include in
33 the selling price to the latter, the cost to the wholesaler,
34 as defined by [section 421B.2](#), but the latter wholesaler, upon
35 resale to a retailer, shall be subject to the provisions of ~~the~~

1 ~~said~~ section 421B.2.

2 Sec. 50. Section 422.32, subsection 2, Code 2019, is amended
3 to read as follows:

4 2. The words, terms, and phrases defined in section 422.4,
5 subsections 4 ~~through~~, 5, 6, 8, 9, 13, and 15 through, 16,
6 and 17, when used in this division, shall have the meanings
7 ascribed to them in ~~said~~ section 422.4, except where the
8 context clearly indicates a different meaning.

9 Sec. 51. Section 425.17, subsection 2, paragraph a,
10 subparagraph (2), Code 2019, is amended to read as follows:

11 (2) A person filing a claim for credit or reimbursement
12 under this subchapter who has attained the age of twenty-three
13 years on or before December 31 of the base year or was a head
14 of household on December 31 of the base year, as defined in
15 the Internal Revenue Code, but has not attained the age or
16 disability status described in this paragraph "a", subparagraph
17 (1), and is domiciled in this state at the time the claim is
18 filed or at the time of the person's death in the case of a
19 claim filed by the executor or administrator of the claimant's
20 estate, and was not claimed as a dependent on any other
21 person's tax return for the base year.

22 Sec. 52. Section 427.13, Code 2019, is amended to read as
23 follows:

24 **427.13 What taxable.**

25 All other real property is subject to taxation in the manner
26 prescribed, and this section is also intended to embrace ferry
27 franchises and toll bridges, which, for the purpose of this
28 chapter are considered real property. However, this section is
29 subject to section 427.1.

30 ~~However, this section is subject to section 427.1.~~

31 Sec. 53. Section 448.1, Code 2019, is amended to read as
32 follows:

33 **448.1 Return of certificate of purchase — execution of deed**
34 **— fees.**

35 1. Immediately after the expiration of ninety days from the

1 date of completed service of the notice provided in section
2 447.12, the county treasurer shall make out a deed for each
3 parcel sold and unredeemed upon the return of the certificate
4 of purchase and payment of the appropriate deed and recording
5 fees by the purchaser. The treasurer shall record the deed
6 with the county recorder prior to delivering the deed to the
7 purchaser. The treasurer shall receive twenty-five dollars for
8 each deed made by the treasurer, and the treasurer may include
9 any number of parcels purchased by one person in one deed, if
10 authorized by the treasurer.

11 2. The tax sale certificate holder shall return the
12 certificate of purchase and remit the appropriate deed
13 issuance fee and recording fee to the county treasurer within
14 ninety calendar days after the redemption period expires.
15 The treasurer shall cancel the certificate for any tax sale
16 certificate holder who fails to comply with this ~~paragraph~~
17 subsection. This ~~paragraph~~ subsection does not apply to
18 certificates held by a county. This ~~paragraph~~ subsection is
19 applicable to all certificates of purchase issued before, on,
20 or after July 1, 1997. Holders of certificates of purchase
21 that are outstanding on July 1, 1997, shall return the
22 certificate of purchase and remit the appropriate deed issuance
23 fee to the county treasurer within ninety calendar days from
24 that date.

25 Sec. 54. Section 450.32, Code 2019, is amended to read as
26 follows:

27 **450.32 Hearing — order.**

28 If upon the hearing the court finds the amount at which the
29 real property is appraised is ~~its~~ the property's value on the
30 market in the ordinary course of trade and the appraisement
31 was fairly and in good faith made, ~~it~~ the court shall approve
32 the appraisement. If the court finds that the appraisement
33 was made at a greater or lesser sum than the value of the
34 real property in the ordinary course of trade, or that ~~it~~
35 the appraisement was not made fairly or in good faith ~~made~~,

1 ~~it~~ the court shall set aside the appraisement. Upon the
2 appraisement being set aside, the court shall fix the value of
3 the real property of the estate for inheritance tax purposes
4 and the valuation fixed is that upon which the tax shall be
5 paid, unless an appeal is taken from the order of the court as
6 provided for in this chapter.

7 Sec. 55. Section 450.47, Code 2019, is amended to read as
8 follows:

9 **450.47 Life and term estates in personal property.**

10 If an estate or interest for life or term of years in
11 personal property is given to one or more persons other than
12 those exempt by this chapter and the remainder or deferred
13 estate to others, the property devised or conveyed shall be
14 valued under section 450.37 as provided in ordinary estates
15 and the value of the estates or interests devised or conveyed
16 shall be determined as provided in section 450.51, ~~and the~~.
17 The tax upon the estates or interests liable for the tax shall
18 be paid to the department of revenue from the property valued
19 or by the persons entitled to the estate or interest on or
20 before the last day of the ninth month after the death of the
21 testator, grantor, or donor. However, payment of the tax upon
22 a deferred estate or remainder interest may be deferred until
23 the determination of the prior estate as provided in section
24 450.48.

25 Sec. 56. Section 453A.44, subsection 7, Code 2019, is
26 amended to read as follows:

27 7. The director, upon receipt of the application ~~(and, and~~
28 ~~bond,~~ in the case of the ~~distributor)~~ distributor, in proper
29 form, and payment of the license fee required by subsection
30 4 or subsection 5, shall unless otherwise provided by this
31 subchapter, issue the applicant a license in form as prescribed
32 by the director, which license shall permit the applicant to
33 whom it is issued to engage in business as a distributor or
34 subjobber at the place of business shown in the application.
35 The director shall assign a permit number to each person

1 licensed as a distributor at the time of issuance of the
2 person's first license, which shall be inscribed upon all
3 licenses issued to that distributor.

4 Sec. 57. Section 453A.45, subsection 5, paragraph c, Code
5 2019, is amended to read as follows:

6 c. Common carriers transporting tobacco products into
7 this state shall file with the director reports of all such
8 shipments other than those which are delivered to public
9 warehouses of first destination in this state which are
10 licensed under the provisions of **chapter 554**. Such reports
11 shall be filed on or before the tenth day of each month and
12 shall show with respect to deliveries made in the preceding
13 month, all of the following:

14 (1) The date.

15 (2) The point of origin.

16 (3) The point of delivery.

17 (4) The name of the consignee.

18 (5) A description and the quantity of tobacco products
19 delivered, and such.

20 (6) Such other information as the director may otherwise
21 require.

22 Sec. 58. Section 455A.14, subsection 2, Code 2019, is
23 amended to read as follows:

24 2. The fees established by the department pursuant to this
25 section shall be in such amounts as may be determined by the
26 department to be reasonably competitive with fees established
27 in other public parks or recreation areas that provide the same
28 or similar privileges and are located within sixty miles of the
29 perimeter of the state park or recreation area for which the
30 department is establishing fees. Such fees may be increased,
31 reduced, or waived by the department on a statewide basis or
32 on the basis of an individual state park or recreation area
33 for special promotional events or efforts or on the basis of
34 special seasonal or holiday rates, ~~on a statewide basis or on~~
35 ~~the basis of an individual state park or recreation area.~~

1 Sec. 59. Section 455B.338, Code 2019, is amended to read as
2 follows:

3 **455B.338 Judicial review.**

4 Judicial review of the actions of the commission may be
5 sought in accordance with the terms of the Iowa administrative
6 procedure Act, **chapter 17A**. Notwithstanding the terms of ~~said~~
7 ~~Act~~ **chapter 17A**, a petition for judicial review may be filed in
8 the district court of the county in which the alleged violation
9 was committed or in which a final order was entered.

10 Sec. 60. Section 455B.339, Code 2019, is amended to read as
11 follows:

12 **455B.339 Injunction.**

13 Whenever, in the judgment of the director, any person has
14 engaged in or is about to engage in any acts or practices which
15 constitute or will constitute a violation of the provisions of
16 this part 2 of **division IV** or any rule or order promulgated
17 under ~~said~~ this part 2, the director may request the attorney
18 general to make application in the name of the state to the
19 district court of the county in which such acts or practices
20 may be performed, for an order enjoining such acts or practices
21 notwithstanding the existence or pursuit of any other remedy,
22 and the attorney general shall make such application.

23 Sec. 61. Section 455B.340, Code 2019, is amended to read as
24 follows:

25 **455B.340 Penalty.**

26 Any person who violates any provisions of this part 2
27 of **division IV** or rules adopted under ~~said~~ this part 2, or
28 any order of the department or director issued pursuant to
29 said part, shall be guilty of a serious misdemeanor and, in
30 addition, the person may be enjoined from continuing such
31 violation. Each day of continued violation after notice that
32 a violation is being committed shall constitute a separate
33 violation.

34 Sec. 62. Section 459.102, subsection 6, paragraphs l and m,
35 Code 2019, are amended to read as follows:

1 1. ~~Fishes~~ Fish weighing twenty-five
2 grams or more..... 0.001

3 m. ~~Fishes~~ Fish weighing less
4 than twenty-five grams..... 0.00006

5 Sec. 63. Section 462A.3, Code 2019, is amended to read as
6 follows:

7 **462A.3 Powers and duties of commission.**

8 1. The commission is hereby vested with the power and is
9 charged with the duty of observing, administering and enforcing
10 the provisions of this chapter.

11 2. The commission may adopt and enforce rules under chapter
12 17A as necessary to carry out this chapter and to protect
13 private and public property and the health, safety, and welfare
14 of the public. In adopting rules, the commission shall give
15 consideration to the various uses to which they may be put by
16 and for public and private purposes, the preservation of each
17 body of water, its bed, waters, ice, banks, and public and
18 private property attached thereto, and the need for uniformity
19 of rules relating to the use, operation, and equipment of
20 vessels and vehicles.

21 Sec. 64. Section 465C.3, Code 2019, is amended to read as
22 follows:

23 **465C.3 Membership.**

24 1. a. The board shall be composed of seven members, six of
25 which shall be appointed by the governor. The director of the
26 department shall also serve as a member of the board.

27 b. The commission, the conservation committee of the
28 Iowa academy of science, and the state historical society
29 shall submit to the governor a list of possible appointments.
30 Members shall be selected from persons with a demonstrated
31 interest in the preservation of natural lands and waters, and
32 historic sites. ~~The director shall serve as one member of the~~
33 ~~board. Any vacancies on the board shall be filled, for the~~
34 ~~remainder of the term vacated, by appointment by the governor~~
35 ~~provided by this chapter.~~

1 2. Members shall serve until their successors are appointed
2 and qualified. The director shall serve as long as the
3 director is director. Any vacancies on the board shall be
4 filled, for the remainder of the term vacated, by appointment
5 by the governor provided by this chapter. As terms of members
6 expire, their successors shall be appointed for terms to
7 expire three years thereafter. Any member who has served two
8 consecutive full terms will not be eligible for reappointment
9 for a period of one year following the expiration of the
10 member's second term.

11 Sec. 65. Section 474.2, Code 2019, is amended to read as
12 follows:

13 **474.2 Certain persons barred from office.**

14 No person in the employ of any common carrier or other public
15 utility, or owning any bonds, stock, or property in any public
16 utility shall be eligible to hold the office of utilities board
17 member or chief operating officer of the utilities board, ~~and~~
18 ~~the.~~ The entering into the employ of any common carrier or
19 other public utility or the acquiring of any stock or other
20 interest in any common carrier or other public utility by such
21 member or chief operating officer after appointment shall
22 disqualify the member or chief operating officer to hold ~~the~~
23 ~~office~~ or perform the duties ~~thereof~~ of the office.

24 Sec. 66. Section 474.8, Code 2019, is amended to read as
25 follows:

26 **474.8 Office — time employed — expenses.**

27 The utilities board shall have an office at the seat of
28 government ~~and each.~~ Each member shall devote the member's
29 whole time to the duties of the office, and the members, chief
30 operating officer, and other employees shall receive their
31 actual necessary traveling expenses while in the discharge of
32 their official duties away from the general offices.

33 Sec. 67. Section 479.4, subsection 1, Code 2019, is amended
34 to read as follows:

35 1. The board is vested with power and authority and it shall

1 be the board's duty to supervise all pipelines and underground
2 storage and pipeline companies and, ~~shall~~ from time to time,
3 to inspect and examine the construction, maintenance, and
4 condition of the pipelines and underground storage facilities.
5 Whenever the board shall determine that any pipeline and
6 underground storage facilities or any apparatus, device, or
7 equipment used in connection therewith is unsafe and dangerous,
8 the board shall immediately in writing notify the pipeline
9 company which is constructing or operating the pipeline and
10 underground storage facilities, device, apparatus, or other
11 equipment to repair or replace any defective or unsafe part or
12 portion of the pipeline and underground storage facilities,
13 device, apparatus, or equipment.

14 Sec. 68. Section 479B.4, Code 2019, is amended to read as
15 follows:

16 **479B.4 Application for permit — informational meeting —**
17 **notice.**

18 1. A pipeline company doing business in this state shall
19 file a verified petition with the board asking for a permit to
20 construct, maintain, and operate a new pipeline along, over,
21 or across the public or private highways, grounds, waters,
22 and streams of any kind in this state. Any pipeline company
23 now owning or operating a pipeline or underground storage
24 facility in this state shall be issued a permit by the board
25 upon supplying the information as provided for in section
26 479B.5, subsections 1 through 5, and meeting the requirements
27 of [section 479B.13](#).

28 2. A pipeline company doing business in this state and
29 proposing to store hazardous liquid underground within this
30 state shall file with the board a verified petition asking for
31 a permit to construct, maintain, and operate facilities for
32 the underground storage of hazardous liquid which includes
33 the construction, placement, maintenance, and operation of
34 machinery, appliances, fixtures, wells, pipelines, and stations
35 necessary for the construction, maintenance, and operation of

1 the underground storage facilities.

2 3. The pipeline company shall hold informational meetings
3 in each county in which real property or property rights
4 will be affected at least thirty days prior to filing the
5 petition for a new pipeline. A member of the board, or a person
6 designated by the board, shall serve as the presiding officer
7 at each meeting and present an agenda for the meeting which
8 shall include a summary of the legal rights of the affected
9 landowners. No formal record of the meeting shall be required.
10 The meeting shall be held at a location reasonably accessible
11 to all persons who may be affected by granting the permit.

12 4. The pipeline company seeking the permit for a new
13 pipeline shall give notice of the informational meeting to each
14 landowner affected by the proposed project and each person in
15 possession of or residing on the property. For the purposes of
16 the informational meeting, "*landowner*" means a person listed on
17 the tax assessment rolls as responsible for the payment of real
18 estate taxes imposed on the property and "*pipeline*" means a line
19 transporting a hazardous liquid under pressure in excess of one
20 hundred fifty pounds per square inch and extending a distance
21 of not less than five miles or having a future anticipated
22 extension of an overall distance of five miles.

23 5. a. The notice shall set forth the following: ~~the~~

24 (1) ~~The~~ name of the applicant, ~~the~~.

25 (2) ~~The~~ applicant's principal place of business, ~~the~~.

26 (3) ~~The~~ general description and purpose of the proposed
27 project, ~~the~~.

28 (4) ~~The~~ general nature of the right-of-way desired, ~~a~~.

29 (5) ~~A~~ map showing the route or location of the proposed
30 project, ~~that~~.

31 (6) ~~That~~ the landowner has a right to be present at the
32 meeting and to file objections with the board, ~~and a~~.

33 (7) ~~A~~ designation of the time and place of the meeting.

34 b. The notice shall be served by certified mail with
35 return receipt requested not less than thirty days previous

1 to the time set for the meeting, and shall be published once
2 in a newspaper of general circulation in the county. The
3 publication shall be considered notice to landowners whose
4 residence is not known and to each person in possession of or
5 residing on the property provided a good faith effort to notify
6 can be demonstrated by the pipeline company.

7 6. A pipeline company seeking rights under **this chapter**
8 shall not negotiate or purchase an easement or other interest
9 in land in a county known to be affected by the proposed
10 project prior to the informational meeting.

11 Sec. 69. Section 481A.4, Code 2019, is amended to read as
12 follows:

13 **481A.4 Fish hatcheries — game farms.**

14 The commission may establish and control the state
15 hatcheries and game farms, which shall be used for the purpose
16 of stocking the waters of the state with fish and the natural
17 covers with game birds to the extent of the means provided for
18 that purpose; and for impartially and equitably ~~distribute~~
19 distributing all birds, eggs, and fry raised by or furnished
20 to the state, or for ~~it~~ the state through other sources, in the
21 streams, lakes, and natural covers of the state.

22 Sec. 70. Section 481A.13, Code 2019, is amended to read as
23 follows:

24 **481A.13 Search warrants.**

25 1. Any court having jurisdiction of the offense, upon
26 receiving proof of probable cause for believing that any fish,
27 mussels, clams, frogs, birds, furs, or animals caught, taken,
28 killed, had in possession, under control, or shipped, contrary
29 to the Code, or hidden or concealed in any place, shall issue
30 a search warrant and cause a search to be made in any place
31 therefor.

32 2. The property so seized under warrant shall be safely
33 kept under the direction of the court so long as necessary for
34 the purpose of being used as evidence in any trial, ~~and if.~~ If
35 a trial results in a conviction, the property seized shall be

1 confiscated by the director or the director's officers. If
2 the trial does not result in a conviction, the property shall
3 be returned to the person pursuant to [section 481A.13A](#) unless
4 the property is fish or wildlife that is illegal to possess,
5 including fish or wildlife that was taken, possessed, or
6 transported unlawfully.

7 Sec. 71. Section 481A.36, subsection 2, Code 2019, is
8 amended to read as follows:

9 2. Prosecutions for violations may be brought in the county
10 in which any fish, fowl, bird, bird's nest, eggs, or plumage,
11 or animals protected by [this chapter](#) were unlawfully caught,
12 taken, killed, trapped, ensnared, bought, sold, or shipped
13 unlawfully, or in any county into or through which they were
14 received, transported, or found in the possession of any
15 person.

16 Sec. 72. Section 489.1101, subsection 4, Code 2019, is
17 amended to read as follows:

18 4. "Profession" means the ~~profession of certified~~ following
19 professions:

20 a. Certified public accountancy, architecture,
21 chiropractic, dentistry, physical.

22 b. Architecture.

23 c. Chiropractic.

24 d. Dentistry.

25 e. Physical therapy, practice.

26 f. Practice as a physician assistant, psychology,
27 professional.

28 g. Psychology.

29 h. Professional engineering, land.

30 i. Land surveying, landscape.

31 j. Landscape architecture, law, medicine.

32 k. Law.

33 l. Medicine and surgery, optometry, osteopathic.

34 m. Optometry.

35 n. Osteopathic medicine and surgery, accounting.

- 1 o. Accounting practitioner, ~~podiatry, real~~.
2 p. Podiatry.
3 q. Real estate brokerage, ~~speech~~.
4 r. Speech pathology, ~~audiology, veterinary~~.
5 s. Audiology.
6 t. Veterinary medicine, ~~pharmacy, nursing, marital~~.
7 u. Pharmacy.
8 v. Nursing.
9 w. Marital and family therapy or mental health counseling,
10 provided that the marital and family therapist or mental health
11 counselor is licensed under [chapters 147](#) and [154D](#), ~~or social~~.
12 x. Social work, provided that the social worker is licensed
13 pursuant to [chapter 147](#) and [section 154C.3, subsection 1](#),
14 paragraph "c".
- 15 Sec. 73. Section 490.140, subsection 19, Code 2019, is
16 amended to read as follows:
- 17 19. "Governmental subdivision" includes an authority, city,
18 county, district, township, and other political subdivision.
- 19 Sec. 74. Section 496C.2, subsections 4 and 5, Code 2019, are
20 amended to read as follows:
- 21 4. "Profession" means the ~~profession of certified~~ following
22 professions:
- 23 a. Certified public accountancy, ~~architecture,~~
24 ~~chiropractic, dentistry, physical~~.
25 b. Architecture.
26 c. Chiropractic.
27 d. Dentistry.
28 e. Physical therapy, ~~practice~~.
29 f. Practice as a physician assistant, ~~psychology, marital~~.
30 g. Psychology.
31 h. Marital and family therapy or mental health counseling,
32 provided that the marital and family therapist or mental health
33 counselor is licensed under [chapters 147](#) and [154D](#), ~~social~~.
34 i. Social work, provided that the social worker is licensed
35 pursuant to [chapter 147](#) and [section 154C.3, subsection 1](#),

- 1 paragraph "~~c~~", professional.
- 2 j. Professional engineering, ~~land~~.
- 3 k. Land surveying, ~~landscape~~.
- 4 l. Landscape architecture, ~~law, medicine~~.
- 5 m. Law.
- 6 n. Medicine and surgery, ~~optometry, osteopathic~~.
- 7 o. Optometry.
- 8 p. Osteopathic medicine and surgery, ~~accounting~~.
- 9 q. Accounting practitioner, ~~podiatry, real~~.
- 10 r. Podiatry.
- 11 s. Real estate brokerage, ~~speech~~.
- 12 t. Speech pathology, ~~audiology, veterinary~~.
- 13 u. Audiology.
- 14 v. Veterinary medicine, ~~pharmacy, and the~~.
- 15 w. Pharmacy.
- 16 x. The practice of nursing.
- 17 5. "*Professional corporation*" means a corporation subject to
- 18 this Act chapter, except a foreign professional corporation.
- 19 Sec. 75. Section 499.4, Code 2019, is amended to read as
- 20 follows:
- 21 **499.4 Use of term "cooperative" restricted.**
- 22 1. A person including a corporation hereafter organized,
- 23 which is not an association as defined in this chapter or a
- 24 cooperative as defined in chapter 501 or 501A, shall not use
- 25 the word "cooperative" or any abbreviation thereof in its
- 26 name or advertising or in any connection with its business,
- 27 except foreign associations admitted under section 499.54. The
- 28 attorney general or any association or any member thereof may
- 29 sue and enjoin such use.
- 30 2. This chapter does not control the use of fictitious
- 31 names; ~~however~~. However, if a cooperative association or a
- 32 foreign cooperative association uses a fictitious name in this
- 33 state, ~~it~~ the cooperative association or foreign cooperative
- 34 association shall deliver to the secretary of state for filing
- 35 a copy of the resolution of its board of directors, certified

1 by its secretary, adopting the fictitious name.

2 Sec. 76. Section 507B.12, subsection 2, Code 2019, is
3 amended to read as follows:

4 2. The powers vested in the commissioner by **this chapter**
5 shall be additional to any other powers to enforce any
6 penalties, fines, or forfeitures authorized by law with respect
7 to the methods, acts, and practices hereby declared to be
8 unfair or deceptive.

9 Sec. 77. Section 508.18, Code 2019, is amended to read as
10 follows:

11 **508.18 Decree.**

12 The court, on the final hearing, may make the decree subject
13 to the provisions of **section 508.19** as to the appointment of a
14 receiver, the disposition of the deposits of the company in the
15 hands of the commissioner, and its dissolution, if a domestic
16 company.

17 Sec. 78. Section 514B.26, subsection 2, Code 2019, is
18 amended to read as follows:

19 2. At the time and place fixed for a hearing, the person
20 charged shall have an opportunity to be heard and to show cause
21 why the order should not be made by the commissioner. Upon
22 good cause shown, the commissioner may permit any person to
23 intervene, appear, and be heard at the hearing by counsel or
24 in person. Nothing contained in **this chapter** shall require
25 the observance at any hearing of formal rules of pleading or
26 evidence. The provisions of section 507B.6, subsections 4
27 and 5, relating to the powers and duties of the commissioner
28 in relation to the hearing and relating to the rights and
29 obligations of persons upon whom the commissioner has served
30 notice shall apply to **this chapter**.

31 Sec. 79. Section 523A.601, subsection 5, paragraph a, Code
32 2019, is amended to read as follows:

33 a. The specific method or methods ~~(trust, including but~~
34 not limited to trust deposits, certificates of deposit,
35 life insurance or an annuity, a surety bond, or ~~warehousing)~~

1 warehousing, that will be used to fund the purchase agreement.

2 Sec. 80. Section 523I.312, subsection 1, Code 2019, is
3 amended to read as follows:

4 1. A nonperpetual cemetery shall not sell any lot or
5 interment space in the cemetery unless the purchaser of the
6 interment space is informed that the cemetery is a nonperpetual
7 care cemetery. Each nonperpetual care cemetery shall have
8 printed or stamped at the head of all of its contracts,
9 deeds, statements, letterheads, and advertising material, the
10 legend: ~~"This~~

11 This is a nonperpetual care cemetery", and shall not sell any
12 ~~lot or interment space in the cemetery unless the purchaser~~
13 ~~of the interment space is informed that the cemetery is a~~
14 ~~nonperpetual care cemetery.~~

15 Sec. 81. Section 537.2501, subsection 1, paragraph e,
16 subparagraph (3), Code 2019, is amended to read as follows:

17 (3) Escrows for future payments of taxes, including
18 assessments for improvements, insurance, and water, sewer, and
19 land rents.

20 Sec. 82. Section 554.10105, subsection 1, Code 2019, is
21 amended to read as follows:

22 1. The secretary of state, and the secretary's employees or
23 agents, are hereby exempted from all personal liability as a
24 result of errors or omissions in the performance of any duty
25 required by the Uniform Commercial Code, as provided in this
26 chapter, except in cases of willful negligence.

27 Sec. 83. Section 598.41, subsection 3, paragraph g, Code
28 2019, is amended to read as follows:

29 g. Whether one or both of the parents agree or are opposed
30 to joint custody.

31 Sec. 84. Section 626.30, Code 2019, is amended to read as
32 follows:

33 **626.30 Expiration or return of distress warrant.**

34 Proceedings by garnishment under a distress warrant issued
35 by the Iowa director of revenue or the director of inspections

1 and appeals shall not be affected by ~~its~~ the expiration or ~~its~~
2 return of the warrant.

3 Sec. 85. Section 628.19, Code 2019, is amended to read as
4 follows:

5 **628.19 Credit on lien.**

6 If the lienholder is unwilling to hold the property
7 and credit the debtor ~~thereon~~ with the full amount of the
8 lienholder's lien, the lienholder must state the utmost amount
9 that the lienholder is willing to credit the debtor ~~with~~.

10 Sec. 86. Section 633.3, subsections 16, 19, and 31, Code
11 2019, are amended to read as follows:

12 16. *Executor* — ~~means~~ any person appointed by the court to
13 administer the estate of a testate decedent.

14 19. *Functional limitations* — ~~means~~ the behavior or
15 condition of a person which impairs the person's ability to
16 care for the person's personal safety or to attend to or
17 provide for necessities for the person.

18 31. *Probate assets* — ~~means~~ a decedent's property subject to
19 administration by a personal representative.

20 Sec. 87. Section 633.356, Code 2019, is amended to read as
21 follows:

22 **633.356 Distribution of property by affidavit — very small**
23 **estates.**

24 1. When the gross value of the decedent's personal property
25 that would otherwise be distributed by will or intestate
26 succession is or has been, at any time since the decedent's
27 death, fifty thousand dollars or less and there is no real
28 property or the real property passes to persons exempt
29 from inheritance tax as joint tenants with full rights of
30 survivorship, and if forty days have elapsed since the death of
31 the decedent, a successor as defined in **subsection 2** may, by
32 furnishing an affidavit prepared pursuant to subsection 3 or
33 8, and without procuring letters of appointment, do any of the
34 following with respect to one or more items of such personal
35 property:

1 a. Receive any item of tangible personal property of the
2 decedent.

3 b. Have any evidence of a debt, obligation, interest,
4 right, security, or chose in action belonging to the decedent
5 transferred.

6 c. Collect the proceeds from any life insurance policy or
7 any other item of property for which a beneficiary has not been
8 designated.

9 2. "Successor" means:

10 a. If the decedent died testate, the reasonably
11 ascertainable beneficiary or beneficiaries who succeeded to the
12 item of property under the decedent's will. For the purposes
13 of [this subsection](#), the trustee of a trust created during the
14 decedent's lifetime is a beneficiary under the decedent's will
15 if the trust succeeds to the property under the decedent's
16 will.

17 b. If the decedent died intestate, the reasonably
18 ascertainable person or persons who succeeded to the property
19 under the laws of intestate succession of this state.

20 c. If the decedent received medical assistance benefits from
21 the state, the Iowa Medicaid agency that provided the benefits
22 is a successor pursuant to [subsection 8](#).

23 3. a. To collect money, receive tangible personal property,
24 or have evidences of intangible personal property transferred
25 under [this section](#), a successor shall furnish to the holder of
26 the decedent's property an affidavit under penalty of perjury
27 stating all of the following:

28 (1) The decedent's name, social security number, and date
29 and place of death.

30 (2) That at least forty days have elapsed since the death
31 of the decedent, as shown by an attached certified copy of the
32 death certificate of the decedent.

33 (3) That the gross value of the decedent's personal
34 property that would otherwise be distributed by will or
35 intestate succession is, or has been at any time since the

1 decedent's death, fifty thousand dollars or less and there is
2 no real property or the real property passes to persons exempt
3 from inheritance tax as joint tenants with full rights of
4 survivorship.

5 (4) A general description of the property of the decedent
6 that is to be paid, transferred, or delivered to or for the
7 benefit of each successor.

8 (5) The name, address, tax identification number and
9 relationship to the decedent of each successor, and whether any
10 successor is under a legal disability.

11 (6) If applicable pursuant to [subsection 2](#), paragraph "a",
12 that the attached copy of the decedent's will is the last will
13 of the decedent and has been delivered to the office of a clerk
14 of the district court in accordance with Iowa law.

15 (7) That no persons other than the successors listed in the
16 affidavit have a right to the interest of the decedent in the
17 described property.

18 (8) That the affiant requests that the described property be
19 paid, delivered, or transferred to or for the benefit of each
20 successor.

21 (9) That no debt is owed to the department of human services
22 for reimbursement of Medicaid benefits; or if debt is owed,
23 that the debt will be paid to the extent of funds received
24 pursuant to the affidavit.

25 (10) That no inheritance or other taxes are owed to the
26 department of revenue, or if taxes are owed, that the taxes
27 will be paid to the extent of funds received pursuant to the
28 affidavit.

29 (11) That creditors, if any, will be paid to the extent of
30 funds received pursuant to the affidavit.

31 (12) That the affiant affirms under penalty of perjury that
32 the affidavit is true and correct.

33 *b.* If there are two or more successors, any of the
34 successors may execute an affidavit under [this subsection](#).

35 4. *a.* If the decedent had evidence of ownership of the

1 property described in the affidavit and the holder of the
2 property would have the right to require presentation of the
3 evidence of ownership before the duty of the holder to pay,
4 deliver, or transfer the property to the decedent would have
5 arisen, the evidence of the ownership, if available, shall be
6 presented with the affidavit to the holder of the decedent's
7 property.

8 *b.* If the evidence of ownership is not presented to the
9 holder of the property, the holder may require, as a condition
10 for the payment, delivery, or transfer of the property, that
11 the affiant provide the holder with a bond in a reasonable
12 amount determined by the holder to be sufficient to indemnify
13 the holder against all liability, claims, demands, loss,
14 damages, costs, and expenses that the holder may incur or
15 suffer by reason of the payment, delivery, or transfer of the
16 property. *This subsection* does not preclude the holder and the
17 affiant from dispensing with the requirement that a bond be
18 provided, and instead entering into an agreement satisfactory
19 to the holder concerning the duty of the affiant to indemnify
20 the holder.

21 *c.* Judgments rendered by any court in this state and
22 mortgages belonging to a decedent whose personal property is
23 being distributed pursuant to *this section* may, without prior
24 order of court, be released, discharged, or assigned, in whole
25 or in part, as to any property, and deeds may be executed
26 in performance of real estate contracts entered into by the
27 decedent, where an affidavit made pursuant to subsection 3 or
28 8 is filed in the office of the county recorder of the county
29 wherein any judgment, mortgage, or real estate contract appears
30 of record.

31 5. Reasonable proof of the identity of each successor
32 seeking distribution by virtue of the affidavit shall be
33 provided to the satisfaction of the holder of the decedent's
34 property.

35 6. *a.* If the requirements of *this section* are satisfied:

1 (1) The property described in the affidavit shall be
2 paid, delivered, or transferred to or for the benefit of each
3 successor.

4 (2) A transfer agent of a security described in the
5 affidavit shall change registered ownership on the books of the
6 corporation from the decedent to or for the benefit of each
7 successor.

8 (3) The holder of the property may return the attached
9 certified copy of the decedent's death certificate to the
10 affiant.

11 *b.* If the holder of the decedent's property refuses to pay,
12 deliver, or transfer any property or evidence thereof to or
13 for the benefit of the successor within a reasonable time,
14 a successor may recover the property or compel its payment,
15 delivery, or transfer in an action brought for that purpose
16 against the holder of the property. If an action is brought
17 against the holder under [this subsection](#), the court shall
18 award attorney fees to the person bringing the action if the
19 court finds that the holder of the decedent's property acted
20 unreasonably in refusing to pay, deliver, or transfer the
21 property to or for the benefit of the successor as required by
22 this subsection.

23 7. *a.* If the requirements of [this section](#) are satisfied,
24 receipt by the holder of the decedent's property of the
25 affidavit under [subsection 3 or 8](#) constitutes sufficient
26 acquittance for the payment of money, delivery of property,
27 or transferring the registered ownership of property pursuant
28 to [this section](#) and discharges the holder from any further
29 liability with respect to the money or property. The holder
30 may rely in good faith on the statements in the affidavit and
31 has no duty to inquire into the truth of any statement in the
32 affidavit.

33 *b.* If the requirements of [this section](#) are satisfied, the
34 holder is not liable for any debt owed by the decedent by
35 reason of paying money, delivering property, or transferring

1 registered ownership of property pursuant to [this section](#). If
2 an action is brought against the holder under [this section](#),
3 the court shall award attorney fees to the holder if the court
4 finds that the holder acted reasonably in paying, delivering,
5 or transferring the property as required by [this section](#).

6 8. *a.* If an affidavit, executed under [this section](#) for
7 a deceased distributee of an estate being administered in
8 this state, is filed with the clerk of the district court in
9 which the estate is being administered, the court shall direct
10 the personal representative to pay the money or deliver the
11 property to or for the benefit of each successor to the extent
12 the court determines that the deceased distributee would have
13 been entitled to money or property of the estate.

14 *b.* When the department of human services is entitled to
15 money or property of a decedent pursuant to section 249A.53,
16 subsection 2, and no affidavit has been presented by a
17 successor as defined in [subsection 2](#), paragraph "a" or "b",
18 within ninety days of the date of the decedent's death, the
19 funds in the account or other property, up to the amount of
20 the claim of the department, shall be paid to the department
21 upon presentation by the department or an entity designated by
22 the department of an affidavit to the holder of the decedent's
23 property. Such affidavit shall include the information
24 specified in [subsection 3](#), except that the department may
25 submit proof of payment of funeral expenses as verification
26 of the decedent's death instead of a certified copy of the
27 decedent's death certificate. The amount of the department's
28 claim shall also be included in the affidavit, which shall
29 entitle the department to receive the funds as a successor.
30 The department shall issue a refund within sixty days to any
31 claimant with a superior priority pursuant to [section 633.425](#),
32 if notice of such claim is given to the department, or to the
33 entity designated by the department to receive notice, within
34 one year of the department's receipt of funds. This paragraph
35 shall apply to funds or property of the decedent transferred

1 to the custody of the treasurer of state as unclaimed property
2 pursuant to [chapter 556](#).

3 ~~9. The procedure provided by [this section](#) may be used only
4 if no administration of the decedent's estate is pending.~~

5 ~~10.~~ 9. Upon receipt of an affidavit under [subsection 3](#) and
6 reasonable proof under [subsection 5](#) of the identity of each
7 successor seeking distribution by virtue of the affidavit, the
8 holder of the property shall disclose to the affiant whether
9 the value of the property held by the holder is, or has been at
10 any time since the decedent's death, fifty thousand dollars or
11 less. An affidavit furnished for the purpose of determining
12 whether the value of the property is, or has been at any time
13 since the decedent's death, fifty thousand dollars or less need
14 not contain the language required under [subsection 3](#), paragraph
15 "a", subparagraph (3), but shall state that the affiant
16 reasonably believes that the gross value of the decedent's
17 personal property that would otherwise be distributed by will
18 or intestate succession is, or has been at any time since the
19 decedent's death, fifty thousand dollars or less and there is
20 no real property or the real property passes to persons exempt
21 from inheritance tax as joint tenants with full rights of
22 survivorship.

23 10. The procedure provided by [this section](#) may be used only
24 if no administration of the decedent's estate is pending.

25 Sec. 88. Section 633.637, Code 2019, is amended to read as
26 follows:

27 **633.637 Powers of ward.**

28 1. A ward for whom a conservator has been appointed shall
29 not have the power to convey, encumber, or dispose of property
30 in any manner, other than by will if the ward possesses the
31 requisite testamentary capacity, unless the court determines
32 that the ward has a limited ability to handle the ward's own
33 funds. If the court makes such a finding, ~~it~~ the court shall
34 specify to what extent the ward may possess and use the ward's
35 own funds.

1 2. Any modification of the powers of the ward that would
2 be more restrictive of the ward's control over the ward's
3 financial affairs shall be based upon clear and convincing
4 evidence and the burden of persuasion is on the conservator.
5 Any modification that would be less restrictive of the ward's
6 control over the ward's financial affairs shall be based upon
7 proof in accordance with the requirements of [section 633.675](#).

8 Sec. 89. Section 633.665, Code 2019, is amended to read as
9 follows:

10 **633.665 Separate actions and claims.**

11 1. Any action pending against the ward at the time the
12 conservator is appointed shall also be considered a claim
13 filed in the conservatorship if notice of substitution is
14 served on the conservator as defendant, and a duplicate of the
15 proof of service of notice of such proceeding is filed in the
16 conservatorship proceeding.

17 2. A separate action based on a debt or other liability
18 of the ward may be commenced against the conservator ~~as such~~
19 in lieu of filing a claim in the conservatorship. Such an
20 action shall be commenced by serving an original notice on the
21 conservator and filing a duplicate of the proof of service of
22 notice of such proceeding in the conservatorship proceeding.
23 Such an action shall also be considered a claim filed in the
24 conservatorship. Such an action may be commenced only in a
25 county where the venue would have been proper if there were no
26 conservatorship and the action had been commenced against the
27 ward.

28 Sec. 90. Section 669.11, Code 2019, is amended to read as
29 follows:

30 **669.11 Payment of award.**

31 Any award to a claimant under [this chapter](#), and any judgment
32 in favor of any claimant under [this chapter](#), shall be paid
33 promptly out of appropriations which have been made for ~~such~~
34 that purpose, if any; but any such amount or part thereof
35 which cannot be paid promptly from such appropriations shall

1 be paid promptly out of any ~~money~~ moneys in the state treasury
2 not otherwise appropriated. Payment shall be made only upon
3 receipt of a written release by the claimant in a form approved
4 by the attorney general.

5 Sec. 91. Section 716.12, Code 2019, is amended to read as
6 follows:

7 **716.12 Critical infrastructure sabotage — penalties.**

8 A person who commits critical infrastructure sabotage as
9 defined in section 716.11 is guilty of a class "B" felony, and
10 in addition to the provisions of section 902.9, subsection 1,
11 paragraph "b", shall be punished by a fine of not less than
12 eighty-five thousand dollars nor more than one hundred thousand
13 dollars.

14 Sec. 92. Section 717F.1, subsection 5, paragraph a,
15 subparagraph (5), Code 2019, is amended to read as follows:

16 (5) A member of the family rhinocero tidae of the order
17 perissodactyla, which is a rhinoceros.

18 Sec. 93. Section 717F.8, subsection 2, paragraph b, Code
19 2019, is amended to read as follows:

20 *b.* Five hundred dollars for a member of the family rhinocero
21 tidae of the order perissodactyla, which is a rhinoceros.

22 Sec. 94. Section 820.23, Code 2019, is amended to read as
23 follows:

24 **820.23 Application for extradition.**

25 1. When the return to this state of a person charged with
26 crime in this state is required, the prosecuting attorney shall
27 present to the governor the prosecuting attorney's written
28 application for a requisition for the return of the person
29 charged, in which application shall be stated the name of the
30 person so charged, the crime charged against the person, the
31 approximate time, place and circumstances of its commission,
32 the state in which the person is believed to be, including the
33 location of the accused therein at the time the application
34 is made and certifying that, in the opinion of the ~~said~~
35 prosecuting attorney the ends of justice require the arrest

1 and return of the accused to this state for trial and that the
2 proceeding is not instituted to enforce a private claim.

3 2. When the return to this state is required of a person
4 who has been convicted of a crime in this state and has escaped
5 from confinement or broken the terms of the person's bail,
6 probation, or parole, the prosecuting attorney of the county
7 in which the offense was committed, the parole board, or the
8 warden of the institution or sheriff of the county, from which
9 escape was made, shall present to the governor a written
10 application for a requisition for the return of such person,
11 in which application shall be stated the name of the person,
12 the crime of which the person was convicted, the circumstances
13 of the person's escape from confinement or of the breach of the
14 terms of the person's bail, probation, or parole, and the state
15 in which the person is believed to be, including the location
16 of the person therein at the time application is made.

17 3. The application shall be verified by affidavit, shall
18 be executed in duplicate, and shall be accompanied by two
19 certified copies of the indictment returned, or information
20 and affidavit filed, or of the complaint made to the judge
21 or magistrate, stating the offense with which the accused is
22 charged, or of the judgment of conviction or of the sentence.
23 The prosecuting officer, parole board, warden, or sheriff may
24 also attach such further affidavits and other documents in
25 duplicate as the prosecuting officer, parole board, warden,
26 or sheriff shall deem proper to be submitted with such
27 application. One copy of the application, with the action of
28 the governor indicated by endorsement thereon, and one of the
29 certified copies of the indictment, complaint, information, and
30 affidavits or of the judgment of conviction or of the sentence
31 shall be filed in the office of the governor to remain of
32 record in that office. The other copies of all papers shall be
33 forwarded with the governor's requisition.

34 Sec. 95. Section 822.6, subsection 2, Code 2019, is amended
35 to read as follows:

1 2. When a court is satisfied, on the basis of the
2 application, the answer or motion, and the record, that the
3 applicant is not entitled to postconviction relief and no
4 purpose would be served by any further proceedings, ~~it~~ the
5 court may indicate to the parties its intention to dismiss the
6 application and ~~its~~ the reasons for dismissal. The applicant
7 shall be given an opportunity to reply to the proposed
8 dismissal. In light of the reply, or on default thereof, the
9 court may order the application dismissed or grant leave to
10 file an amended application or direct that the proceedings
11 otherwise continue. Disposition on the pleadings and record is
12 not proper if a material issue of fact exists.

13 DIVISION II

14 CORRESPONDING CHANGES

15 Sec. 96. Section 8D.13, subsection 18, Code 2019, is amended
16 to read as follows:

17 18. Access to the network shall be offered to the department
18 of public safety and the department of public defense for
19 the purpose of establishing and operating a shared data-only
20 network providing law enforcement, emergency management,
21 disaster service, emergency warning, and other emergency
22 information dissemination services to federal, state, and local
23 law enforcement agencies as provided in sections ~~80.9~~ 80.5 and
24 80.9B, and local emergency management offices established under
25 the authority of sections 29C.9 and 29C.10.

26 Sec. 97. Section 97A.1, subsection 10, Code 2019, is amended
27 to read as follows:

28 10. "*Earnable compensation*" or "*compensation earnable*"
29 shall mean the regular compensation which a member would earn
30 during one year on the basis of the stated compensation for the
31 member's rank or position including compensation for longevity
32 and the daily amount received for meals under section ~~80.8~~ 80.6
33 and excluding any amount received for overtime compensation
34 or other special additional compensation, other payments for
35 meal expenses, uniform cleaning allowances, travel expenses,

1 and uniform allowances and excluding any amount received upon
2 termination or retirement in payment for accumulated sick leave
3 or vacation.

4 Sec. 98. Section 99F.1, subsection 7, Code 2019, is amended
5 to read as follows:

6 7. "*Division*" means the division of criminal investigation
7 of the department of public safety as provided in section ~~80.17~~
8 80.4.

9 Sec. 99. Section 135.141, subsection 1, Code 2019, is
10 amended to read as follows:

11 1. A division of acute disease prevention and emergency
12 response is established within the department. The division
13 shall coordinate the administration of this ~~division of this~~
14 ~~chapter subchapter~~ with other administrative divisions of the
15 department and with federal, state, and local agencies and
16 officials.

17 Sec. 100. Section 135.141, subsection 2, paragraphs g and i,
18 Code 2019, are amended to read as follows:

19 *g.* Apply for and accept grants, gifts, or other funds to be
20 used for programs authorized by this ~~division of this chapter~~
21 subchapter.

22 *i.* Adopt rules pursuant to [chapter 17A](#) for the
23 administration of this ~~division of this chapter subchapter~~
24 including rules adopted in cooperation with the Iowa pharmacy
25 association and the Iowa hospital association for the
26 development of a surveillance system to monitor supplies
27 of drugs, antidotes, and vaccines to assist in detecting a
28 potential public health disaster. Prior to adoption, the
29 rules shall be approved by the state board of health and the
30 director of the department of homeland security and emergency
31 management.

32 Sec. 101. Section 135.143, subsection 3, unnumbered
33 paragraph 1, Code 2019, is amended to read as follows:

34 A member of a public health response team acting pursuant to
35 this ~~division of this chapter subchapter~~ shall be considered

1 an employee of the state under [section 29C.21](#) and [chapter 669](#),
2 shall be afforded protection as an employee of the state under
3 [section 669.21](#), and shall be considered an employee of the
4 state for purposes of workers' compensation, disability, and
5 death benefits, provided that the member has done all of the
6 following:

7 Sec. 102. [Section 135.144](#), subsections 5, 6, 7, and 8, Code
8 2019, are amended to read as follows:

9 5. Order physical examinations and tests and collect
10 specimens as necessary for the diagnosis or treatment of
11 individuals, to be performed by any qualified person authorized
12 to do so by the department. An examination or test shall not be
13 performed or ordered if the examination or test is reasonably
14 likely to lead to serious harm to the affected individual.
15 The department may isolate or quarantine, pursuant to [chapter](#)
16 [139A](#) and the rules implementing [chapter 139A](#) and this ~~division~~
17 ~~of this chapter subchapter~~, any individual whose refusal of
18 medical examination or testing results in uncertainty regarding
19 whether the individual has been exposed to or is infected with
20 a communicable or potentially communicable disease or otherwise
21 poses a danger to public health.

22 6. Vaccinate or order that individuals be vaccinated
23 against an infectious disease and to prevent the spread of
24 communicable or potentially communicable disease. Vaccinations
25 shall be administered by any qualified person authorized to do
26 so by the department. The vaccination shall not be provided or
27 ordered if it is reasonably likely to lead to serious harm to
28 the affected individual. To prevent the spread of communicable
29 or potentially communicable disease, the department may
30 isolate or quarantine, pursuant to [chapter 139A](#) and the rules
31 implementing [chapter 139A](#) and this ~~division of this chapter~~
32 ~~subchapter~~, any person who is unable or unwilling to undergo
33 vaccination pursuant to [this subsection](#).

34 7. Treat or order that individuals exposed to or infected
35 with disease receive treatment or prophylaxis. Treatment

1 or prophylaxis shall be administered by any qualified
2 person authorized to do so by the department. Treatment or
3 prophylaxis shall not be provided or ordered if the treatment
4 or prophylaxis is reasonably likely to lead to serious harm to
5 the affected individual. To prevent the spread of communicable
6 or potentially communicable disease, the department may
7 isolate or quarantine, pursuant to [chapter 139A](#) and the rules
8 implementing [chapter 139A](#) and ~~this division of this chapter~~
9 subchapter, any individual who is unable or unwilling to
10 undergo treatment or prophylaxis pursuant to [this section](#).

11 8. Isolate or quarantine individuals or groups of
12 individuals pursuant to [chapter 139A](#) and the rules implementing
13 [chapter 139A](#) and ~~this division of this chapter~~ subchapter.

14 Sec. 103. Section 282.18, subsection 11, paragraph c, Code
15 2019, is amended to read as follows:

16 c. For purposes of [this subsection](#), "*school days of*
17 *enrollment*" does not include enrollment in summer school. For
18 purposes of [this subsection](#), "*varsity*" means the same as defined
19 in [section 256.46](#), subsection 3.

20 DIVISION III

21 CODE EDITOR DIRECTIVES

22 Sec. 104. CODE EDITOR DIRECTIVES.

23 1. Sections 18B.2, subsection 1, paragraph "a",
24 subparagraph (2), subparagraph division (a); and 455B.262,
25 subsection 1, Code 2019, are amended by striking the
26 words "flood plain" and inserting in lieu thereof the word
27 "floodplain".

28 2. Sections 335.2 and 414.21, Code 2019, are amended by
29 striking the words "flood plains" and inserting in lieu thereof
30 the word "floodplains".

31 3. Sections 49A.9, 218.72, 222.11, 222.69, 225.28, 226.17,
32 and 230.11, Code 2019, are amended by striking the word "money"
33 and inserting in lieu thereof the word "moneys".

34 4. Sections 25.2, subsection 4; 85.59, subsection 4; and
35 166.42, subsection 2, Code 2019, are amended by striking the

1 word "money" and inserting in lieu thereof the word "moneys".

2 5. Sections 135.42 and 249A.40, Code 2019, are amended by
3 striking the word "division" and inserting in lieu thereof the
4 word "subchapter".

5 6. Sections 15E.206, subsection 3, paragraph "a"; 15E.207,
6 subsection 2, paragraph "b", subparagraph division (c);
7 15E.208, subsection 5, paragraph "g", subparagraphs (1)
8 and (2); 15E.208, subsection 6, paragraph "d", subparagraph
9 (1), subparagraph division (a); 135.61, unnumbered paragraph
10 1; 135.61, subsection 1, paragraph "d"; 135.61, subsection
11 4; 135.62, subsection 1; 135.62, subsection 2, paragraph
12 "f", subparagraphs (2), (4), and (5); 135.63, subsection
13 1; 135.63, subsection 2, unnumbered paragraph 1; 135.63,
14 subsection 2, paragraph "f"; 135.63, subsection 2, paragraph
15 "g", subparagraph (1); 135.63, subsection 2, paragraph
16 "h", subparagraph (1), unnumbered paragraph 1; 135.63,
17 subsection 2, paragraph "j"; 135.63, subsection 2, paragraph
18 "k", subparagraph (1), unnumbered paragraph 1; 135.63,
19 subsection 2, paragraph "l", unnumbered paragraph 1; 135.63,
20 subsection 2, paragraphs "m" and "n"; 135.63, subsection 2,
21 paragraph "p", unnumbered paragraph 1; 135.63, subsection
22 3; 135.64, subsection 3; 135.72, unnumbered paragraph 1;
23 135.73, subsection 1; 135.73, subsection 2, unnumbered
24 paragraph 1; 135.73, subsection 3; 135.74, subsections 1
25 and 3; 135.75, subsection 2; 135.76, subsection 1; 135.100,
26 unnumbered paragraph 1; 135.105A, subsection 5; 135.108,
27 unnumbered paragraph 1; 135.140, unnumbered paragraph 1;
28 249K.2, subsection 6; 490.120, subsection 12, paragraph "c",
29 subparagraph (1); 490.140, subsection 29; 490.640, subsection
30 8; 490.809, subsection 2; 490.858, subsection 2; 490.1101,
31 unnumbered paragraph 1; 490.1105, subsection 3; 490.1107,
32 subsection 1, paragraph "h"; 490.1107, subsection 2; 490.1107,
33 subsection 4, paragraph "b"; 490.1108, subsection 1; 490.1114,
34 subsection 1; 490.1114, subsection 2, paragraph "g"; 490.1202,
35 subsection 7; 490.1301, unnumbered paragraph 1; 490.1320,

1 subsection 1; 490.1320, subsection 3, paragraphs "a" and "b";
2 490.1322, subsection 2, paragraph "c"; 490.1323, subsection
3 3; 490.1331, subsection 1; 490.1340, subsection 2, paragraph
4 "a", subparagraph (1); 490.1403, subsection 3; 490.1405,
5 subsection 2, paragraph "c"; 499.69A, subsection 6; 524.1309,
6 subsection 8; 524.1406, subsection 1; 524.1417, subsection 1;
7 and 524.1805, subsection 6, Code 2019, are amended by striking
8 the word "division" and inserting in lieu thereof the word
9 "subchapter".

10 7. The Code editor may change Code chapter division
11 designations to subchapter designations and correct internal
12 references as necessary within and to the following Code
13 chapters:

- 14 a. 135.
- 15 b. 490.

16 8. The Code editor may designate unnumbered Code chapter
17 headings as numbered subchapters and correct internal
18 references as necessary within and to the following Code
19 chapters:

- 20 a. 274.
- 21 b. 294.
- 22 c. 297.
- 23 d. 420.

24 9. The Code editor may add the following Code chapter
25 headings to the numbered subchapters in Code chapter 499A:

- 26 a. Subchapter I: add the heading, "GENERAL PROVISIONS".
- 27 b. Subchapter II: add the heading, "LOW-INCOME OR SWEAT
28 EQUITY HOUSING COOPERATIVES".

29 10. The Code editor shall delete unnumbered Code chapter
30 headings from Code chapter 15A.

31 11. a. The Code editor is directed to make the following
32 transfers:

- 33 (1) Section 80.6 to section 80.16.
- 34 (2) Section 80.7 to section 80.25.
- 35 (3) Section 80.8 to section 80.6.

1 (4) Section 80.9 to section 80.5.

2 (5) Section 80.17 to section 80.4.

3 (6) Section 488.1206 to section 488.117A.

4 b. The Code editor shall correct internal references in the
5 Code and in any enacted legislation as necessary due to the
6 enactment of this subsection.

7 12. The Code editor is directed to number unnumbered
8 paragraphs within sections 3.6, 6B.25, 8.21, 8.44, 8.61,
9 29A.13, 29A.17, 29A.37, 29A.40, 29A.46, 29A.47, 29A.61, 29A.74,
10 29B.3, 29B.4, 29B.25, 29B.35, 29B.42, 29B.61, 29B.64, 29B.66,
11 29B.70, 29B.79, 29B.105, 29B.119, 43.63, 44.17, 85A.25, 86.44,
12 100.5, 100.54, 100B.3, 100B.4, 100B.9, 157.7, 161E.14, 218.2,
13 218.94, 277.5, 277.7, 277.20, 303.6, 303.11, 303.21, 303.33,
14 303.86, 309.22, 331.241, 331.245, 331.435, 335.21, 347.25,
15 349.6, 357A.6, 357A.12, 357A.15, 357A.22A, 384.2, 384.14,
16 384.28, 384.61, 386.5, 388.3, 388.5, 422.6, 423B.3, 425.8,
17 425.28, 427.2A, 441.6, 441.33, 445.4, 450.6, 450.88, 455G.16,
18 462A.13, 468.92, 468.590, 479B.7, 479B.14, 480.5, 499.45,
19 509A.3, 509A.5, 509A.12, 509A.13, 515B.15, 515G.14, 524.539,
20 548.105, 548.114, 602.9206, 602.10104, 602.10107, 602.11103,
21 602.11108, 633.434, 691.2, 692.4, and 904.305, Code 2019, in
22 accordance with established Code section hierarchy and correct
23 internal references in the Code and in any enacted Iowa Acts,
24 as necessary.

25

EXPLANATION

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

28 This bill makes Code changes and corrections that are
29 considered to be nonsubstantive and noncontroversial, in
30 addition to style changes. Changes made include updating or
31 correcting names of public officers and entities, corrections
32 to citations to federal Acts, corrections to terminology,
33 spelling, format, capitalization, punctuation, and grammar,
34 as well as numbering, renumbering, and reorganizing various
35 provisions to eliminate unnumbered paragraphs and to

1 facilitate citation. The Code sections in which the technical,
2 grammatical, and other nonsubstantive changes are made include
3 the following:

4 Division I:

5 Section 6B.61: Numbers and letters unnumbered paragraphs to
6 improve citation and strikes the word "however" from language
7 that does not appear to state an exception in this provision
8 requiring approval of local officials prior to exercise of
9 eminent domain authority by entities created by political
10 subdivisions.

11 Sections 9C.1 and 9C.3: Adds commas to several series to
12 improve readability and to conform to current Code style in
13 language defining what is meant by "transient merchant" and
14 describing the transient merchant license application process.

15 Section 12C.1: Conforms to current Code tabulation style
16 language describing the approval process relating to the
17 deposit of funds held by certain officers or institutions into
18 depositories.

19 Section 12C.10: Corrects subject-verb agreement in language
20 relating to investment by governing boards or councils of funds
21 created by the vote of the people.

22 Section 29A.42: Numbers unnumbered paragraphs to improve
23 citation and conforms language preceding a citation to
24 current Code style in a provision relating to trespass upon or
25 interference with military facilities, property, or personnel.

26 Section 48A.11: Removes quotation marks from a form to
27 simplify the punctuation of a form and to conform the form
28 style to other forms in the Code in this provision listing the
29 questions and statement of eligibility that appear on mailed
30 voter registration forms.

31 Section 49.5: Moves language to place it with similar
32 content in this provision relating to the establishment of
33 boundaries for multiple election precincts within a city.

34 Sections 50.31 and 50.32: Reformats paragraphing and adds
35 the words "as follows" to place language into a Code form

1 to improve the visibility of the description of the verbiage
2 that is to be endorsed on envelopes containing the abstracts
3 of votes that are to be sent to the speaker of the house of
4 representatives and the state commissioner of elections.

5 Section 66.28: Updates archaic terminology in language
6 relating to witness fees for witnesses in proceedings for
7 removal of public officers from office.

8 Section 88.3: Updates the form of a citation to reflect
9 current Code style for citation to federal Acts, in a
10 definition of the term "federal law", for purposes of the state
11 occupational safety and health Code chapter.

12 Section 88A.16: Reformats language, adds the words "stating
13 the following:", and deletes quotation marks to improve the
14 visibility of language that describes the legend that must be
15 used by amusement ride operators by placing it into a Code
16 form.

17 Section 96.3: Divides a long sentence into two and letters
18 unnumbered paragraphs in language describing how an eligible
19 individual's weekly unemployment benefit amount should be
20 calculated.

21 Section 97A.5: Conforms to current Code tabulation style
22 language describing the membership of the board of trustees of
23 the department of public safety.

24 Section 124E.4: Changes "photograph" to "photo" in language
25 describing the type of identification that must be used by
26 patients and caregivers under the medical cannabidiol Act to
27 conform terminology to similar terminology used elsewhere in
28 the Code.

29 Section 229A.1: Divides and numbers resultant unnumbered
30 paragraphs to facilitate citation to the legislative findings
31 regarding the treatment of sexually violent predators.

32 Section 229A.8: Adds a specific subparagraph reference to a
33 paragraph reference that contains the determinative criteria
34 that must be established by a person who has been committed as
35 a sexually violent predator before that person may be released

1 from secure confinement.

2 Section 230.17: Deletes a comma which currently appears
3 before an essential clause and updates usage in language
4 relating to the power of a county board of supervisors to
5 compromise any liabilities for support of mentally ill persons
6 to the county.

7 Section 231.42: Corrects hyphenation in language describing
8 the responsibility of the office of long-term care ombudsman
9 for visiting long-term care facilities.

10 Section 232.8: Adds a comma to a series, to conform to
11 current Code style, in language describing the process of
12 transfer to the juvenile court of information regarding a
13 person charged with a public offense that is within juvenile
14 court jurisdiction.

15 Sections 232.36, 232.125, and 232.178: Adds the words "as
16 follows:", deletes quotation marks, and adds paragraphing to
17 set off language describing the captions for various petitions
18 in juvenile court into a Code form and to improve readability.

19 Section 235D.1: Changes an internal reference from
20 "subsection" to "section" within this undivided Code section
21 relating to criminal history checks of applicants at domestic
22 abuse or sexual assault centers.

23 Section 237A.30: Conforms to current Code tabulation style
24 language that currently appears after a colon and describes the
25 criteria used to rate child care facilities.

26 Section 252E.1: Adds a comma to a series to conform to
27 current Code style in language defining what constitutes a
28 health benefit plan for purposes of medical support orders.

29 Section 256.46: Divides, numbers, and conforms to current
30 Code tabulation style language describing the circumstances
31 under which a child, who does not meet residency requirements,
32 may participate in extracurricular interscholastic contests or
33 competitions.

34 Section 261.36: Adds commas to several series to conform
35 to current Code style in language describing the powers of the

1 college student aid commission.

2 Section 261.86: Adds a comma at the end of an independent
3 clause in language describing the application process for
4 assistance under the national guard educational assistance
5 program.

6 Section 261A.44: Divides the language of this Code section
7 relating to obligations secured by a trust agreement entered
8 into between the higher education loan authority and an
9 incorporated trustee to reflect subject matter and to improve
10 readability.

11 Section 262.9: Corrects a reference by name to the state
12 university of Iowa in language relating to expenditure of funds
13 by the state board of regents.

14 Section 262.34: Adds a comma at the end of an independent
15 clause in language governing the circumstances under which the
16 state board of regents is required to advertise for bids for
17 contemplated improvements or construction.

18 Section 272.2: Changes "Establish" to "Adopt" to conform
19 language relating to rules adoption by the board of educational
20 examiners to the terminology used in the administrative
21 procedures Act, Code chapter 17A.

22 Section 279.16: Rewrites a string citation to eliminate
23 both a numerical self-reference and a reference to a repealed
24 Code section in language relating to the rules of procedure
25 and process used by school boards in hearings on teacher
26 terminations.

27 Section 282.10: Strikes the words "following: The" to
28 combine two unnumbered paragraphs in language relating to
29 considerations in funding negotiations in school district
30 whole grade sharing agreements. Prior to June 30, 2018, this
31 language included multiple criteria and lettered paragraphs,
32 but the other criteria were eliminated over time.

33 Section 303.63: Numbers unnumbered paragraphs to improve
34 citation and updates language to reflect current style in
35 language describing trials to the court regarding actions taken

1 by the board of adjustment relating to land use districts.

2 Section 307.1: Adds a citation to facilitate hypertext
3 linkage in a definition of the term "commission" in the Code
4 chapter establishing the state department of transportation.

5 Section 309.97: Changes a string citation to a subchapter
6 citation which references the same Code sections in this
7 provision relating to the interpretation of the referenced
8 Code sections, governing county secondary road budgets, when
9 compared to provisions within the Code chapter governing local
10 budgets.

11 Section 314.22: Changes the word "invader" to "invasive" to
12 conform this language regarding integrated roadside management
13 to terminology used elsewhere in the Code that pertains to
14 invasive plant control.

15 Section 314.23: Adds the word "of" to the word "disposed"
16 to complete the verbal expression in language relating to the
17 disposal of topsoil taken from land during road construction.

18 Sections 321.423 and 321.431: Conforms terminology used to
19 describe rate of travel to other instances in the Code in these
20 provisions relating to use of flashing lights and adequacy of
21 service brakes on motor vehicles.

22 Section 325A.3A: Adds the verb "submitted" to language
23 describing the manner in which requests for hearings on denials
24 of permits or certificates under the Code chapter governing
25 motor carriers are to be made.

26 Section 358.1B: Supplies a missing indefinite article in
27 language defining the term "sanitary district" under the Code
28 chapter governing combined water and sanitary districts.

29 Section 386.7: Adds a specific citation to improve
30 hypertext linkage in language relating to the issuance of
31 revenue bonds by cities for self-liquidating improvements.

32 Section 421B.5: Adds a specific citation to improve
33 hypertext linkage in language relating to sales of cigarettes
34 by a wholesaler to another wholesaler or a retailer.

35 Section 422.32: Adds a specific citation to improve

1 hypertext linkage in language defining the terms applicable to
2 provisions governing the imposition of tax on income earned by
3 business corporations.

4 Section 425.17: Adds the word "this" to conform to current
5 Code referencing style in language relating to claims for
6 credit or reimbursement against property taxes due on a
7 homestead.

8 Section 427.13: Combines the unnumbered paragraphs of this
9 provision relating to real property which is subject to the
10 imposition of taxes.

11 Section 448.1: Numbers unnumbered paragraphs to facilitate
12 citation and correct internal references to reflect the
13 numbering in this provision relating to the issuance of deeds
14 to holders of tax sale certificates of purchase.

15 Section 450.32: Updates archaic language in this provision
16 relating to hearings and orders regarding appraisement of
17 property for inheritance tax purposes.

18 Section 450.47: Splits a long sentence into two to improve
19 the readability of this provision relating to valuation of
20 life and term estates in personal property for inheritance tax
21 purposes.

22 Section 453A.44: Redrafts language to replace parentheses
23 with commas and conform with current Code style in language
24 relating to issuance of licenses to distributors or subjobbers
25 of tobacco products.

26 Section 453A.45: Redrafts to conform to current Code
27 tabulation style language enumerating the contents of reports
28 to the department of revenue that must be made by common
29 carriers transporting tobacco products.

30 Section 455A.14: Moves a phrase to improve the readability
31 of language relating to the establishing of camping, rental,
32 and other fees for public parks or recreation areas by the
33 department of natural resources.

34 Section 455B.338: Substitutes for "said Act" a specific
35 reference to Code chapter 17A to facilitate hypertext linkage

1 within this Code section governing judicial review of the
2 actions of the environmental protection commission.

3 Sections 455B.339 and 455B.340: Substitutes for "said part"
4 a specific reference to part 2 to facilitate hypertext linkage
5 in these provisions relating to injunctions and penalties that
6 may issue for acts and practices in violation of disposal
7 restrictions applicable to radioactive waste.

8 Section 459.102: Conforms the spelling used to refer to fish
9 within this definitions Code section of the animal agriculture
10 compliance Act and to other uses of the term throughout the
11 Code.

12 Section 462A.3: Strikes the word "hereby" and numbers
13 unnumbered paragraphs to update the style and facilitate
14 citation to this Code section which enumerates the powers and
15 duties of the natural resource commission with respect to water
16 navigation.

17 Section 465C.3: Moves language to place similar content
18 together and divides a subsection into two lettered paragraphs
19 in this Code section outlining the membership of the advisory
20 board for state preserves.

21 Section 474.2: Divides a long sentence into two and updates
22 language in this Code section enumerating conditions which
23 would disqualify a person from holding the position of member
24 or chief operating officer of the utilities board.

25 Section 474.8: Divides a long sentence into two in this
26 provision describing the office location for the utilities
27 board, as well as performance requirements and travel expenses
28 pay for members and employees.

29 Section 479.4: Corrects the grammar to clarify the subject
30 in language describing the duties of the utilities board
31 relating to pipelines and underground storage facilities.

32 Section 479B.4: Numbers unnumbered paragraphs and conforms
33 language appearing after a colon to current Code tabulation
34 style in this provision relating to the application process for
35 pipeline companies seeking a permit to construct, maintain, and

1 operate new pipelines or proposing to store hazardous liquid
2 underground.

3 Section 481A.4: Corrects subject-verb agreement and
4 replaces a nonspecific pronoun with specific language in this
5 provision relating to the establishment and control of state
6 hatcheries and game farms.

7 Section 481A.13: Numbers unnumbered paragraphs, divides
8 a long sentence into two, and adds a comma after a prefatory
9 clause in this provision relating to the issuance and execution
10 of search warrants for fish, mussels, clams, frogs, birds,
11 furs, and animals believed to have been illegally taken,
12 controlled, killed, possessed, hidden, concealed, or shipped.

13 Section 481A.36: Adds the missing word "the" to language
14 relating to jurisdiction for prosecutions of violations of the
15 wildlife conservation Code chapter.

16 Sections 489.1101 and 496C.2: Places a series of enumerated
17 professions in an alphanumeric list within the definitions
18 sections of the Code chapters governing limited liability
19 companies and professional corporations.

20 Section 490.140: Adds a missing indefinite article to
21 a definition of "governmental subdivision" in the business
22 corporations Code chapter, which conforms the definition to
23 similar content in the nonprofit corporation Act, Code chapter
24 504.

25 Section 499.4: Numbers unnumbered paragraphs, divides a
26 long sentence into two, and replaces a nonspecific pronoun with
27 specific language in this provision relating to the use of the
28 term "cooperative" in advertising or in connection with the
29 conduct of a business.

30 Section 507B.12: Adds commas to multiple series to conform
31 to current Code style in language relating to the powers of
32 the commissioner of insurance relating to insurance trade
33 practices.

34 Section 508.18: Adds a missing definite article in language
35 regarding court decrees issued relating to life insurance

1 companies which have failed to make required deposits or file
2 required statements.

3 Section 514B.26: Adds a comma to a series to conform to
4 current Code style in language relating to hearings regarding
5 the denial, suspension, or revocation of a certificate of
6 authority for a health maintenance organization.

7 Section 523A.601: Redrafts, to replace parentheses with
8 commas to conform to current Code style, language describing
9 information that must be disclosed by sellers of cemetery
10 merchandise, funeral merchandise, funeral services, or a
11 combination of merchandise and services prior to accepting an
12 initial payment under a purchase agreement.

13 Section 523I.312: Redrafts to improve readability by
14 separating statutory language from language that describes
15 the contents of a legend which must appear on a nonperpetual
16 care cemetery's letterhead, contracts, deeds, statements, and
17 advertising material.

18 Section 537.2501: Adds commas to a series to conform to
19 current Code style in language describing charges that may
20 be contracted for and received by creditors, in addition to
21 finance charges, on debts secured by an interest in land under
22 the consumer credit code.

23 Section 554.10105: Removes a comma and adds the word
24 "and" to an essential clause that describes who is exempt
25 from liability as a result of errors or omissions made in the
26 performance of duties under the uniform commercial code.

27 Section 598.41: Adds the missing word "of" to language
28 relating to the factors the court must consider when
29 determining what custody arrangements are in the best interest
30 of a child in dissolution of marriage proceedings.

31 Section 626.30: Corrects a reference to the director of
32 revenue by name in language relating to the effect of the
33 expiration or return of a distress warrant issued by the
34 director of revenue or the director of inspections and appeals
35 on garnishment proceedings under the warrant.

1 Section 628.19: Updates language and eliminates a dangling
2 modifier in language describing when a redeeming lienholder
3 must indicate an amount that the lienholder is willing to
4 credit to a debtor.

5 Section 633.3: Strikes the word "means" to conform the
6 definitions of the terms "executor", "functional limitations",
7 and "probate assets" to the style of the other definitions of
8 terms in this definitions Code section for the probate code.

9 Section 633.356: Moves a subsection to the end of this Code
10 section relating to distribution of property by affidavit based
11 on the language of the subsection which refers to the entire
12 Code section.

13 Section 633.637: Numbers unnumbered paragraphs to improve
14 citation and replaces a nonspecific pronoun with specific
15 language in this provision enumerating the powers of a ward for
16 whom a conservator has been appointed.

17 Section 633.665: Numbers unnumbered paragraphs to improve
18 citation, deletes a comma before an essential clause, and
19 strikes the words "as such" in language describing how actions
20 based on liabilities of a ward are to be commenced.

21 Section 669.11: Changes "money" to "moneys" to conform to
22 current Code style and updates other language in this provision
23 relating to payment of awards to claimants under the state tort
24 claims Act.

25 Section 716.12: Adds a citation to the definition of the
26 term "critical infrastructure sabotage" to facilitate hypertext
27 linkage to the elements of the offense as contained in the
28 cited Code section.

29 Sections 717F.1 and 717F.8: Adds the words "of the" to
30 language describing a rhinoceros in these two provisions
31 within the Code chapter regulating the ownership, possession,
32 breeding, or transport of dangerous wild animals to conform
33 the style of the descriptions to the other descriptions of
34 dangerous wild animals within this Code chapter.

35 Section 820.23: Deletes a comma, adds commas to series,

1 and supplies the missing word "and" in language describing the
2 process for application for extradition of a person charged
3 with a crime.

4 Section 822.6: Replaces "it" and "its" with more specific
5 terminology in language relating to orders for dismissal of
6 proceedings for postconviction relief.

7 Division II:

8 This division contains corrections to references based on
9 changes to Code sections which are numbered or transferred or
10 in which unnumbered headings within Code chapters have been
11 designated as numbered subchapters in those Code chapters in
12 Division I or III of the bill.

13 Division III:

14 This division contains Code editor directives to change
15 the words "flood plain" or "flood plains" to "floodplain"
16 or "floodplains" to conform the spelling of the word in the
17 enumerated Code sections to the more usual spelling.

18 The division contains Code editor directives to change the
19 word "money" to "moneys" to conform the spelling of the word
20 in the enumerated Code sections to the more usual spelling in
21 similar context.

22 The division contains Code editor directives to change the
23 word "division" to "subchapter" in various enumerated Code
24 sections in the Code and to change the Code chapter division
25 designations to subchapter designations within a corresponding
26 list of enumerated Code chapters.

27 The division permits the Code editor to designate what
28 are currently unnumbered Code chapter subunit headings in
29 certain enumerated Code chapters as numbered subchapters and
30 add subchapter headings to numbered subchapters that have no
31 descriptive headings within Code chapter 499A.

32 The division also permits the Code editor to delete
33 unnumbered Code chapter subunit headings from Code chapter 15A.

34 The division also requires the Code editor to number the
35 unnumbered paragraphs in various enumerated provisions in

H.F. _____

- 1 accordance with established Code section hierarchy and to
- 2 correct internal references as necessary.