

House Study Bill 203 - Introduced

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

A BILL FOR

1 An Act relating to statutory corrections which may adjust
2 language to reflect current practices, insert earlier
3 omissions, delete redundancies and inaccuracies, delete
4 temporary language, resolve inconsistencies and conflicts,
5 update ongoing provisions, or remove ambiguities, and
6 including retroactive applicability provisions.
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

MISCELLANEOUS CHANGES

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Section 1. Section 1.14, Code 2019, is amended to read as follows:

1.14 Tribal ordinances or customs enforced.

Any tribal ordinance or custom ~~heretofore or hereafter~~ adopted by the governing council of the Sac and Fox Indian settlement in Tama county in the exercise of any authority which it may possess shall, if not inconsistent with any applicable civil law of the state, be given full force and effect in the determination of civil causes of action pursuant to [sections 1.12, 1.13, this section, and 1.15](#).

Sec. 2. Section 8.33, Code 2019, is amended to read as follows:

8.33 Time limit on obligations — reversion.

1. No obligation of any kind shall be incurred or created subsequent to the last day of the fiscal year for which an appropriation is made, except when specific provision otherwise is made in the Act making the appropriation. On August 31, or as otherwise provided in an appropriation Act, following the close of each fiscal year, all unencumbered or unobligated balances of appropriations made for that fiscal term revert to the state treasury and to the credit of the funds from which the appropriations were made, except that capital expenditures for the purchase of land or the erection of buildings or new construction continue in force until the attainment of the object or the completion of the work for which the appropriations were made unless the Act making an appropriation for the capital expenditure contains a specific provision relating to a time limit for incurring an obligation or reversion of funds. [This section](#) does not repeal sections 7D.11 through 7D.14.

2. ~~No~~ A payment of an obligation for goods and services shall not be charged to an appropriation subsequent to the last day of the fiscal year for which the appropriation is made

1 unless the goods or services are received on or before the last
2 day of the fiscal year, except that repair projects, purchase
3 of specialized equipment and furnishings, and other contracts
4 for services and capital expenditures for the purchase of land
5 or the erection of buildings or new construction or remodeling,
6 which were committed and in progress prior to the end of the
7 fiscal year are excluded from this ~~provision~~ subsection.

8 Sec. 3. Section 8.35A, subsection 2, Code 2019, is amended
9 to read as follows:

10 2. Commencing October 1, the director shall provide weekly
11 budget ~~tapes~~ data files in the form and level of detail
12 requested by the legislative services agency reflecting
13 finalized agency budget requests for the following fiscal year
14 as submitted to the governor. The director shall transmit
15 all agency requests in final form to the legislative services
16 agency by November 15. Final budget records containing the
17 governor's recommendation and final agency requests shall be
18 transmitted to the legislative services agency by January
19 1 or no later than the date the governor's budget document
20 is delivered to the printer. The governor's recommendation
21 included on this record shall be considered confidential by
22 the legislative services agency until it is made public by
23 the governor. The legislative services agency shall use this
24 data in the preparation of information for the legislative
25 appropriation process.

26 Sec. 4. Section 8.38, Code 2019, is amended to read as
27 follows:

28 **8.38 Misuse of appropriations.**

29 ~~No~~ A state department, institution, or agency, or any board
30 member, commissioner, director, manager, or other person
31 connected with any such department, institution, or agency,
32 shall not expend funds or approve claims in excess of the
33 appropriations made thereto, nor expend funds for any purpose
34 other than that for which the money was appropriated, except
35 as otherwise provided by law. A violation of ~~the foregoing~~

1 ~~provision~~ this section shall make any person ~~violating same,~~
2 committing or consenting to the violation ~~of same~~ liable to the
3 state for ~~such~~ the sum ~~so~~ expended together with interest and
4 costs, which shall be recoverable in an action to be instituted
5 by the attorney general for the use of the state, ~~which.~~ The
6 action may be brought in any county of the state.

7 Sec. 5. Section 8.46, subsection 4, Code 2019, is amended
8 to read as follows:

9 4. A contract for construction by a private party of
10 property to be lease-purchased by a state agency is a contract
11 for a public improvement as defined in [section 26.2](#) and is a
12 lease-purchase arrangement for purposes of this section. If
13 the estimated cost of the property to be lease-purchased that
14 is renovated, repaired, or involves new construction exceeds
15 the competitive bid threshold in [section 26.3](#), the state agency
16 shall comply with the competitive bidding requirements of
17 section 26.3.

18 Sec. 6. Section 8.57B, subsection 1, Code 2019, is amended
19 to read as follows:

20 1. A water quality infrastructure fund is created within
21 the division of soil conservation and water quality of the
22 department of agriculture and land stewardship. The fund shall
23 consist of moneys ~~transferred~~ deposited in the fund pursuant
24 to [section 8.57, subsection 5](#), paragraph "f", subparagraph
25 (1), subparagraph division (c), moneys transferred to the fund
26 pursuant to [section 423G.6](#), and appropriations made to the fund
27 and transfers of interest, earnings, and moneys from other
28 funds as provided by law.

29 Sec. 7. Section 8A.315, subsection 5, Code 2019, is amended
30 to read as follows:

31 5. Information on recycled content shall be requested on all
32 bids for paper products other than printing and writing paper
33 issued by the state and on other bids for products which could
34 have recycled content such as oil, plastic products, ~~including~~
35 ~~but not limited to~~ compost materials, aggregate, solvents,

1 soybean-based inks, and rubber products. Except for purchases
2 of printing and writing paper made pursuant to subsection 2,
3 paragraphs "c", "d", and "e", the department shall require
4 persons submitting bids for printing and writing paper to
5 certify that the printing and writing paper proposed complies
6 with the requirements referred to in subsection 2, paragraph
7 "a".

8 Sec. 8. Section 9A.105, subsections 2, 3, and 4, Code 2019,
9 are amended to read as follows:

10 2. Instead of proceeding under subsection 1, an individual
11 registered as an athlete agent in another state may apply for
12 registration as an athlete agent in this state by submitting to
13 the secretary of state all of the following:

14 a. A copy of the application for registration in another
15 state.

16 b. A statement that identifies any material change in the
17 information on the application or verifies there is no material
18 change in the information, signed under penalty of perjury.

19 c. A copy of the certificate of registration from the other
20 state.

21 3. The secretary of state shall issue a certificate of
22 registration to an individual who applies for registration
23 under subsection 2 if the secretary of state determines all of
24 the following:

25 a. The application and registration requirements of the
26 other state are substantially similar to or more restrictive
27 than this chapter.

28 b. The registration has not been revoked or suspended and
29 no action involving the individual's conduct as an athlete
30 agent is pending against the individual or the individual's
31 registration in any state.

32 4. For purposes of implementing subsection 3, the secretary
33 of state shall do all of the following:

34 a. Cooperate with national organizations concerned with
35 athlete agent issues and agencies in other states which

1 register athlete agents to develop a common registration form
2 and determine which states have laws that are substantially
3 similar to or more restrictive than [this chapter](#).

4 *b.* Exchange information, including information related
5 to actions taken against registered athlete agents or their
6 registrations, with those organizations and agencies.

7 Sec. 9. Section 9A.106, subsections 2 and 3, Code 2019, are
8 amended to read as follows:

9 2. The secretary of state may refuse to issue a certificate
10 of registration to an applicant for registration under section
11 9A.105, subsection 1, if the secretary of state determines
12 that the applicant has engaged in conduct that significantly
13 adversely reflects on the applicant's fitness to act as an
14 athlete agent. In making the determination, the secretary of
15 state may consider whether the applicant has done any of the
16 following:

17 *a.* Pleaded guilty or no contest to, has been convicted of,
18 or has charges pending for, a crime that would involve moral
19 turpitude or be a felony if committed in this state.

20 *b.* Made a materially false, misleading, deceptive, or
21 fraudulent representation in the application or as an athlete
22 agent.

23 *c.* Engaged in conduct that would disqualify the applicant
24 from serving in a fiduciary capacity.

25 *d.* Engaged in conduct prohibited by [section 9A.114](#).

26 *e.* Had a registration as an athlete agent suspended,
27 revoked, or denied in any state.

28 *f.* Been refused renewal of registration as an athlete agent
29 in any state.

30 *g.* Engaged in conduct resulting in imposition of a sanction,
31 suspension, or declaration of ineligibility to participate in
32 an interscholastic, intercollegiate, or professional athletic
33 event on a student athlete or a sanction on an educational
34 institution.

35 *h.* Engaged in conduct that adversely reflects on the

1 applicant's credibility, honesty, or integrity.

2 3. In making a determination under subsection 2, the
3 secretary of state shall consider all of the following:

4 a. How recently the conduct occurred.

5 b. The nature of the conduct and the context in which it
6 occurred.

7 c. Other relevant conduct of the applicant.

8 Sec. 10. Section 9A.110, subsection 2, Code 2019, is amended
9 to read as follows:

10 2. An agency contract shall contain all of the following
11 information:

12 a. A statement that the agent is registered as an athlete
13 agent in this state and a list of any other states in which the
14 agent is registered as an athlete agent.

15 b. The amount and method of calculating the consideration to
16 be paid by the student athlete for services to be provided by
17 the agent under the contract and any other consideration the
18 agent has received or will receive from any other source for
19 entering into the contract or providing the services.

20 c. The name of any person not listed in the agent's
21 application for registration or renewal of registration which
22 will be compensated because the athlete signed the contract.

23 d. A description of any expenses the athlete agrees to
24 reimburse.

25 e. A description of the services to be provided to the
26 athlete.

27 f. The duration of the contract.

28 g. The date of execution.

29 Sec. 11. Section 9A.113, subsection 1, Code 2019, is amended
30 to read as follows:

31 1. An athlete agent shall create and retain for five years
32 records of all of the following:

33 a. The name and address of each individual represented by
34 the agent.

35 b. Each agency contract entered into by the agent.

1 c. The direct costs incurred by the agent in the recruitment
2 or solicitation of each student athlete to enter into an agency
3 contract.

4 Sec. 12. Section 16.134A, subsection 3, unnumbered
5 paragraph 1, Code 2019, is amended to read as follows:

6 For each fiscal year in the ~~fiscal~~ period beginning July
7 1, 2018, and ending June 30, 2029, there is appropriated the
8 following percentages of the balance of the fund for the
9 following purposes:

10 Sec. 13. Section 16.154, subsection 1, unnumbered paragraph
11 1, Code 2019, is amended to read as follows:

12 An eligible entity may apply to the authority for financial
13 assistance under the program by submitting a plan that meets
14 all of the following requirements:

15 Sec. 14. Section 16.154, subsection 3, Code 2019, is amended
16 to read as follows:

17 3. ~~An~~ If an application by an eligible entity is approved,
18 the eligible entity ~~shall~~ may enter into an agreement with
19 the authority for the provision of financial assistance.
20 The agreement shall include standard terms for the receipt
21 of program moneys and any other terms the authority deems
22 necessary or convenient for the efficient administration of the
23 program.

24 Sec. 15. Section 17A.4B, subsection 1, paragraph c, Code
25 2019, is amended by striking the paragraph.

26 Sec. 16. Section 24.27, Code 2019, is amended to read as
27 follows:

28 **24.27 Protest to budget.**

29 1. Not later than March 25, or April 25 if the municipality
30 is a school district, a number of persons in any municipality
31 equal to one-fourth of one percent of those voting for the
32 office of governor, at the last general election in the
33 municipality, but the number shall not be less than ten, and
34 the number need not be more than one hundred persons, who are
35 affected by any proposed budget, expenditure or tax levy,

1 or by any item thereof, may appeal from any decision of the
2 certifying board or the levying board by filing with the county
3 auditor of the county in which the municipal corporation is
4 located, a written protest setting forth their objections to
5 the budget, expenditure or tax levy, or to one or more items
6 thereof, and the grounds for their objections. If a budget
7 is certified after March 15, or April 15 in the case of a
8 school district, all appeal time limits shall be extended to
9 correspond to allowances for a timely filing.

10 2. Upon the filing of a protest, the county auditor shall
11 immediately prepare a true and complete copy of the written
12 protest, together with the budget, proposed tax levy or
13 expenditure to which objections are made, and shall transmit
14 them forthwith to the state board, and shall also send a copy
15 of the protest to the certifying board or to the levying board,
16 as the case may be.

17 Sec. 17. Section 26.2, subsection 3, Code 2019, is amended
18 to read as follows:

19 3. a. "*Public improvement*" means a building or construction
20 work ~~which~~ that is constructed under the control of a
21 governmental entity and for which either of the following
22 applies:

23 (1) Has been paid for in whole or in part with funds of the
24 governmental entity.

25 (2) A commitment has been made prior to construction by the
26 governmental entity to pay for the building or construction
27 work in whole or in part with funds of the governmental entity.

28 b. "*Public improvement*" includes a building or improvement
29 constructed or operated jointly with any other public or
30 private agency, but excludes ~~urban~~ all of the following:

31 (1) Urban renewal demolition and low-rent housing projects,
32 industrial.

33 (2) Industrial aid projects authorized under chapter 419
34 emergency.

35 (3) Emergency work or repair or maintenance work performed

1 by employees of a governmental entity, ~~and excludes a.~~

2 (4) A highway, bridge, or culvert project, ~~and excludes~~
3 ~~construction.~~

4 (5) Construction or repair or maintenance work performed
5 for a city utility under [chapter 388](#) by its employees or
6 performed for a rural water district under [chapter 357A](#) by its
7 employees.

8 Sec. 18. Section 29A.12A, subsection 3, Code 2019, is
9 amended to read as follows:

10 3. There is no liability to the state of Iowa under this
11 section. Members of the governing body of the activity shall
12 not be held ~~to any personal or individual liability~~ personally
13 or individually liable for any action taken by them under this
14 chapter.

15 Sec. 19. Section 29A.57, subsection 7, Code 2019, is amended
16 to read as follows:

17 7. There is no liability to the state of Iowa under
18 this section. Members of the armory board and of the state
19 executive council shall not be held ~~to any personal or~~
20 ~~individual liability~~ personally or individually liable for any
21 action taken by them under [this chapter](#).

22 Sec. 20. Section 43.20, subsection 1, paragraphs a, b, and
23 c, Code 2019, are amended to read as follows:

24 a. If for governor, or United States senator, by at least
25 one percent of the voters of the candidate's party, in each of
26 at least ten counties of the state, and in the aggregate by
27 not less than one-half of one percent of the total vote of the
28 candidate's party in the state, as shown by the last general
29 election.

30 b. If for any other state office, by at least fifty
31 signatures in each of at least ten counties of the state, and
32 in the aggregate by not less than one thousand signatures.

33 c. If for a representative in Congress, in districts
34 composed of more than one county, by at least two percent of
35 the voters of the candidate's party, as shown by the last

1 general election, in each of at least one-half of the counties
2 of the district, and in the aggregate by not less than one
3 percent of the total vote of the candidate's party in such
4 district, as shown by the last general election. If for a
5 representative in the general assembly, by not less than fifty
6 voters of the representative district; and if for a senator in
7 the general assembly, by not less than one hundred voters of
8 the senatorial district.

9 Sec. 21. Section 44.9, subsection 3, Code 2019, is amended
10 to read as follows:

11 3. In the office of the ~~proper~~ appropriate school board
12 secretary, at least thirty-five days before the day of a
13 regularly scheduled school election.

14 Sec. 22. Section 49.58, subsection 2, Code 2019, is amended
15 to read as follows:

16 2. Each candidate for that office whose name appeared
17 on the general election ballot shall also be a candidate for
18 the office in the special election, except that the deceased
19 candidate's political party may designate another candidate in
20 substantially the manner provided by [section 43.78](#) for filling
21 vacancies on the general election ballot. However, a political
22 party which did not have a candidate on the general election
23 ballot for the office in question may similarly designate a
24 candidate for that office in the special election. The name
25 of any replacement or additional candidate so designated shall
26 be submitted in writing to the state commissioner, or the
27 commissioner in the case of a candidate for county supervisor,
28 not later than 5:00 p.m. on the first Tuesday after the date of
29 the general election. ~~No other candidate whose~~ The name of a
30 candidate that did not appear on the general election ballot
31 as a candidate for the office in question shall not be placed
32 on the ballot for the special election, in any manner. The
33 special election shall be held and canvassed in the manner
34 prescribed by law for the general election.

35 Sec. 23. Section 49.102, Code 2019, is amended to read as

1 follows:

2 **49.102 Defective ballots.**

3 ~~Said defective ballots~~ Ballots containing a defect described
4 in section 49.101 shall be counted for the candidate or
5 candidates for such offices named in the nomination papers,
6 certificate of nomination, or certified abstract.

7 Sec. 24. Section 49.103, Code 2019, is amended to read as
8 follows:

9 **49.103 Wrong ballots.**

10 ~~Said wrong ballots~~ Ballots containing an error described in
11 section 49.101 shall be counted as cast for all candidates for
12 whom the voter had the right to vote, and for whom the voter did
13 vote.

14 Sec. 25. Section 53.26, Code 2019, is amended to read as
15 follows:

16 **53.26 Rejected ballots — how handled.**

17 1. Every ballot not counted shall be endorsed on the back
18 thereof with the following:

19 ~~“Rejected~~ Rejected because (giving reason ~~therefor~~)”
20 therefor).

21 2. All rejected ballots shall be enclosed and securely
22 sealed in an envelope on which the precinct election officials
23 shall endorse “Defective ballots”, with a statement ~~of~~ signed
24 by the precinct election officials regarding the precinct in
25 which and the date of the election at which they were cast, ~~and~~
26 ~~be signed by the precinct election officials and.~~ The envelope
27 shall be returned to the same officer and in the same manner
28 as by law provided for the return and preservation of official
29 ballots voted at such election.

30 Sec. 26. Section 59.5, Code 2019, is amended to read as
31 follows:

32 **59.5 Statement and depositions — notice.**

33 The secretary shall deliver the ~~same~~ unopened papers
34 described in section 59.4 to the presiding officer of the house
35 in which the contest is to be tried, on or before the second

1 day of the session, regular or special, of the general assembly
2 next after taking the depositions, ~~and the~~. The presiding
3 officer shall immediately give notice to that officer's house
4 that such papers are in the officer's possession.

5 Sec. 27. Section 66.10, Code 2019, is amended to read as
6 follows:

7 **66.10 Governor to direct filing.**

8 The governor shall direct the attorney general to file ~~such~~
9 a petition for removal against any ~~of said officers~~ public
10 officer whenever the governor has reasonable grounds for
11 such direction. The attorney general shall comply with such
12 direction and prosecute ~~such~~ the action.

13 Sec. 28. Section 66.15, Code 2019, is amended to read as
14 follows:

15 **66.15 Order by appointed judge.**

16 Upon the receipt of ~~such~~ a commission issued pursuant to
17 section 66.14, ~~said~~ the judge shall immediately make an order
18 fixing a time and place of hearing in the county in which the
19 petition is filed. ~~Said time~~ The hearing date shall ~~not~~ be not
20 less than ten days nor more than twenty days from the date of
21 the order.

22 Sec. 29. Section 66.16, Code 2019, is amended to read as
23 follows:

24 **66.16 Filing order — effect.**

25 ~~Said~~ The order for hearing issued pursuant to section 66.15
26 shall be forwarded to the clerk of the district court of the
27 county in which the hearing is to be had. ~~Said~~ The time and
28 place for the hearing specified in the order shall supersede
29 the time and place specified in any notice already served.

30 Sec. 30. Section 66.17, Code 2019, is amended to read as
31 follows:

32 **66.17 Notice to accused.**

33 The clerk shall file ~~said~~ the order issued pursuant to
34 section 66.15, and forthwith give the defendant, by mail,
35 notice of the time and place of hearing.

1 Sec. 31. Section 66.30, Code 2019, is amended to read as
2 follows:

3 **66.30 Ordinance.**

4 The council may, by ordinance, provide as to the manner of
5 preferring and hearing ~~such~~ charges filed pursuant to section
6 66.29. ~~No~~ A person shall not be ~~twice~~ removed twice by the
7 council from the same office for the same offense. Proceedings
8 before the council shall not be a bar to proceedings in the
9 district court as provided in this chapter ~~provided~~.

10 Sec. 32. Section 69.16, subsection 2, Code 2019, is amended
11 to read as follows:

12 2. In the case where the appointment of members of the
13 general assembly is allowed, and the law does not otherwise
14 provide, if an even number of legislators are appointed they
15 shall be equally divided by political party affiliation; if an
16 odd number of members of the general assembly are appointed,
17 the number representing a certain political party shall not
18 exceed ~~by more than one~~ the number of legislative members of
19 the other political party who may be appointed by more than
20 one.

21 Sec. 33. Section 76.2, subsection 1, paragraph b, Code 2019,
22 is amended to read as follows:

23 **b.** If the resolution is filed prior to April 1, or May 1, if
24 the political subdivision is a school district, the annual levy
25 shall begin with the tax levy for collection commencing July
26 1 of that year. If the resolution is filed after April 1, or
27 May 1, in the case of a school district, the annual levy shall
28 begin with the tax levy for collection in the next succeeding
29 fiscal year. However, the governing authority of a political
30 subdivision may adjust a levy of taxes made under this section
31 for the purpose of adjusting the annual levies and collections
32 for property severed from the political subdivision, subject to
33 the approval of the director of the department of management.

34 Sec. 34. Section 84A.2, subsection 12, paragraph b, Code
35 2019, is amended to read as follows:

1 *b. "Industry or sector partnership"* may include
2 representatives of state or local government, state or
3 local economic development agencies, the state workforce
4 development board, local workforce development boards, the
5 department of workforce development or another entity providing
6 employment services, state or local agencies, business or trade
7 associations, economic development organizations, nonprofit
8 organizations, community-based organizations, philanthropic
9 organizations, industry associations, and other organizations,
10 as determined to be necessary by the members comprising the
11 industry or sector partnership.

12 Sec. 35. Section 85.37, subsection 1, Code 2019, is amended
13 to read as follows:

14 1. If an employee receives a personal injury causing
15 temporary total disability, or causing a permanent partial
16 disability for which compensation is payable during a healing
17 period, compensation for the temporary total disability or for
18 the healing period shall be upon the basis provided in this
19 section. The weekly benefit amount payable to any employee
20 for any one week shall be upon the basis of eighty percent
21 of the employee's weekly spendable earnings, but shall not
22 exceed an amount, rounded to the nearest dollar, equal to
23 sixty-six and two-thirds percent of the statewide average
24 weekly wage paid employees as determined by the department of
25 workforce development under [section 96.19, subsection 36](#), and
26 in effect at the time of the injury. However, as of ~~July 1,~~
27 ~~1975; July 1, 1977; July 1, 1979; and July 1, 1981~~, the maximum
28 weekly benefit amount rounded to the nearest dollar shall be
29 increased so that it equals ~~one hundred percent, one hundred~~
30 ~~thirty-three and one-third percent, one hundred sixty-six and~~
31 ~~two-thirds percent, and two hundred percent, respectively,~~
32 of the statewide average weekly wage as determined above in
33 this section. Total weekly compensation for any employee
34 shall not exceed eighty percent per week of the employee's
35 weekly spendable earnings. The minimum weekly benefit amount

1 shall be equal to the weekly benefit amount of a person whose
2 gross weekly earnings are thirty-five percent of the statewide
3 average weekly wage, or to the spendable weekly earnings of the
4 employee, whichever are less.

5 Sec. 36. Section 85A.26, Code 2019, is amended to read as
6 follows:

7 **85A.26 Insurance contracts.**

8 No policy of insurance in effect ~~at the time of the enactment~~
9 ~~of this chapter on October 1, 1947,~~ covering the liability
10 of an employer under the workers' compensation law, shall be
11 construed to cover the liability of such employer under this
12 chapter for any occupational disease unless such liability
13 is expressly accepted by the insurance carrier issuing such
14 policy and is endorsed ~~thereon~~ on the policy. The insurance or
15 security in force to cover compensation liability under this
16 chapter shall be separate and distinct from the insurance or
17 security under the workers' compensation law and any insurance
18 contract covering liability under either this chapter or the
19 workers' compensation law need not cover any liability under
20 the other.

21 Sec. 37. Section 86.11, Code 2019, is amended to read as
22 follows:

23 **86.11 Reports of injuries.**

24 Every employer shall ~~hereafter~~ keep a record of all
25 injuries, fatal or otherwise, alleged by an employee to have
26 been sustained in the course of the employee's employment
27 and resulting in incapacity for a longer period than one
28 day. If the injury results only in temporary disability,
29 causing incapacity for a longer period than three days,
30 then within four days thereafter, not counting Sundays and
31 legal holidays, the employer or insurance carrier having had
32 notice or knowledge of the occurrence of such injury and
33 resulting disability shall file a report with the workers'
34 compensation commissioner in the form and manner required by
35 the commissioner. If such injury to the employee results in

1 permanent total disability, permanent partial disability, or
2 death, then the employer or insurance carrier, upon notice or
3 knowledge of the occurrence of the employment injury, shall
4 file a report with the workers' compensation commissioner
5 within four days after having notice or knowledge of the
6 permanent injury to the employee or the employee's death. The
7 report to the workers' compensation commissioner of injury
8 shall be without prejudice to the employer or insurance
9 carrier and shall not be admitted in evidence or used in any
10 trial or hearing before any court, the workers' compensation
11 commissioner, or a deputy workers' compensation commissioner
12 except as to the notice under [section 85.23](#).

13 Sec. 38. Section 88.1, subsection 3, Code 2019, is amended
14 to read as follows:

15 3. Authorizing the labor commissioner to set mandatory
16 occupational safety and health standards applicable to
17 businesses, and by providing for an adjudicatory process
18 through the employment appeal board within the department of
19 inspections and appeals for carrying out adjudicatory functions
20 under the this chapter.

21 Sec. 39. Section 96.7, subsection 2, paragraph d,
22 subparagraph (1), Code 2019, is amended to read as follows:

23 (1) The current reserve fund ratio is computed by dividing
24 the total funds available for payment of benefits, on the
25 computation date or on August 15 following the computation
26 date if the total funds available for payment of benefits is a
27 higher amount on August 15, by the total wages paid in covered
28 employment excluding reimbursable employment wages during the
29 first four calendar quarters of the five calendar quarters
30 immediately preceding the computation date. However, in
31 computing the current reserve fund ratio ~~the following amounts,~~
32 beginning July 1, 2007, one hundred fifty million dollars shall
33 be added to the total funds available for payment of benefits
34 on ~~the following computation dates:~~

35 ~~(a) Twenty million dollars on July 1, 2004.~~

1 ~~(b) Seventy million dollars on July 1, 2005.~~

2 ~~(c) One hundred twenty million dollars on July 1, 2006.~~

3 ~~(d) One hundred fifty million dollars on July 1, 2007, and~~
4 ~~on~~ each subsequent computation date.

5 Sec. 40. Section 96.16, subsections 1 and 2, Code 2019, are
6 amended to read as follows:

7 1. *Penalties.* An individual who makes a false statement
8 or representation knowing it to be false or knowingly fails to
9 disclose a material fact, to obtain or increase any benefit or
10 other payment under [this chapter](#), either for the individual or
11 for any other individual, is guilty of a fraudulent practice as
12 defined in [sections 714.8 to through 714.14](#). The total amount
13 of benefits or payments involved in the completion of or in
14 the attempt to complete a fraudulent practice shall be used in
15 determining the value involved under [section 714.14](#).

16 2. *False statement.* Any employing unit or any officer or
17 agent of an employing unit or any other person who makes a
18 false statement or representation knowing it to be false, or
19 who knowingly fails to disclose a material fact, to prevent
20 or reduce the payment of benefits to any individual entitled
21 thereto, or to avoid becoming or remaining subject hereto,
22 or to avoid or reduce any contribution or other payment
23 required from an employing unit under [this chapter](#), or who
24 willfully fails or refuses to make any such contributions or
25 other payment or to furnish any reports required hereunder
26 or to produce or permit the inspection or copying of records
27 as required hereunder, is guilty of a fraudulent practice
28 as defined in [sections 714.8 to through 714.14](#). The total
29 amount of benefits, contributions, or payments involved in
30 the completion of or in the attempt to complete a fraudulent
31 practice shall be used in determining the value involved under
32 section 714.14.

33 Sec. 41. Section 100.52, Code 2019, is amended to read as
34 follows:

35 **100.52 Grounds for issuance.**

1 1. The judicial officer shall review the application and may
2 take sworn testimony or receive affidavits to supplement ~~it~~ the
3 application.

4 2. If the judicial officer is satisfied that there are legal
5 grounds under the circumstances specified in the application
6 and any supplementary testimony taken sufficient to justify the
7 issuance of an inspection warrant, ~~it~~ an inspection warrant
8 shall be issued.

9 Sec. 42. Section 123.38, subsection 1, Code 2019, is amended
10 to read as follows:

11 1. A liquor control license, wine permit, or beer permit
12 is a personal privilege and is revocable for cause. It is not
13 property nor is it subject to attachment and execution nor
14 alienable nor assignable, and it shall cease upon the death
15 of the permittee or licensee. However, the administrator
16 of the division may in the administrator's discretion allow
17 the executor or administrator of the estate of a permittee
18 or licensee to operate the business of the decedent for a
19 reasonable time not to exceed the expiration date of the permit
20 or license. Every permit or license shall be issued in the
21 name of the applicant and no person holding a permit or license
22 shall allow any other person to use it.

23 Sec. 43. Section 123.38, subsection 2, paragraph a,
24 unnumbered paragraph 1, Code 2019, is amended to read as
25 follows:

26 Any licensee or permittee, or the ~~licensee's or permittee's~~
27 executor or administrator of the estate of a licensee or
28 permittee, or any person duly appointed by the court to take
29 charge of and administer the property or assets of the licensee
30 or permittee for the benefit of the licensee's or permittee's
31 creditors, may voluntarily surrender a license or permit to the
32 division. When a license or permit is surrendered the division
33 shall notify the local authority, and the division or the local
34 authority shall refund to the person surrendering the license
35 or permit, a proportionate amount of the fee received by the

1 division or the local authority for the license or permit as
2 follows:

3 Sec. 44. Section 123.91, unnumbered paragraph 1, Code 2019,
4 is amended to read as follows:

5 Any Unless otherwise provided by law, a person who has been
6 convicted, in a criminal action, in any court of record, of
7 a violation of a provision of this chapter, a provision of
8 the prior laws of this state relating to alcoholic liquors,
9 wine, or beer which was in force prior to the enactment of
10 this chapter, or a provision of the laws of the United States
11 or of any other state relating to alcoholic liquors, wine, or
12 beer, and who is thereafter convicted of a subsequent criminal
13 offense against any provision of this chapter is guilty of the
14 following offenses:

15 Sec. 45. Section 123.99, Code 2019, is amended to read as
16 follows:

17 **123.99 False statements.**

18 If any A person commits a simple misdemeanor if the person,
19 for the purpose of procuring the shipment, transportation, or
20 conveyance of any alcoholic liquor, wine, or beer within this
21 state in violation of this chapter, shall make does any of the
22 following:

23 1. Makes to any person, company, corporation, or common
24 carrier, or to any agent thereof, any false statements as to
25 the character or contents of any box, barrel, or other vessel
26 or package containing such alcoholic liquor, wine, or beer; or
27 shall refuse.

28 2. Refuses to give correct and truthful information as
29 to the contents of any such box, barrel, or other vessel or
30 package so sought to be transported or conveyed; or shall
31 falsely mark, brand, or label such.

32 3. Falsely labels, brands, or marks a box, barrel, or other
33 vessel or package in order to conceal the fact that the same
34 contains alcoholic liquor, wine, or beer; or shall by.

35 4. By any device or concealment procure procures or attempt

1 attempts to procure the conveyance or transportation of ~~such~~
2 alcoholic liquor, wine, or beer ~~as herein prohibited~~, the
3 ~~person shall be guilty of a simple misdemeanor.~~

4 Sec. 46. Section 123.107, subsection 2, Code 2019, is
5 amended to read as follows:

6 2. ~~But proof~~ Proof of the violation by the accused of any
7 provision of this chapter, the substance of which violation
8 is briefly set forth, within the time mentioned in ~~said the~~
9 indictment or information, shall be sufficient to convict such
10 person.

11 Sec. 47. Section 124.302, subsection 1, Code 2019, is
12 amended to read as follows:

13 1. Every person who manufactures, distributes, ~~or~~
14 dispenses, or conducts research with any controlled substance
15 in this state or who proposes to engage in the manufacture,
16 distribution, or dispensing of or conducting research with
17 any controlled substance within this state, shall obtain and
18 maintain a registration issued by the board in accordance with
19 ~~its~~ the board's rules.

20 Sec. 48. Section 124.308, subsection 1, Code 2019, is
21 amended to read as follows:

22 1. Except when dispensed directly by a practitioner to
23 an ultimate user, a prescription drug as defined in section
24 155A.3 that is a controlled substance shall not be dispensed
25 without a prescription, ~~unless such.~~ The prescription is must
26 be authorized by a practitioner and ~~complies~~ must comply with
27 this section, section 155A.27, applicable federal law and
28 regulation, and rules of the board.

29 Sec. 49. Section 124.409, Code 2019, is amended to read as
30 follows:

31 **124.409 Conditional discharge, commitment for treatment, and**
32 **probation.**

33 Whenever the court finds that a person who is charged with
34 a violation of section 124.401 and who consents thereto, or
35 who has entered a plea of guilty to or been found guilty of a

1 violation of that section, is addicted to, dependent upon, or a
2 chronic abuser of any controlled substance and that such person
3 will be aided by proper medical treatment and rehabilitative
4 services, it may order that the person be committed as an
5 in-patient or out-patient to a facility licensed by the
6 Iowa department of public health for medical treatment and
7 rehabilitative services. A person committed under this
8 ~~subsection~~ section who is not possessed of sufficient income
9 or estate to enable the person to make payment of the costs
10 of such treatment in whole or in part shall be considered a
11 state patient and the costs of treatment shall be paid as
12 provided in [section 125.44](#). The determination of ability to
13 pay shall be made by the court. The court shall require the
14 patient, or the patient's parent, guardian, or custodian to
15 complete under oath a detailed financial statement. The court
16 may enter appropriate orders requiring the patient or those
17 legally liable for the patient's support to reimburse the
18 state with the costs, or any part thereof. In order to obtain
19 the most effective results from such medical treatment and
20 rehabilitative services, the court may commit the person to the
21 custody of a public or private agency or any other responsible
22 person and impose other conditions upon the commitment as is
23 necessary to insure compliance with the court's order and to
24 insure that the person will not, during the period of treatment
25 and rehabilitation, again violate a provision of [this chapter](#).
26 If it is established thereafter to the satisfaction of the
27 court that the person has again violated a provision of this
28 chapter, the person may be returned to custody or sentenced
29 upon conviction as provided by law. The public or private
30 agency or responsible person to whom the accused person was
31 committed by the court shall immediately report to the court
32 when the person has received maximum benefit from the program
33 or has recovered from addiction, dependency, or tendency to
34 chronically abuse any controlled substance. The person shall
35 then be returned to the court for disposition of the case. If

1 the person has been charged or indicted, but not convicted,
2 such charge shall proceed to trial or final disposition. If
3 the person has been convicted or is thereafter convicted, the
4 court shall sentence the person as provided by law but may
5 remit all or any part of the sentence and place the person on
6 probation upon terms and conditions as the court may prescribe.

7 Sec. 50. Section 139A.18, Code 2019, is amended to read as
8 follows:

9 **139A.18 Reimbursement from county.**

10 If any person receives services or supplies under this
11 chapter who does not have residence in the county in which
12 the bills were incurred and paid, the amount paid shall be
13 certified to the board of supervisors of the county in which
14 the person claims ~~settlement~~ residence or owns property, and
15 the board of supervisors of that county shall reimburse the
16 county from which the claim is certified, in the full amount
17 originally paid.

18 Sec. 51. Section 139A.30, Code 2019, is amended to read as
19 follows:

20 **139A.30 Confidential reports.**

21 1. Reports to the department which include the identity
22 of persons infected with a sexually transmitted disease or
23 infection, and all such related information, records, and
24 reports concerning the person, shall be confidential and shall
25 not be accessible to the public.

26 2. ~~However~~ Notwithstanding subsection 1, such reports
27 to the department and related reports, information, and
28 records shall be confidential only to the extent necessary
29 to prevent identification of persons named in such reports,
30 information, and records; ~~the.~~ The other parts of such
31 reports, information, and records shall be public records.
32 ~~The preceding sentence~~ This subsection shall prevail over any
33 inconsistent provision of this subchapter.

34 Sec. 52. Section 154D.4, subsection 3, paragraph a, Code
35 2019, is amended to read as follows:

1 a. Persons licensed to practice other professions under
2 this [sub](#)title, provided that ~~the person does not represent~~
3 ~~that the person is a licensed behavior analyst or licensed~~
4 ~~assistant behavior analyst unless also licensed as one~~, applied
5 behavior analysis is within the scope of practice of the
6 person's profession, and the services provided are within the
7 boundaries of the person's education, training, and competence,
8 and the person does not represent that the person is a licensed
9 behavior analyst or licensed assistant behavior analyst unless
10 also licensed as one.

11 Sec. 53. Section 155A.27, subsection 1, Code 2019, is
12 amended to read as follows:

13 1. Except when dispensed directly by a prescriber to an
14 ultimate user, a prescription drug shall not be dispensed
15 without a prescription, that is authorized by a prescriber, and
16 based on a valid patient-prescriber relationship.

17 Sec. 54. Section 156.2, unnumbered paragraph 1, Code 2019,
18 is amended to read as follows:

19 ~~Section~~ The terms defined in section 156.1 shall not be
20 construed to include the following classes of persons:

21 Sec. 55. Section 159A.14, subsection 5, paragraph b,
22 subparagraph (1), Code 2019, is amended to read as follows:

23 (1) Upgrade or replace a dispenser which is part of
24 gasoline storage and dispensing infrastructure used to store
25 and dispense E-85 gasoline as provided in [section 455G.31](#).
26 The participating person is only eligible to be awarded the
27 supplemental financial incentives if the person installed
28 the dispenser not later than sixty days after ~~the date of~~
29 ~~the publication in the Iowa administrative bulletin of the~~
30 ~~state fire marshal's order providing that a commercially~~
31 ~~available dispenser is listed as compatible for use with E-85~~
32 ~~gasoline by an independent testing laboratory as provided in~~
33 ~~[section 455G.31](#)~~ July 27, 2011. The supplemental financial
34 incentives awarded to the participating person shall not
35 exceed seventy-five percent of the actual cost of making the

1 improvement or thirty thousand dollars, whichever is less.

2 Sec. 56. Section 166D.2, subsection 1, Code 2019, is amended
3 by striking the subsection.

4 Sec. 57. Section 166D.3, Code 2019, is amended to read as
5 follows:

6 **166D.3 State pseudorabies advisory committee.**

7 1. A state pseudorabies advisory committee is established.
8 The committee shall consist of not more than seven members who
9 shall be appointed by the Iowa pork producers association. At
10 least four members of the committee must be actively engaged
11 in swine production. The members shall serve staggered
12 terms of two years, except that the initial ~~board~~ committee
13 members shall serve unequal terms. A person appointed to fill
14 a vacancy for a member shall serve only for the unexpired
15 portion of the term. A member is eligible for reappointment
16 for three successive terms. A majority of the ~~board~~ committee
17 constitutes a quorum and an affirmative vote of the majority
18 of members is necessary for substantive action taken by the
19 ~~board~~ committee. The majority shall not include any member who
20 has a conflict of interest and a statement by a member of a
21 conflict of interest shall be conclusive for this purpose. A
22 vacancy in the membership does not impair the right of a quorum
23 to exercise all rights and perform all duties of the ~~board~~
24 committee.

25 2. The advisory committee shall:

26 ~~1-~~ a. Inform and educate interested persons in the state,
27 including persons involved in producing, processing, or
28 marketing swine, regarding eradication activities under this
29 chapter.

30 ~~2-~~ b. Review eradication activities under **this chapter**
31 including the pseudorabies eradication programs. The
32 committee shall make recommendations to the department and
33 the inspection service and may consult with state officials
34 regarding any matter relating to pseudorabies control and
35 eradication, including departmental rules, other state or

1 federal regulations, program areas, the use of vaccine, testing
2 procedures, the progress of pseudorabies eradication programs,
3 and state and federal program standards. The committee in
4 cooperation with the department shall report to the governor
5 and general assembly not later than January 15 the progress of
6 pseudorabies eradication, including recommendations.

7 ~~3. c.~~ Maintain communication with other states and with
8 the national pork producers council, the livestock conservation
9 institute, and the inspection service.

10 Sec. 58. Section 206.7A, subsection 2, Code 2019, is amended
11 to read as follows:

12 2. This section does not apply to an ~~operator~~ a commercial,
13 public, or private applicator who is certified pursuant to this
14 chapter.

15 Sec. 59. Section 206.22, subsection 2, Code 2019, is amended
16 to read as follows:

17 2. Any person violating any provision of this chapter other
18 than section 206.11, subsection 1, paragraph "a", or section
19 206.7A shall be guilty of a serious misdemeanor; provided, that
20 any offense committed more than five years after a previous
21 conviction shall be considered a first offense; and provided,
22 further, that in any case where a registrant was issued a
23 warning by the secretary pursuant to the provisions of this
24 chapter, such registrant shall upon conviction of a violation
25 of any provision of this chapter other than section 206.11,
26 subsection 1, paragraph "a", or section 206.7A, be guilty of
27 a serious misdemeanor; and the registration of the article
28 with reference to which the violation occurred shall terminate
29 automatically. An article, the registration of which has been
30 terminated, may not again be registered unless the article, its
31 labeling, and other material required to be submitted appear
32 to the secretary to comply with all the requirements of this
33 chapter.

34 Sec. 60. Section 216.5, subsection 10, Code 2019, is amended
35 to read as follows:

1 10. To adopt, publish, amend, and rescind ~~regulations~~
2 commission rules pursuant to chapter 17A consistent with and
3 necessary for the enforcement of this chapter.

4 Sec. 61. Section 218.9, Code 2019, is amended to read as
5 follows:

6 **218.9 Appointment of superintendents.**

7 1. The administrator in charge of an institution, subject
8 to the approval of the director of human services, shall
9 appoint the superintendent of the institution. The tenure of
10 office of a superintendent shall be at the pleasure of the
11 ~~appointing authority administrator~~. The ~~appointing authority~~
12 administrator may transfer a superintendent or warden from one
13 institution to another.

14 2. The superintendent or warden shall have immediate
15 custody and control, subject to the orders and policies of the
16 ~~division~~ administrator in charge of the institution, of all
17 property used in connection with the institution except as
18 provided in this chapter.

19 Sec. 62. Section 218.40, Code 2019, is amended to read as
20 follows:

21 **218.40 Services required.**

22 Residents of ~~said~~ the institutions who are subject to
23 the provisions ~~hereinafter provided~~, of this chapter may be
24 required to render any proper and reasonable service either in
25 the institutions proper or in the industries established in
26 connection ~~therewith~~ with the institutions.

27 Sec. 63. Section 218.56, Code 2019, is amended to read as
28 follows:

29 **218.56 Purchase of supplies — vendor warrants.**

30 1. The administrators shall, from time to time, adopt and
31 make of record, rules and regulations governing the purchase of
32 all articles and supplies needed at the various institutions
33 under their control, and the form and verification of vouchers
34 for such purchases.

35 2. The department of human services shall mail vendor

1 warrants for the department of corrections.

2 Sec. 64. Section 222.63, Code 2019, is amended to read as
3 follows:

4 **222.63 Finding of residency — objection.**

5 A certification through the regional administrator for a
6 county that a person's residency is in another county shall
7 be sent to the regional administrator for the county of
8 residence. The certification shall be accompanied by a copy
9 of the evidence supporting the determination. The regional
10 administrator for the county of residence shall submit the
11 certification to the ~~regional administrator for the county~~
12 region's governing board and it shall be conclusively presumed
13 that the patient has residency in ~~that~~ a county in the notified
14 region unless ~~the~~ that regional administrator for that county
15 disputes the determination of residency as provided in section
16 331.394.

17 Sec. 65. Section 226.41, Code 2019, is amended to read as
18 follows:

19 **226.41 Charge permitted.**

20 The hospital is authorized to make a charge for ~~these~~
21 patients admitted under section 226.40, in the manner ~~now~~
22 provided by law and subject to the changes ~~hereinafter~~ provided
23 in section 226.42.

24 Sec. 66. Section 229A.8, subsection 5, paragraph e,
25 subparagraph (2), subparagraph division (b), Code 2019, is
26 amended to read as follows:

27 (b) The committed person may waive the sixty-day final
28 hearing requirement under subparagraph subdivision (a);
29 however, the committed person or the attorney for the committed
30 person may reassert the requirement by filing a demand that the
31 final hearing be held within sixty days from the date of the
32 filing of the demand with the clerk of court.

33 Sec. 67. Section 230.25, subsection 1, Code 2019, is amended
34 to read as follows:

35 1. Upon receipt from the ~~county auditor or the regional~~

1 administrator for mental health and disability services of
2 the list of names furnished pursuant to [section 230.21](#), the
3 board of supervisors of the county of residence shall make an
4 investigation to determine the ability of each person whose
5 name appears on the list, and also the ability of any person
6 liable under [section 230.15](#) for the support of that person,
7 to pay the expenses of that person's hospitalization. If the
8 board finds that neither the hospitalized person nor any person
9 legally liable for the person's support is able to pay those
10 expenses, the board shall direct the ~~county auditor or~~ regional
11 administrator not to index the names of any of those persons
12 as would otherwise be required by [section 230.26](#). However
13 the board may review its finding with respect to any person
14 at any subsequent time at which another list is furnished by
15 the ~~county auditor or~~ regional administrator upon which that
16 person's name appears. If the board finds upon review that
17 that person or those legally liable for the person's support
18 are presently able to pay the expenses of that person's
19 hospitalization, that finding shall apply only to charges
20 stated upon the certificate from which the list was drawn up
21 and any subsequent charges similarly certified, unless and
22 until the board again changes its finding.

23 Sec. 68. Section 231.64, subsection 1, paragraph b, Code
24 2019, is amended to read as follows:

25 *b.* Options counseling to assist individuals in assessing
26 their existing or anticipated long-term care needs and
27 developing and implementing a plan for long-term care living
28 and community support services designed to meet their specific
29 needs and circumstances. The plan for long-term living
30 and community support services may include support with
31 person-centered care transitions to assist consumers and family
32 caregivers with transitions between home and care settings.

33 Sec. 69. Section 232.127, subsection 5, Code 2019, is
34 amended to read as follows:

35 5. The court may adjudicate the family to be a family in

1 need of assistance and enter an appropriate dispositional order
2 if the court finds all of the following:

3 a. There has been a breakdown in the relationship between
4 the child and the child's parent, guardian, or custodian, ~~and~~.

5 b. The child or the child's parent, guardian, or custodian
6 has sought services from public or private agencies to maintain
7 and improve the familial relationship, ~~and~~.

8 c. The court has at its disposal services for this purpose
9 which can be made available to the family.

10 Sec. 70. Section 232.150, subsection 3, Code 2019, is
11 amended to read as follows:

12 3. Notice and copies of a sealing order shall be sent to
13 each agency or person having custody or the records named
14 ~~therein~~ in the sealing order.

15 Sec. 71. Section 233.2, subsections 3 and 6, Code 2019, are
16 amended to read as follows:

17 3. As soon as possible after the individual on duty or first
18 responder assumes physical custody of a newborn infant released
19 under subsection 1, the individual or first responder shall
20 notify the department of human services and the department
21 shall take the actions necessary to assume the care, control,
22 and custody of the newborn infant. The department shall
23 immediately notify the juvenile court and the county attorney
24 of the department's action and the circumstances surrounding
25 the action and request an ex parte order from the juvenile
26 court ordering, in accordance with the requirements of section
27 232.78, the department to take custody of the newborn infant.
28 Upon receiving the order, the department shall take custody of
29 the newborn infant. Within twenty-four hours of taking custody
30 of the newborn infant, the department shall notify the juvenile
31 court and the county attorney in writing of the department's
32 action and the circumstances surrounding the action.

33 6. An individual on duty at an institutional health facility
34 or first responder who assumes custody of a newborn infant upon
35 the release of the newborn infant under subsection 1 shall be

1 provided notice of any hearing held concerning the newborn
2 infant at the same time notice is provided to other parties to
3 the hearing and the individual or first responder may provide
4 testimony at the hearing.

5 Sec. 72. Section 233.6, subsection 1, Code 2019, is amended
6 to read as follows:

7 1. An information card or other publication for
8 distribution by an institutional health facility or a first
9 responder to a parent who releases custody of a newborn infant
10 in accordance with [this chapter](#). The publication shall inform
11 the parent of a parent's rights under [section 233.4](#), explain
12 the request for medical history information under section
13 233.2, subsection 2, and provide other information deemed
14 pertinent by the departments.

15 Sec. 73. Section 237A.5, subsection 2, paragraph i,
16 subparagraph (1), subparagraph division (c), unnumbered
17 paragraph 1, Code 2019, is amended to read as follows:

18 ~~If the~~ The person has committed any of the following
19 felony-level offenses:

20 Sec. 74. Section 260C.22, subsection 1, paragraphs b, d, and
21 e, Code 2019, are amended to read as follows:

22 *b.* In order to make immediately available to the merged area
23 the proceeds of the voted tax authorized to be levied under
24 this section, the board of directors of any such merged area
25 is hereby authorized, without the necessity for any further
26 election, to borrow money and enter into loan agreements in
27 anticipation of the collection of such tax, and such board
28 shall, by resolution, provide for the levy of an annual tax,
29 within the limits of the special voted tax authorized under
30 this section, sufficient to pay the amount of any such loan
31 and the interest thereon to maturity as the same becomes due.
32 A certified copy of this resolution shall be filed with the
33 county auditors of the counties in which such merged area is
34 located, and the filing thereof shall make it a duty of such
35 auditors to enter annually this levy for collection until

1 funds are realized to repay the loan and interest thereon in
2 full. Said loan shall bear interest at a rate or rates not
3 exceeding that permitted by [chapter 74A](#). Any loan agreement
4 entered into pursuant to authority ~~herein~~ contained in this
5 section shall be in such form as the board of directors shall
6 by resolution provide and the loan shall be payable as to both
7 principal and interest from the proceeds of the annual levy of
8 the voted tax authorized under [this section](#), or so much thereof
9 as will be sufficient to pay the loan and interest thereon. In
10 furtherance of the foregoing the board of directors of such
11 merged area may, with or without notice, negotiate and enter
12 into a loan agreement or agreements with any bank, investment
13 banker, trust company, insurance company or group thereof,
14 whereunder the borrowing of the necessary funds may be assured
15 and consummated. The proceeds of such loan shall be deposited
16 in a special fund, to be kept separate and apart from all other
17 funds of the merged area, and shall be paid out upon warrants
18 drawn by the president and secretary of the board of directors
19 to pay the cost of acquiring the school facilities for which
20 the tax was authorized.

21 *d.* Nothing ~~herein~~ contained in this section shall be
22 construed to limit the authority of the board of directors to
23 levy the full amount of the voted tax, but if and to whatever
24 extent said tax is levied in any year in excess of the amount
25 of principal and interest falling due in such year under any
26 loan agreement, the first available proceeds thereof, to an
27 amount sufficient to meet maturing installments of principal
28 and interest under the loan agreement, shall be paid into
29 the sinking fund for such loan before any of such taxes are
30 otherwise made available to the merged area for other school
31 purposes, and the amount required to be annually set aside to
32 pay the principal of and interest on the money borrowed under
33 such loan agreement shall constitute a first charge upon all of
34 the proceeds of such annual special voted tax, which tax shall
35 be pledged to pay said loan and the interest thereon.

1 e. This subsection shall be construed as supplemental and in
2 addition to existing statutory authority and as providing an
3 independent method of financing the cost of acquiring school
4 facilities for which a tax has been voted under this section
5 and for the borrowing of money and execution of loan agreements
6 in connection therewith and shall not be construed as subject
7 to the provisions of any other law. The fact that a merged
8 area may have previously borrowed money and entered into loan
9 agreements under the authority herein contained in this section
10 shall not prevent such merged area from borrowing additional
11 money and entering into further loan agreements provided that
12 the aggregate of the amount payable under all of such loan
13 agreements does not exceed the proceeds of the voted tax. All
14 acts and proceedings heretofore taken by the board of directors
15 or by any official of any merged area for the exercise of any
16 of the powers granted by this section are hereby legalized and
17 validated in all respects.

18 Sec. 75. Section 262.57, subsection 1, Code 2019, is amended
19 to read as follows:

20 1. To pay all or any part of the cost of carrying out any
21 project at any institution the board is authorized to borrow
22 money and to issue and sell negotiable bonds or notes and to
23 refund and refinance bonds or notes ~~heretofore issued or as may~~
24 ~~be hereafter~~ issued for any project or for refunding purposes
25 at a lower rate, the same rate, or a higher rate or rates of
26 interest and from time to time as often as the board shall
27 find it to be advisable and necessary so to do. Such bonds
28 or notes may be sold by ~~said~~ the board at public sale in the
29 manner prescribed by chapter 75, but if the board ~~shall find~~
30 finds it to be advantageous and in the public interest to do
31 so, such bonds or notes may be sold by the board at private
32 sale without published notice of any kind and without regard
33 to the requirements of chapter 75 in such manner and upon such
34 terms as may be prescribed by the resolution authorizing the
35 same. Bonds or notes issued to refund other bonds or notes

1 ~~heretofore or hereafter~~ issued by the board for residence hall
2 or dormitory purposes at any institution, including dining or
3 other facilities and additions, or ~~heretofore or hereafter~~
4 issued for refunding purposes, may either be sold in the manner
5 ~~hereinbefore~~ specified in this subchapter and the proceeds
6 thereof applied to the payment of the obligations being
7 refunded, or the refunding bonds or notes may be exchanged for
8 and in payment and discharge of the obligations being refunded,
9 and a finding by the board in the resolution authorizing the
10 issuance of such refunding bonds or notes that the bonds or
11 notes being refunded were issued for a purpose specified in
12 this subchapter and constitute binding obligations of the
13 board shall be conclusive and may be relied upon by any holder
14 of any refunding bond or note issued under the provisions of
15 this subchapter. The refunding bonds or notes may be sold or
16 exchanged in installments at different times or an entire issue
17 or series may be sold or exchanged at one time. Any issue or
18 series of refunding bonds or notes may be exchanged in part
19 or sold in parts in installments at different times or at one
20 time. The refunding bonds or notes may be sold or exchanged
21 at any time on, before, or after the maturity of any of the
22 outstanding notes, bonds, or other obligations to be refinanced
23 thereby and may be issued for the purpose of refunding a like
24 or greater principal amount of bonds or notes, except that the
25 principal amount of the refunding bonds or notes may exceed
26 the principal amount of the bonds or notes to be refunded to
27 the extent necessary to pay any premium due on the call of the
28 bonds or notes to be refunded or to fund interest in arrears or
29 about to become due.

30 Sec. 76. Section 262.66, Code 2019, is amended to read as
31 follows:

32 **262.66 Prior action legalized.**

33 All rights ~~heretofore~~ acquired prior to April 29, 1963, in
34 connection with the financing of any project at any institution
35 are hereby preserved and all acts and proceedings taken by the

1 board preliminary to and in connection with the authorization
2 and issuance of any previously notes or other obligations for
3 any project issued and outstanding notes or other obligations
4 for any project prior to April 29, 1963, are hereby legalized,
5 validated and confirmed and said notes or obligations are
6 hereby declared to be legal and to constitute valid and binding
7 obligations of the board according to their terms and payable
8 solely and only from the sources referred to ~~therein~~ in the
9 notes or obligations.

10 Sec. 77. Section 266.46, Code 2019, is amended to read as
11 follows:

12 **266.46 Information reporting.**

13 1. In accordance with [section 266.42](#), Iowa state university
14 of science and technology is the custodian of all information
15 including but not limited to reports and records obtained,
16 submitted, and maintained in connection with the research
17 projects conducted on the site of a livestock operation as
18 provided in [this subchapter](#), and all information submitted
19 by or gathered from or deduced from a livestock producer or
20 livestock operation pursuant to a livestock odor mitigation
21 evaluation under [section 266.49](#) or section 459.303, subsection
22 3. The public shall have a right to examine and copy
23 the information as provided in [chapter 22](#), subject to the
24 exceptions of [section 22.7](#). ~~In addition,~~

25 2. Notwithstanding subsection 1, the university or an
26 agent or employee of the university shall not release the name
27 or location, or any other information sufficient to identify
28 the name or location of any livestock producer or livestock
29 operation participating in a research project or participating
30 in a livestock odor mitigation evaluation pursuant to section
31 266.49 or [section 459.303, subsection 3](#), and such information
32 shall not be subject to release pursuant to subpoena or
33 discovery in any civil proceeding, unless such confidentiality
34 is waived in writing by the livestock producer. In addition,
35 the university or an employee or agent of the university shall

1 release no other information submitted by or gathered from
2 or deduced from a livestock producer or livestock operation
3 pursuant to a livestock odor mitigation evaluation under
4 section 266.49 or [section 459.303, subsection 3](#), unless such
5 information is used in a research project, which in turn
6 shall not occur without the written consent of the livestock
7 producer.

8 3. Any information provided by, gathered from, or deduced
9 from a livestock producer or livestock operation in connection
10 with a research project or odor mitigation evaluation that
11 is in the possession of the livestock producer or livestock
12 operation shall not be subject to subpoena or discovery in any
13 civil action against the producer.

14 Sec. 78. Section 273.8, subsection 8, paragraph b, Code
15 2019, is amended to read as follows:

16 *b.* Where feasible, boundary lines of director districts
17 shall coincide with the boundary lines of school districts and
18 the boundary lines of election precincts established pursuant
19 to [sections 49.3 ~~to~~ through 49.6](#).

20 Sec. 79. Section 274.44, Code 2019, is amended to read as
21 follows:

22 **274.44 Determination final.**

23 The determination of the director of the department of
24 education in ~~such matters~~ sections 274.42 and 274.43 shall be
25 final.

26 Sec. 80. Section 274.45, Code 2019, is amended to read as
27 follows:

28 **274.45 Expense audited and paid.**

29 The expense of the director of the department of education
30 in respect to the carrying out of the provisions of sections
31 ~~274.42 to~~ through 274.44, shall be paid from funds appropriated
32 to the department of education.

33 Sec. 81. Section 275.9, subsection 2, Code 2019, is amended
34 to read as follows:

35 2. The provisions of [sections 275.1 ~~to~~ through 275.5](#),

1 relating to studies, surveys, hearings and adoption of plans
2 shall constitute a mandatory prerequisite to the effectuation
3 of any proposal for district boundary change. It shall be the
4 mandatory duty of the area education agency board to dismiss
5 the petition if the above provisions are not complied with
6 fully.

7 Sec. 82. Section 279.36, subsection 2, Code 2019, is amended
8 to read as follows:

9 2. For the fiscal year beginning July 1, 1989, and each
10 fiscal year thereafter, the fee for the publications shall be
11 the legal publication fee provided by statute section 618.11.

12 Sec. 83. Section 297.31, Code 2019, is amended to read as
13 follows:

14 **297.31 Improvements.**

15 If there are improvements on ~~said~~ a school site, the ~~same~~
16 improvements may at the request of either party be appraised
17 and sold separately.

18 Sec. 84. Section 299A.1, subsection 2, paragraph b,
19 unnumbered paragraph 1, Code 2019, is amended to read as
20 follows:

21 "*Independent private instruction*" means private instruction
22 that meets the following criteria:

23 Sec. 85. Section 303.34, unnumbered paragraph 1, Code 2019,
24 is amended to read as follows:

25 The provisions of sections 303.20 to through 303.33 do not
26 apply within the limits of a city. However, in order for a city
27 to designate an area which is deemed to merit preservation as
28 an area of historical significance, the following shall apply:

29 Sec. 86. Section 306.42, subsection 6, Code 2019, is amended
30 to read as follows:

31 6. Notwithstanding any other provision of the Code, for
32 transfers of roads and streets made after May 1, 1987, neither
33 the transferring jurisdiction or the receiving jurisdiction
34 shall be held liable for any claim or damage for any act or
35 omission relating to the design, construction, or maintenance

1 of the road or street that occurred prior to the effective date
2 of the transfer. This ~~paragraph~~ subsection shall apply to all
3 transfers pursuant to [this chapter](#) or [section 313.2](#).

4 Sec. 87. Section 308A.2, Code 2019, is amended to read as
5 follows:

6 **308A.2 Funds.**

7 The department of natural resources may accept in the name
8 of the state funds contributed by ~~such~~ the groups, specified
9 in section 308A.1 and ~~such~~ the funds shall be used exclusively
10 in the establishment of bikeways as ~~herein~~ provided in this
11 chapter. Additional funds as may be necessary in purchasing
12 signs and otherwise carrying out the provisions of [this chapter](#)
13 may be expended by the department of natural resources if
14 authorized by the general assembly pursuant to appropriations
15 for such purposes; ~~and the~~. The department shall be authorized
16 to accept and expend federal funds made available for the
17 purposes of aiding in the implementation of [this chapter](#).

18 Sec. 88. Section 312.3, subsection 2, paragraph c, Code
19 2019, is amended by striking the paragraph.

20 Sec. 89. Section 313.4, subsection 6, Code 2019, is amended
21 by striking the subsection.

22 Sec. 90. Section 317.9, Code 2019, is amended to read as
23 follows:

24 **317.9 Duty of board to enforce.**

25 ~~The~~ Unless otherwise provided, responsibility for the
26 enforcement of the provisions of [this chapter](#) shall be vested
27 in the board of supervisors as to all ~~farm~~ of the following:

- 28 1. Farm lands, ~~railroad~~.
- 29 2. Railroad lands, ~~abandoned~~.
- 30 3. Abandoned cemeteries, ~~state~~.
- 31 4. State lands and state parks, ~~primary~~.
- 32 5. Primary and secondary roads, ~~roads~~.
- 33 6. Roads, streets, and other lands within cities ~~unless~~
34 ~~otherwise provided~~.

35 Sec. 91. Section 321.1, subsection 11, paragraph f,

1 subparagraphs (1) and (2), Code 2019, are amended to read as
2 follows:

3 (1) The combination of vehicles has a gross combination
4 weight rating or combined gross ~~combination~~ weight, whichever
5 is greater, of twenty-six thousand one or more pounds,
6 including a towed vehicle or vehicles having a gross vehicle
7 weight rating or gross ~~vehicle~~ weight, whichever is greater, of
8 ten thousand one or more pounds.

9 (2) The motor vehicle has a gross vehicle weight rating
10 or gross ~~vehicle~~ weight, whichever is greater, of twenty-six
11 thousand one or more pounds.

12 Sec. 92. Section 321.228, subsection 2, Code 2019, is
13 amended to read as follows:

14 2. The provisions of sections 321.261 to through 321.273,
15 and sections 321.277 and 321.280 shall apply upon highways and
16 elsewhere throughout the state.

17 Sec. 93. Section 321.277, Code 2019, is amended to read as
18 follows:

19 **321.277 Reckless driving.**

20 1. Any A person who drives any vehicle in such manner as to
21 indicate either a willful or a wanton disregard for the safety
22 of persons or property is guilty of reckless driving.

23 2. Every A person who is convicted of reckless driving shall
24 be guilty of a simple misdemeanor.

25 Sec. 94. Section 321.319, Code 2019, is amended to read as
26 follows:

27 **321.319 Entering intersections from different highways.**

28 1. When two vehicles enter an intersection from different
29 highways or public streets at approximately the same time, the
30 driver of the vehicle on the left shall yield the right-of-way
31 to the vehicle on the right.

32 2. The ~~foregoing~~ rule contained in subsection 1 is modified
33 at through highways and as otherwise ~~as hereinafter~~ stated in
34 this chapter.

35 Sec. 95. Section 321.325, Code 2019, is amended to read as

1 follows:

2 **321.325 Pedestrians subject to signals.**

3 Pedestrians shall be subject to traffic-control signals at
4 intersections as ~~heretofore declared~~ provided in this chapter,
5 but at all other places pedestrians shall be accorded the
6 privileges and shall be subject to the restrictions stated in
7 sections 321.327 ~~to~~ through 321.331.

8 Sec. 96. Section 321.334, Code 2019, is amended to read as
9 follows:

10 **321.334 Penalties.**

11 Any A person who shall carry be fined not less than one
12 dollar nor more than one hundred dollars for each offense, if
13 the person does any of the following:

14 1. Carries a cane or walking stick such as is prescribed in
15 section 321.332, but contrary to the provisions hereof, ~~or who~~
16 ~~shall fail~~ of this chapter.

17 2. Fails to heed the approach of a person lawfully ~~so~~
18 carrying a cane or walking stick that is white in color or
19 white tipped with red, or who is being led by a guide dog, ~~or~~
20 ~~who shall fail.~~

21 3. Fails to immediately come to a complete stop, ~~and take~~
22 such precautions against accident or injury to ~~such a person,~~
23 ~~shall be fined not less than one dollar nor more than one~~
24 ~~hundred dollars for each offense~~ described in subsection 2.

25 Sec. 97. Section 321.347, Code 2019, is amended to read as
26 follows:

27 **321.347 Exceptions.**

28 ~~Provided that~~ Notwithstanding section 321.345, at
29 intersections of ~~such~~ through highways with boulevards or
30 heavy traffic streets in cities, the city council, subject
31 to the approval of the department, may determine that the
32 through highway traffic shall come to a stop, ~~or~~ may erect
33 traffic-control signals, or may adopt such other means of
34 handling the traffic as may be deemed practical and proper.

35 Sec. 98. Section 321.384, Code 2019, is amended to read as

1 follows:

2 **321.384 When lighted lamps required.**

3 1. Every motor vehicle upon a highway within the state,
4 at any time from sunset to sunrise, and at such other times
5 when conditions such as fog, snow, sleet, or rain provide
6 insufficient lighting to render clearly discernible persons
7 and vehicles on the highway at a distance of five hundred feet
8 ahead, shall display lighted headlamps as provided in section
9 321.415, subject to exceptions with respect to parked vehicles
10 as ~~hereinafter stated~~ provided in this chapter.

11 2. Whenever a requirement is hereinafter declared
12 established in this chapter as to the distance from which
13 certain lamps and devices shall render objects visible or
14 within which such lamps or devices shall be visible, ~~said~~
15 provisions that requirement shall apply during the times stated
16 in subsection 1 of this section upon a straight level unlighted
17 highway under normal atmospheric conditions unless a different
18 time or condition is expressly stated.

19 Sec. 99. Section 322.20, Code 2019, is amended to read as
20 follows:

21 **322.20 Extension of time.**

22 Sections 537.2503 and 537.3402 notwithstanding, if the
23 holder of a retail installment contract in connection with the
24 purchase or sale of a vehicle, at the request of the buyer,
25 renews the loan or extends the scheduled due date of all or
26 any part of an installment or installments, the holder may
27 restate the amount of installments and the time schedule for
28 paying installments and collect for installments, subject to
29 the renewal or extension, a finance charge on the outstanding
30 declining balance of the amount financed for the period of
31 the extension or renewal. The finance charge on a renewal or
32 extension under this ~~subsection~~ section shall not exceed the
33 rate on the original retail installment contract as limited by
34 section 322.19.

35 Sec. 100. Section 322G.7, unnumbered paragraph 1, Code

1 2019, is amended to read as follows:

2 To facilitate uniform application, interpretation, and
3 enforcement of [this section](#) and [section 322G.6](#), and in
4 implementing rules adopted pursuant to [section 322G.14](#), the
5 attorney general may cooperate with agencies that perform
6 similar functions in any other states that enact these
7 or similar sections. The cooperation authorized by this
8 ~~subsection~~ section may include any of the following:

9 Sec. 101. Section 325A.13, subsections 3 and 6, Code 2019,
10 are amended to read as follows:

11 3. It is unlawful for a taxicab service to transport
12 passengers by motor vehicle for hire from any place in this
13 state to another place in this state, irrespective of the
14 route or highway traversed, without first having obtained a
15 taxicab service passenger certificate from the department.
16 However, a taxicab service passenger certificate issued by the
17 department does not authorize a taxicab service to transport
18 passengers within the boundaries of an area governed by a local
19 authority that licenses or regulates such vehicles pursuant
20 to [section 321.236, subsection 7](#), unless the taxicab service
21 is in compliance with all applicable regulations of the local
22 authority.

23 6. A person operating a motor vehicle in a car pool or
24 van pool is exempt from the ~~requirement~~ requirements of this
25 chapter.

26 Sec. 102. Section 327F.31, Code 2019, is amended to read as
27 follows:

28 **327F.31 Political subdivision ordinances.**

29 An ordinance or resolution adopted by a political
30 subdivision of this state which relates to the speed of a
31 train in an area within the jurisdiction of the political
32 subdivision is subject to approval by the state department of
33 transportation. Any speed ordinance or resolution adopted by
34 a political subdivision of the state prior to July 1, 1988,
35 which has not been approved by the department shall be referred

1 to the department by the political subdivision and shall be
2 in full force and effect upon approval of the ordinance or
3 resolution by the department. This ~~subsection~~ section does
4 not abrogate, modify, or alter any historical or contractual
5 agreement between a political subdivision of the state and a
6 railroad corporation in existence on July 1, 1975.

7 Sec. 103. Section 329.12, subsection 1, Code 2019, is
8 amended to read as follows:

9 1. The governing body of any municipality seeking to
10 exercise powers under this chapter shall by ordinance provide
11 for the appointment of a board of adjustment, as provided in
12 section 414.7 for a city, or as provided in section 335.10 for
13 a county. The board of adjustment has the same powers and
14 duties, and its procedure and appeals are subject to the same
15 provisions as established in sections 414.9 ~~to 414.19~~ through
16 414.18 for a city, or sections 335.12 to through 335.21 for a
17 county.

18 Sec. 104. Section 331.238, subsection 2, paragraph a,
19 subparagraph (7), Code 2019, is amended to read as follows:

20 (7) The organization of county departments, agencies, or
21 boards. The organization plan may provide for the abolition
22 or consolidation of a board or a commission and the assumption
23 of its powers and duties by the board of supervisors or
24 another officer. ~~This paragraph does not apply to the board of~~
25 ~~trustees of a county hospital.~~

26 Sec. 105. Section 331.362, subsection 6, Code 2019, is
27 amended to read as follows:

28 6. The board shall provide for the control or eradication of
29 noxious weeds in accordance with chapter 317.

30 Sec. 106. Section 331.437, Code 2019, is amended to read as
31 follows:

32 **331.437 Expenditures exceeding appropriations.**

33 1. It is unlawful for a county official, the expenditures of
34 whose office come under this part, to authorize the expenditure
35 of a sum for the official's department larger than the amount

1 which has been appropriated for that department by the board.

2 2. A county official in charge of a department or office who
3 violates this ~~law~~ section is guilty of a simple misdemeanor.
4 The penalty in this section is in addition to the liability
5 imposed in section 331.476.

6 Sec. 107. Section 349.16, Code 2019, is amended to read as
7 follows:

8 **349.16 What published.**

9 There shall be published in each of ~~said~~ the official
10 newspapers at the expense of the county during the ensuing
11 year:

12 1. The proceedings of the board of supervisors, as furnished
13 by the county auditor, excluding from the publication of ~~said~~
14 those proceedings, ~~its~~ the canvass of the various elections,
15 as provided by law; the complete text of any questions or
16 propositions submitted to the registered voters of the county
17 by the board of supervisors, which shall be published with the
18 required notice of a general or special election; and witness
19 fees of witnesses before the grand jury and in the district
20 court in criminal cases.

21 2. The schedule of bills allowed by ~~said~~ the board of
22 supervisors.

23 3. The reports of the county treasurer, including a schedule
24 of the receipts and expenditures of the county and the current
25 cash balance in each fund in the treasurer's office together
26 with the total of warrants outstanding against each of the
27 funds as shown by the warrant register in the auditor's office.
28 A listing of warrants outstanding is not required if the county
29 issues checks in lieu of warrants, and there are no remaining
30 outstanding warrants issued by the county.

31 4. A synopsis of the expenditures of township trustees for
32 road purposes as provided by law.

33 Sec. 108. Section 351.29, Code 2019, is amended to read as
34 follows:

35 **351.29 Construction clause.**

1 A holding that one or more sections ~~hereof~~ of this chapter
2 are unconstitutional shall not be held to invalidate the
3 remaining sections.

4 Sec. 109. Section 355.19, Code 2019, is amended to read as
5 follows:

6 **355.19 Application of terms.**

7 The use of the term "Iowa plane coordinate system north zone"
8 or "Iowa plane coordinate system south zone" on a map, report
9 of survey, or other document shall be limited to coordinates
10 based on the Iowa plane coordinate system as defined in this
11 ~~chapter~~ subchapter.

12 Sec. 110. Section 357.33, Code 2019, is amended to read as
13 follows:

14 **357.33 Appeal procedure.**

15 Any person aggrieved, may appeal from any final action of the
16 board of supervisors in relation to any matter involving the
17 person's rights, to the district court of the county in which
18 the district is located. The procedure in such appeals shall
19 be governed by the provisions of sections 468.84 ~~to 468.99~~
20 through 468.98 provided that whenever in the above sections the
21 words "drainage district" occur, the words "benefited water
22 district" shall be substituted.

23 Sec. 111. Section 358.3, Code 2019, is amended to read as
24 follows:

25 **358.3 Jurisdiction — decisions — records.**

26 The board of supervisors of the county in which the proposed
27 sanitary district, or the major portion ~~thereof~~ of the proposed
28 sanitary district, is located shall have jurisdiction of the
29 proceedings on ~~said~~ the petition as ~~herein~~ provided in this
30 chapter, and the decision of a majority of the members of ~~said~~
31 the board shall be necessary for adoption. All orders of the
32 board made ~~hereunder~~ under this chapter shall be spread at
33 length upon the records of the proceedings of the board of
34 supervisors, but need not be published under [section 349.16](#).

35 Sec. 112. Section 358.15, Code 2019, is amended to read as

1 follows:

2 **358.15 Personal interest in contracts.**

3 ~~No~~ A trustee of such district shall not be directly or
4 indirectly interested in any contract, work, or business of the
5 district, or in the sale of any article the expense, price,
6 or consideration of which is paid by such district; nor in
7 the purchase of any real estate or other property belonging
8 to the district, or which ~~shall~~ is to be sold for taxes or
9 assessments, or by virtue of legal process at the suit of ~~said~~
10 the district; ~~provided, that nothing herein.~~ However, this
11 section shall not be construed as prohibiting the selection of
12 any person as trustee because of the person's ownership of real
13 estate in the district or because the person is a taxpayer in
14 the district.

15 Sec. 113. Section 359.12, Code 2019, is amended to read as
16 follows:

17 **359.12 Order for election.**

18 The county commissioner of elections shall issue an order
19 for ~~such~~ the first election, stating the time and place of
20 the ~~same~~ election, the officers to be elected, and any other
21 business to be transacted; ~~and no business.~~ Business not named
22 in ~~such~~ the order shall not be transacted at ~~such~~ the election.

23 Sec. 114. Section 372.1, subsection 3, Code 2019, is amended
24 to read as follows:

25 3. ~~Within thirty days of the date that this section~~
26 ~~becomes effective,~~ a A city shall adopt by ordinance a charter
27 embodying its existing form of government, which must be one of
28 the forms provided in this subchapter, and shall file a copy of
29 its charter with the secretary of state, and maintain copies
30 available for public inspection.

31 Sec. 115. Section 388.7, Code 2019, is amended to read as
32 follows:

33 **388.7 Prior utility board.**

34 1. A utility board functioning on ~~the effective date of~~
35 ~~the city code~~ July 1, 1975, shall continue to function until

1 discontinued as provided in [this chapter](#), and has all the
2 powers granted in [this chapter](#).

3 2. Nothing in the city code shall be construed to allow the
4 abrogation of any franchise.

5 Sec. 116. Section 390.5, Code 2019, is amended to read as
6 follows:

7 **390.5 Financing.**

8 A city may finance its share of the cost of a joint facility
9 by the use of any method of financing available for city
10 utilities under the statutes of this state, for the financing
11 of electric generation or transmission facilities to be owned
12 by a city in their entirety, including but not limited to the
13 provisions of [chapters 397 and 407, Code 1973](#), and sections
14 [384.23 ~~to~~ through 384.36](#) and [sections 384.80 ~~to~~ through 384.94](#)
15 as applicable. Revenues derived by a city utility from its
16 share of ownership or operation of a joint facility shall be
17 deemed to be revenues of the city utility for all purposes
18 including the issuance and payment of bonds secured by or
19 payable from the revenues of a city utility. A joint agreement
20 shall be deemed payable from revenues or revenue bonds of a
21 city utility in the absence of provision to the contrary or a
22 referendum approving the issuance of general obligation bonds.

23 Sec. 117. Section 400.11, subsection 1, paragraph a, Code
24 2019, is amended to read as follows:

25 *a.* The commission, within one hundred eighty days after
26 the beginning of each competitive examination for original
27 appointment, shall certify to the city council a list of the
28 names of forty persons, or a lesser number as determined by
29 the commission, who qualify with the highest standing as a
30 result of each examination for the position they seek to fill,
31 or the number which have qualified if less than forty, in the
32 order of their standing, and all newly created offices or other
33 vacancies in positions under civil service which occur before
34 the beginning of the next examination for the positions shall
35 be filled from the lists, or from the preferred list existing

1 ~~as~~ if provided for in case of diminution of employees, within
2 thirty days. If a tie occurs in the examination scores which
3 would qualify persons for the last position on the list, the
4 list of the names of the persons who qualify with the highest
5 standing as a result of each examination shall include all
6 persons who qualify for the last position. Preference for
7 temporary service in civil service positions shall be given
8 those on the lists. However, the commission may certify a
9 list of names eligible for appointment subject to successfully
10 completing a medical examination. The medical examination
11 shall be provided pursuant to commission rules adopted under
12 section 400.8.

13 Sec. 118. Section 400.11, subsection 2, paragraph a, Code
14 2019, is amended to read as follows:

15 a. The commission, within ninety days after the beginning of
16 each competitive examination for promotion, shall certify to
17 the city council a list of names of the ten persons who qualify
18 with the highest standing as a result of each examination for
19 the position the persons seek to fill, or the number which have
20 qualified if less than ten, in the order of their standing and
21 all newly created offices or other vacancies in positions under
22 civil service which occur before the beginning of the next
23 examination for the positions shall be filled from the lists,
24 or from the preferred list existing ~~as~~ if provided for in the
25 case of diminution of employees, within thirty days. If a tie
26 occurs in the examination scores which would qualify persons
27 for the tenth position on the list, the list of names of the
28 persons who qualify with the highest standing as a result of
29 each examination shall include all persons who qualify for the
30 tenth position.

31 Sec. 119. Section 414.7, Code 2019, is amended to read as
32 follows:

33 **414.7 Board of adjustment — review by council.**

34 1. The council shall provide for the appointment of a board
35 of adjustment ~~and in.~~ In the regulations and restrictions

1 adopted pursuant to the authority of this chapter, the
2 council shall provide that the ~~said~~ board of adjustment may
3 in appropriate cases and subject to appropriate conditions
4 and safeguards make special exceptions to the terms of the
5 ordinances in harmony with its general purpose and intent
6 and in accordance with general or specific rules ~~therein~~
7 contained in the ordinance and provide that any property owner
8 aggrieved by the action of the council in the adoption of such
9 regulations and restrictions may petition the ~~said~~ board of
10 adjustment direct to modify regulations and restrictions as
11 applied to such property owners.

12 2. The council may provide for ~~its~~ review of variances
13 granted by the board of adjustment by the council before ~~their~~
14 the effective date of the variances. The council may remand
15 a decision to grant a variance to the board of adjustment for
16 further study. The effective date of the variance is delayed
17 for thirty days from the date of the remand.

18 Sec. 120. Section 414.18, Code 2019, is amended to read as
19 follows:

20 **414.18 Trial — judgment — costs.**

21 1. If upon the hearing, which shall be tried de novo, it
22 shall appear to the court that testimony is necessary for
23 the proper disposition of the matter, ~~it~~ the court may take
24 evidence or appoint a referee to take such evidence as it may
25 direct and. The referee shall report the ~~same~~ evidence to the
26 court with the referee's findings of fact and conclusions of
27 law, which shall constitute a part of the proceedings upon
28 which the determination of the court shall be made. The court
29 may reverse or affirm, wholly or partly, or may modify the
30 decision brought up for review.

31 2. Costs shall not be allowed against the board, unless
32 it shall appear to the court that ~~it~~ the board acted with
33 gross negligence or in bad faith or with malice in making the
34 decision appealed from.

35 Sec. 121. Section 420.286, Code 2019, is amended to read as

1 follows:

2 **420.286 Procedure.**

3 On the presentation of a petition signed by one-fourth of
4 the electors, as shown by the vote at the next preceding city
5 election, of any city acting under a special charter or act
6 of incorporation, to the governing body ~~thereof~~ of the city,
7 asking that the question of the amendment of ~~such~~ the special
8 charter or act of incorporation be submitted to the electors
9 of such city, ~~such~~ the governing body shall immediately
10 propose sections ~~amendatory of said~~ to amend the charter or
11 act of incorporation, and shall submit the ~~same~~ amendment, as
12 requested, at the first ensuing city election. At least ten
13 days before ~~such~~ the election, the mayor of ~~such~~ the city shall
14 issue a proclamation setting forth the nature and character
15 of ~~such~~ the amendment, and shall cause ~~such~~ the proclamation
16 to be published in a newspaper published ~~therein~~ in the city,
17 or, if there be none, the mayor shall cause the ~~same~~ amendment
18 to be posted in five public places in ~~such~~ the city. On the
19 day specified, the proposition to adopt the amendment shall be
20 submitted to the electors ~~thereof~~ of the city for adoption or
21 rejection, in the manner provided by the general election laws.

22 Sec. 122. Section 420.288, Code 2019, is amended to read as
23 follows:

24 **420.288 Submission at special election.**

25 The legislative body of ~~said~~ the city may submit any
26 amendment to the vote of the people ~~as aforesaid~~ at any special
27 election, provided one-half of the electors ~~as aforesaid~~
28 petition for that purpose, and the proceedings shall be the
29 same as at the general election.

30 Sec. 123. Section 421B.4, Code 2019, is amended to read as
31 follows:

32 **421B.4 Combination sales.**

33 In all offers for sale or sales involving cigarettes and any
34 other item at a combined price, and in all offers for sale, or
35 sales, involving the giving of any gift or concession of any

1 kind ~~whatsoever~~ (whether whatsoever, whether it be coupons or
2 ~~otherwise)~~ otherwise, the wholesaler's or retailer's combined
3 selling price shall not be below the cost to the wholesaler or
4 the cost to the retailer, respectively, of the total of all
5 articles, products, commodities, gifts and concessions included
6 in such ~~transactions~~ transactions. If any such articles,
7 products, commodities, gifts, or concessions, ~~shall~~ are not be
8 cigarettes, the basic cost thereof shall be determined in like
9 the same manner as provided in section 421B.2, subsection 8.

10 Sec. 124. Section 422.33, subsection 5, paragraph f,
11 subparagraph (1), Code 2019, is amended to read as follows:

12 (1) For purposes of this section subsection, "base amount"
13 means the product of the fixed-based percentage times the
14 average annual gross receipts of the taxpayer for the four
15 taxable years preceding the taxable year for which the credit
16 is being determined, but in no event shall the base amount be
17 less than fifty percent of the qualified research expenses for
18 the credit year.

19 Sec. 125. Section 423.2A, subsection 2, paragraph g, Code
20 2019, is amended to read as follows:

21 g. Beginning the first day of the quarter following July 1,
22 2014, transfer to the raceway facility tax rebate fund created
23 in section 423.4, subsection 11, paragraph "e", that portion
24 of the sales tax receipts collected and remitted upon sales of
25 tangible personal property or services furnished by retailers
26 at a raceway facility meeting the qualifications of section
27 423.4, subsection 11, that remains after the transfers required
28 in paragraphs "a" through "f" of this subsection 2. This
29 paragraph is repealed June 30, 2025, or thirty days following
30 the date on which an amount of total rebates specified in
31 section 423.4, subsection 11, paragraph "c", subparagraph (3),
32 subparagraph division ~~(a) or (b)~~, ~~whichever is applicable~~,
33 has been provided or thirty days following the date on which
34 rebates cease as provided in section 423.4, subsection 11,
35 paragraph "c", subparagraph (4), whichever is earliest.

1 Sec. 126. Section 423.3, subsection 46, Code 2019, is
2 amended to read as follows:

3 46. The sales price from sales or rentals to a printer or
4 publisher of the following: acetate; anti-halation backing;
5 antistatic spray; back lining; base material used as a carrier
6 for light sensitive emulsions; blankets; blow-ups; bronze
7 powder; carbon tissue; codas; color filters; color separations;
8 contacts; continuous tone separations; creative art; custom
9 dies and die cutting materials; dampener sleeves; dampening
10 solution; design and styling; diazo coating; dot etching; dot
11 etching solutions; drawings; drawsheets; driers; duplicate
12 films or prints; electronically digitized images; electrotypes;
13 end product of image modulation; engravings; etch solutions;
14 film; finished art or final art; fix; fixative spray; flats;
15 flying pasters; foils; goldenrod paper; gum; halftones;
16 illustrations; ink; ink paste; keylines; lacquer; lasering
17 images; layouts; lettering; line negatives and positives;
18 linotypes; lithographic offset plates; magnesium and zinc
19 etchings; masking paper; masks; masters; mats; mat service;
20 metal toner; models and modeling; mylar; negatives; nonoffset
21 spray; opaque film process paper; opaquing; padding compound;
22 paper stock; photographic materials: acids, plastic film,
23 desensitizer emulsion, exposure chemicals, fix, developers,
24 and paper; photography, day rate; photopolymer coating;
25 photographs; photostats; photo-display tape; phototypesetter
26 materials; ~~pH-indicator~~ pH-indicator sticks; positives; press
27 pack; printing cylinders; printing plates, all types; process
28 lettering; proof paper; proofs and proof processes, all
29 types; pumice powder; purchased author alterations; purchased
30 composition; purchased phototypesetting; purchased stripping
31 and pasteups; red litho tape; reducers; roller covering; screen
32 tints; sketches; stepped plates; stereotypes; strip types;
33 substrate; tints; tissue overlays; toners; transparencies;
34 tympan; typesetting; typography; varnishes; veloxes; wood
35 mounts; and any other items used in a like capacity to any

1 of the above enumerated items by the printer or publisher to
2 complete a finished product for sale at retail. Expendable
3 tools and supplies which are not enumerated in **this subsection**
4 are excluded from the exemption. "Printer" means that portion
5 of a person's business engaged in printing that completes a
6 finished product for ultimate sale at retail or means that
7 portion of a person's business used to complete a finished
8 printed packaging material used to package a product for
9 ultimate sale at retail. "Printer" does not mean an in-house
10 printer who prints or copyrights its own materials.

11 Sec. 127. Section 423.34, Code 2019, is amended to read as
12 follows:

13 **423.34 Liability of user.**

14 Any person who uses any tangible personal property,
15 specified digital products, or services enumerated in section
16 423.2 upon which the use tax has not been paid, either to the
17 county treasurer or to a retailer or direct to the department
18 as required by **this subchapter**, shall be liable for the payment
19 of tax, and shall on or before the last day of the month next
20 succeeding each quarterly period pay the use tax upon all
21 tangible personal property, specified digital products, or
22 services used by the person during the preceding quarterly
23 period in the manner and accompanied by such returns as the
24 director shall prescribe. All of the provisions of sections
25 423.32 and 423.33 with reference to the returns and payments
26 shall be applicable to the returns and payments required by
27 this section.

28 Sec. 128. Section 427.1, subsection 13, Code 2019, is
29 amended to read as follows:

30 13. *Public airports.* Any lands, the use of which ~~(without,~~
31 without charge by or compensation to the holder of the legal
32 title ~~thereto)~~ to the lands, has been granted to and accepted
33 by the state or any political subdivision thereof for airport
34 or aircraft landing area purposes.

35 Sec. 129. Section 427.9, Code 2019, is amended to read as

1 follows:

2 **427.9 Suspension of taxes, assessments, and rates or charges,**
3 **including interest, fees, and costs.**

4 If a person is a recipient of federal supplementary security
5 income or state supplementary assistance, as defined in
6 section 249.1, or is a resident of a health care facility,
7 as defined by [section 135C.1](#), which is receiving payment
8 from the department of human services for the person's care,
9 the person shall be deemed to be unable to contribute to the
10 public revenue. The director of human services shall notify
11 a person receiving such assistance of the tax suspension
12 provision and shall provide the person with evidence to
13 present to the appropriate county board of supervisors which
14 shows the person's eligibility for tax suspension on parcels
15 owned, possessed, or upon which the person is paying taxes
16 as a purchaser under contract. The board of supervisors so
17 notified, without the filing of a petition and statement as
18 specified in [section 427.8](#), shall order the county treasurer to
19 suspend the collection of all the taxes, special assessments,
20 and rates or charges, including interest, fees, and costs,
21 assessed against the parcels and remaining unpaid by the person
22 or contractually payable by the person, for such time as the
23 person remains the owner or contractually prospective owner
24 of the parcels, and during the period the person receives
25 assistance as described in [this section](#). The county board of
26 supervisors shall annually send to the department of human
27 services the names and social security numbers of persons
28 receiving a tax suspension pursuant to [this section](#). The
29 department shall verify the continued eligibility for tax
30 suspension of each name on the list and shall return the list
31 to the board of supervisors. The director of human services
32 shall advise the person that the person may apply for an
33 additional property tax credit pursuant to sections 425.16
34 ~~to 425.39~~ through 425.37 which shall be credited against the
35 amount of the taxes suspended.

1 Sec. 130. Section 428.35, subsections 2 and 3, Code 2019,
2 are amended to read as follows:

3 2. *Tax imposed.* An annual excise tax is hereby levied on
4 such handling of grain in the amount ~~hereinafter~~ provided in
5 this section. All grain so handled shall be exempt from all
6 taxation as property under the laws of this state. The amount
7 of such excise tax shall be a sum equal to one-fourth mill per
8 bushel upon all grain as ~~herein~~ defined in this section that
9 is so handled.

10 3. *Statement filing form.* Every person engaged in handling
11 grain shall, on the first day of January of each year and
12 not later than sixty days thereafter, make and file with the
13 assessor a statement of the number of bushels of grain handled
14 by the person in that district during the year immediately
15 preceding, or the part thereof, during which the person was
16 engaged in handling grain, ~~and on~~. Upon demand, the assessor
17 shall have the right to inspect all such person's records
18 thereof. A form for making ~~such~~ the statement shall be
19 included in the blanks prescribed by the director of revenue.
20 If ~~such~~ a statement is not furnished as ~~herein~~ required in this
21 subsection, section 441.24 shall ~~be applicable~~ apply.

22 Sec. 131. Section 434.2, unnumbered paragraph 1, Code 2019,
23 is amended to read as follows:

24 On or before October 31 each year, the department of revenue
25 shall assess all of the property of each railway corporation
26 in the state, ~~excepting~~ the lands, lots, and other real estate
27 ~~belonging thereto~~ to the railway corporation and not used in
28 the operation of any railway, ~~and~~ excepting railway bridges
29 across the Mississippi and Missouri rivers, and excepting
30 grain elevators, ~~and for~~. For the purpose of making ~~such~~
31 the assessment ~~its~~, the president, vice president, general
32 manager, general superintendent, receiver, or such other
33 officer of the railway corporation as the department of revenue
34 may designate, shall, on or before the first day of April in
35 each year, furnish to the department of revenue a verified

1 statement showing in detail for the year ended December 31 next
2 preceding:

3 Sec. 132. Section 435.33, Code 2019, is amended to read as
4 follows:

5 **435.33 Rent reimbursement.**

6 A home owner who qualifies for a reduced tax rate provided
7 in [section 435.22](#) and who rents a space upon which to set the
8 home shall be entitled to the protections provided in sections
9 425.33 ~~to~~ through 425.36 and if the home owner who qualifies
10 for a reduced tax rate believes that a landlord has increased
11 the home owner's rent because the home owner is eligible for a
12 reduced tax rate, the provisions of [sections 425.33](#) and [425.36](#)
13 shall be applicable.

14 Sec. 133. Section 441.9, Code 2019, is amended to read as
15 follows:

16 **441.9 Removal of assessor.**

17 The assessor may be removed by a majority vote of the
18 conference board, after charges of misconduct, nonfeasance,
19 malfeasance, or misfeasance in office ~~shall have been~~ are
20 substantiated at a public hearing, if ~~same~~ a hearing is
21 demanded by the assessor by written notice served upon the
22 chairperson of the conference board. For purposes of this
23 section, "misconduct" includes but is not limited to knowingly
24 engaging in assessment methods, practices, or conduct that
25 contravene any applicable law, administrative rule, or order of
26 any court or other government authority.

27 Sec. 134. Section 441.37, subsection 1, paragraph a, Code
28 2019, is amended to read as follows:

29 a. (1) Any property owner or aggrieved taxpayer who is
30 dissatisfied with the owner's or taxpayer's assessment may file
31 a protest against such assessment with the board of review on
32 or after April 2, to and including April 30, of the year of
33 the assessment. In any county which has been declared to be a
34 disaster area by proper federal authorities after March 1 and
35 prior to May 20 of said year of assessment, the board of review

1 shall be authorized to remain in session until June 15 and the
2 time for filing a protest shall be extended to and include the
3 period from May 25 to June 5 of such year. The protest shall
4 be in writing on forms prescribed by the director of revenue
5 and, except as provided in [subsection 3](#), signed by the one
6 protesting or by the protester's duly authorized agent. The
7 taxpayer may have an oral hearing on the protest if the request
8 for the oral hearing is made in writing at the time of filing
9 the protest. The protest must be confined to one or more of the
10 following grounds:

11 ~~(1)~~ (a) That said assessment is not equitable as compared
12 with assessments of other like property in the taxing district.

13 ~~(2)~~ (b) That the property is assessed for more than the
14 value authorized by law.

15 ~~(3)~~ (c) That the property is not assessable, is exempt from
16 taxes, or is misclassified.

17 ~~(4)~~ (d) That there is an error in the assessment.

18 ~~(5)~~ (e) That there is fraud or misconduct in the assessment
19 which shall be specifically stated. ~~For purposes of this~~
20 ~~section, "misconduct" means the same as defined in section~~
21 ~~441.9. If the local board of review, property assessment~~
22 ~~appeal board, or district court decides in favor of the~~
23 ~~property owner or aggrieved taxpayer and finds that there was~~
24 ~~fraud or misconduct in the assessment, the property owner's or~~
25 ~~aggrieved taxpayer's reasonable costs incurred in bringing the~~
26 ~~protest or appeal shall be paid from the assessment expense~~
27 ~~fund under [section 441.16](#). For purposes of [this section](#), costs~~
28 ~~include but are not limited to legal fees, appraisal fees, and~~
29 ~~witness fees.~~

30 (2) If the local board of review, property assessment appeal
31 board, or district court decides in favor of the property
32 owner or aggrieved taxpayer and finds that there was fraud or
33 misconduct in the assessment, the property owner's or aggrieved
34 taxpayer's reasonable costs incurred in bringing the protest
35 or appeal shall be paid from the assessment expense fund under

1 section 441.16.

2 (3) For purposes of this section, "costs" include but are
3 not limited to legal fees, appraisal fees, and witness fees.

4 (4) For purposes of this section, "misconduct" means the
5 same as defined in section 441.9.

6 Sec. 135. Section 441.40, Code 2019, is amended to read as
7 follows:

8 **441.40 Costs, fees, and expenses apportioned.**

9 The clerk of the court shall likewise certify to the county
10 treasurer the costs assessed by the court on any appeal from
11 a board of review to the district court, in all cases where
12 the costs are taxed against the board of review or any taxing
13 district. Thereupon the county treasurer shall compute and
14 apportion the costs between the various taxing districts
15 participating in the proceeds of the collection of the taxes
16 involved in any such appeal, and the treasurer shall so compute
17 and apportion the various amounts which the taxing districts
18 are required to pay in proportion to the amount of taxes each
19 of the taxing districts is entitled to receive from the whole
20 amount of taxes involved in each of such appeals. The county
21 treasurer shall deduct from the proceeds of all general taxes
22 collected the amount of costs so computed and apportioned by
23 the treasurer from the moneys due to each taxing district
24 from general taxes collected. The amount deducted shall be
25 certified to each taxing district in lieu of moneys collected.
26 The county treasurer shall pay to the clerk of the district
27 court the amount of the costs so computed, apportioned,
28 and collected by the treasurer in all cases ~~now on file or~~
29 ~~hereafter filed~~ in which the costs have not been paid.

30 Sec. 136. Section 450.3, unnumbered paragraph 1, Code 2019,
31 is amended to read as follows:

32 The tax ~~hereby~~ imposed under this chapter shall be collected
33 upon the net market value, and shall go into the general fund
34 of the state, to be determined as ~~herein~~ provided in this
35 chapter, of any property passing as follows:

1 Sec. 137. Section 450.48, subsection 1, Code 2019, is
2 amended to read as follows:

3 1. Except as provided in subsection 2, when in case of
4 deferred estates or remainder interests in personal property or
5 in the proceeds of any real estate that may be sold during the
6 time of a life, term, or prior estate, the persons interested
7 who may desire to defer the payment of the tax until the
8 determination of the prior estate, shall file with the clerk
9 of the proper district court a bond as provided ~~herein~~ in this
10 chapter in other cases, ~~such.~~ The bond to shall be renewed
11 every two years until the tax upon ~~such~~ the deferred estate is
12 paid. If at the end of any two-year period the bond is not
13 promptly renewed as ~~herein~~ provided in this section and the tax
14 has not been paid, the bond shall be declared forfeited, and
15 the amount ~~thereof~~ of the bond forthwith collected.

16 Sec. 138. Section 452A.54, subsection 3, Code 2019, is
17 amended to read as follows:

18 3. Application for a refund of fuel tax under this
19 subchapter must be made for each quarter in which the excess
20 payment was reported, and will not be allowed unless the amount
21 of fuel tax paid on the fuel purchased in this state, in excess
22 of that consumed for highway operation in this state in the
23 quarter applied for, is in an amount exceeding ten dollars. An
24 application for a refund of excess Iowa fuel tax paid under
25 this subchapter which is filed for any period or in any manner
26 other than ~~herein~~ as set out in this section shall not be
27 allowed.

28 Sec. 139. Section 455C.6, subsection 3, Code 2019, is
29 amended to read as follows:

30 3. The department shall approve a redemption center
31 if it finds that the redemption center will provide a
32 convenient service to consumers for the return of empty
33 beverage containers. The order of the department approving
34 a redemption center shall state the dealers to be served by
35 the redemption center and the kind and brand names of empty

1 beverage containers which the redemption center must accept.
2 The order may contain such other provisions to ~~insure~~ ensure
3 that the redemption center will provide a convenient service to
4 the public as the director may determine.

5 Sec. 140. Section 455D.4A, subsection 2, unnumbered
6 paragraph 1, Code 2019, is amended to read as follows:

7 Recycling of materials for the purpose of being excluded
8 from the solid waste provisions of chapter 455B, division
9 IV, part 1, must be legitimate. A material that is not
10 legitimately recycled is discarded material and is a solid
11 waste. In determining if recycling is legitimate, a recycling
12 ~~facilities~~ facility must establish all of the following:

13 Sec. 141. Section 455D.4A, subsection 2, paragraph b, Code
14 2019, is amended to read as follows:

15 b. The material is being managed as a valuable commodity
16 while under ~~their~~ the facility's control.

17 Sec. 142. Section 455D.4A, subsections 6 and 9, Code 2019,
18 are amended to read as follows:

19 6. To establish that a material is being managed as a
20 valuable commodity while under ~~their~~ the facility's control,
21 a recycling facility owner or operator shall ensure that
22 stockpiled material is not speculatively accumulated by
23 maintaining current inventory records and is managed in a
24 manner consistent with comparable recyclable materials or
25 products in an equally protective manner.

26 9. Scrap metal as ~~defined in section 455D.1~~ is not subject
27 to the provisions of this section.

28 Sec. 143. Section 455D.16, subsection 7, paragraph a, Code
29 2019, is amended to read as follows:

30 a. Review and grant approval of, deny, or approve with
31 modifications a manufacturer plan required under this section.
32 The department shall not approve a plan unless all elements
33 of subsection 4, paragraph "a", are adequately addressed and
34 the program outlined in the plan will assure a maximum rate
35 of collection of mercury-added thermostats. In reviewing

1 a plan the department may consider consistency of the plan
2 with collection requirements in other states and consider
3 consistency between thermostat manufacturer collection
4 programs. In reviewing plans, the ~~agency~~ department shall
5 ensure that education and outreach programs are uniform and
6 consistent to ensure ease of implementation by thermostat
7 wholesalers and thermostat retailers.

8 Sec. 144. Section 455G.3, subsection 6, Code 2019, is
9 amended by striking the subsection.

10 Sec. 145. Section 461A.9, Code 2019, is amended to read as
11 follows:

12 **461A.9 Condemnation statutes.**

13 All the provisions of the law relating to the condemnation of
14 lands for public state purposes shall apply to the provisions
15 ~~hereof~~ of this chapter in and so far as applicable.

16 Sec. 146. Section 461A.10, Code 2019, is amended to read as
17 follows:

18 **461A.10 Title to lands.**

19 The title to all lands purchased, condemned, or donated,
20 ~~hereunder~~ under this chapter, for park or highway purposes,
21 shall be taken in the name of the state and if thereafter it
22 shall be deemed advisable to sell any portion of the land so
23 purchased or condemned, the proceeds of ~~such~~ the sale shall be
24 placed to the credit of the ~~said~~ public state parks fund to be
25 used for such park purposes.

26 Sec. 147. Section 461A.16, Code 2019, is amended to read as
27 follows:

28 **461A.16 Landscape architect.**

29 The commission may call upon the Iowa state university
30 of science and technology for the services of at least one
31 competent landscape architect, engineer, or gardener, who
32 shall, under the direction of the commission, proceed to work
33 with ~~it~~ the commission in the improvement of the state property
34 under the control of ~~said~~ the commission. The president of
35 ~~said~~ the Iowa state university of science and technology shall,

1 when called upon, designate the landscape architect, engineer,
2 or gardener, as the case may be, who shall work with ~~said~~ the
3 commission.

4 Sec. 148. Section 461A.20, Code 2019, is amended to read as
5 follows:

6 **461A.20 State department of transportation — duties.**

7 The commission may call upon the state department of
8 transportation for the services of at least one competent
9 engineer, who shall, under the direction of the commission,
10 proceed to work in conjunction with ~~it~~ the commission in
11 carrying out the true spirit and purpose of this chapter.

12 Sec. 149. Section 462A.2, subsection 43, Code 2019, is
13 amended to read as follows:

14 43. "*Watercraft*" means any vessel which through the ~~buoyance~~
15 buoyant force of water floats upon the water and is capable of
16 carrying one or more persons.

17 Sec. 150. Section 462A.39, Code 2019, is amended to read as
18 follows:

19 **462A.39 Expiration date.**

20 Each special certificate issued ~~hereunder~~ under this chapter
21 shall expire at midnight on April 30 of the last calendar year
22 of the registration period, and a new special certificate
23 for the ensuing registration period may be obtained upon
24 application to the commission and payment of the fee provided
25 by law.

26 Sec. 151. Section 468.11, Code 2019, is amended to read as
27 follows:

28 **468.11 Survey.**

29 1. The engineer shall examine the lands described in the
30 petition and any other lands which would be benefited by said
31 improvement or necessary in carrying out the ~~same~~ purposes of
32 the petition.

33 2. The engineer shall locate and survey such ditches,
34 drains, levees, settling basins, pumping stations, and other
35 improvements as will be necessary, practicable, and feasible

1 in carrying out the purposes of the petition and which will be
2 of public benefit or utility, or conducive to public health,
3 convenience, or welfare.

4 Sec. 152. Section 468.16, Code 2019, is amended to read as
5 follows:

6 **468.16 Service on agent.**

7 1. If any person, corporation, or company owning or having
8 interest in any land or other property affected by any proposed
9 improvement under this chapter ~~shall file with the auditor~~
10 files an instrument in writing with the auditor designating
11 the name and post office address of the agent of the person,
12 corporation, or company upon whom service of notice of ~~said~~
13 the proceeding shall be made, the auditor shall, not less
14 than twenty days prior to the date set for hearing upon ~~said~~
15 the petition, send a copy of ~~said~~ the notice by certified
16 mail addressed to the agent so designated. Proof of ~~such~~
17 service shall be made by affidavit of the auditor filed in
18 ~~said~~ the proceeding at or before the date of the hearing upon
19 the petition, and such service shall be in lieu of all other
20 service of notice to such persons, corporations, or companies.

21 2. This designation when filed shall be in force for
22 a period of five years thereafter and shall apply to all
23 proceedings under ~~said chapters~~ this chapter during such
24 period. The person, company, or corporation making such
25 designation shall have the right to change the agent appointed
26 ~~therein~~ in the designation or to amend ~~it~~ the designation in
27 any other particular.

28 Sec. 153. Section 468.27, Code 2019, is amended to read as
29 follows:

30 **468.27 Dismissal or establishment — permanent easement.**

31 1. The board shall at the meeting, or at an adjourned
32 session of the meeting, consider the costs of construction
33 of the improvement as shown by the reports of the engineer
34 and the amount of damages and compensation awarded to all
35 claimants, ~~and if.~~ If, in ~~its~~ the board's opinion, the costs

1 of construction and amount of damages awarded create a greater
2 burden than should justly be borne by the lands benefited by
3 the improvement, ~~it~~ the board shall then dismiss the petition
4 and assess the costs and expenses to the petitioners and their
5 sureties, ~~but if it.~~ However, if the board finds that the cost
6 and expense is not a greater burden than should be justly borne
7 by the land benefited by the improvement, ~~it~~ then the board
8 shall finally and permanently locate and establish the district
9 and improvement.

10 2. Following ~~its~~ the establishment of the district, the
11 drainage district is deemed to have acquired by permanent
12 easement all ~~right-of-way~~ rights-of-way for drainage district
13 ditches, tile lines, settling basins and other improvements,
14 unless ~~they~~ the rights-of-way are acquired by fee simple,
15 in the dimensions shown on the survey and report made in
16 compliance with [sections 468.11](#) and [468.12](#) or as shown on the
17 permanent survey, plat, and profile, if one is made. Upon
18 the establishment of the district, the petitioners shall file
19 with the county auditor the survey and report or permanent
20 survey, plat, and profile, as set forth in [sections 468.172](#)
21 and [468.173](#). This filing constitutes constructive notice to
22 all persons of the rights conferred by [this section](#). The
23 permanent easement includes the right of ingress and egress
24 across adjoining land and the right of access for maintenance,
25 repair, improvement, and inspection. The owner or lessee
26 shall be reimbursed for any crop damages incurred in the
27 maintenance, repair, improvement, and inspection except within
28 the right-of-way of the drainage district.

29 Sec. 154. Section 468.70, Code 2019, is amended to read as
30 follows:

31 **468.70 Installment assessments — interest-bearing warrants**
32 **— improvement certificates.**

33 1. The board may provide by resolution for the payment of
34 assessments in not more than twenty annual installments with
35 interest at a rate determined by the board, notwithstanding

1 chapter 74A. The board may issue warrants bearing interest
2 at the same rate, which warrants shall be numbered and state
3 a maturity date, in which event ~~they~~ the warrants shall bear
4 interest from the date of issuance without being presented for
5 payment and marked unpaid for want of funds. The warrants may
6 be sold by the board for cash in an amount not less than their
7 face value, together with any accrued interest.

8 2. The board may provide by resolution for the issuance
9 of improvement certificates payable to bearer or to the
10 contractors, naming them, who have constructed the ~~said~~
11 improvement or completed any part ~~thereof~~ of the improvement,
12 in payment or part payment of such work.

13 Sec. 155. Section 468.74, Code 2019, is amended to read as
14 follows:

15 **468.74 Drainage bonds.**

16 1. When a drainage district has been established or the
17 making of any subsequent repair or improvement determined
18 upon, if the board of supervisors shall find that the cost
19 of such improvement will create assessments against the land
20 included ~~therein~~ in the district that are greater than should
21 be levied in a single year upon the lands benefited by ~~such~~ the
22 improvement, then, instead of issuing improvement certificates,
23 as provided in sections 468.70 through 468.73, the board may
24 fix the amount that shall be levied and collected each year
25 until such cost and expenses are paid, and may issue drainage
26 bonds of the county covering all assessments exclusive of
27 assessments of one hundred dollars and less.

28 2. Before ~~such~~ drainage bonds shall be issued, the governing
29 body of the district shall cause an action for declaratory
30 judgment to be brought in the district court of the county in
31 which the bonds are to be issued, asking that their legality
32 be confirmed. The court shall fix a date for hearing ~~thereon~~
33 on the legality of the bonds and notice ~~thereof~~ of hearing
34 shall be given to the owners of each lot or tract of land
35 within the district, which shall be affected by an assessment

1 to pay the proposed bonds, as shown by the transfer books in
2 the auditor's office; ~~also~~. Notice shall also be given to
3 the holders of liens of record upon said the affected lands,
4 and to all persons to whom it may concern without naming them
5 specifically. ~~Such~~ The notice shall be given by publication
6 and by mailing for the same time in advance of hearing and in
7 the same manner prescribed in section 468.15. After the entry
8 of the declaratory judgment adjudicating the validity of such
9 bonds, the approval of the district court shall be endorsed on
10 the bonds before ~~their~~ issuance.

11 Sec. 156. Section 468.108, Code 2019, is amended to read as
12 follows:

13 **468.108 Bridges.**

14 1. When a levee, ditch, drain, or change of any natural
15 watercourse crosses a public highway, necessitating moving or
16 building or rebuilding any secondary road bridge upon, or ditch
17 or drain crossing the road, the board of supervisors shall
18 move, build, or rebuild ~~it~~ the bridge, ditch, or drain, paying
19 the costs and expenses, including construction, maintenance,
20 repair and improvement costs, from county funds.

21 2. If the bridge or crossing ~~be~~ is upon or across a primary
22 or interstate road, the moving, building, or rebuilding
23 work ~~aforsaid~~ shall be done by the state department of
24 transportation and paid for out of the primary road fund.

25 Sec. 157. Section 468.118, Code 2019, is amended to read as
26 follows:

27 **468.118 Abandoned right-of-way.**

28 1. If a railroad or other utility has abandoned the use of
29 its right-of-way for the purpose it was originally acquired
30 or has sold its right-of-way to a person who will use ~~it~~
31 the right-of-way for a purpose other than for which it was
32 originally acquired, the prior right or privilege of the
33 drainage district to pass through the right-of-way of the
34 railroad or utility shall become a permanent easement in favor
35 of the drainage district for drainage purposes including the

1 right of ingress and egress through adjacent property and
2 the right of access for maintenance, repair, improvement and
3 inspection. The permanent easement has the same dimensions as
4 originally specified in the engineer's report and survey, or as
5 acquired by use or as subsequently acquired.

6 2. If a railroad or other utility has abandoned the use of
7 its right-of-way for the purpose it was originally acquired
8 or has sold its right-of-way to a person who will use ~~it~~
9 the right-of-way for a purpose other than for which it was
10 originally acquired in segments, each segment shall be assessed
11 for benefits in the same proportion as the area of the segment
12 bears to the area of the right-of-way through the forty-acre
13 tract.

14 Sec. 158. Section 468.127, Code 2019, is amended to read as
15 follows:

16 **468.127 Payment.**

17 1. The costs of the repair or improvements provided for in
18 section 468.126 shall be paid for out of the funds of the levee
19 or drainage district. If the funds on hand are not sufficient
20 to pay such expenses, the board within two years shall levy an
21 assessment sufficient to pay the outstanding indebtedness and
22 leave the balance which the board determines is desirable as
23 a sinking fund to pay maintenance and repair expenses. Any
24 assessment made under **this section** on any tract, parcel or lot
25 within the district which is computed at less than five dollars
26 shall be fixed at the sum of five dollars.

27 2. If the board deems that the costs of the repairs or
28 improvements will create assessments against the lands in the
29 district greater than should be borne in one year, ~~it~~ the
30 board may levy the ~~same~~ assessment at one time and provide
31 for the payment of ~~said~~ the costs and assessments in the
32 manner provided in **sections 468.57 through 468.61**; provided
33 that assessments may be collected in not more than twenty
34 installments as the board may determine.

35 Sec. 159. Section 468.133, Code 2019, is amended to read as

1 follows:

2 **468.133 Commissioners to apportion benefits — interest**
3 **prohibited.**

4 1. For the purpose of ascertaining the proportionate
5 benefits, the board shall appoint commissioners having the
6 qualifications of benefit commissioners, one of whom shall be
7 an engineer. ~~Such~~ The commissioners who are appointed shall
8 not be residents of any of the districts affected, nor shall
9 any member ~~thereof~~ of the commission have any interest in land
10 in any districts affected by the contemplated work. ~~Such~~ The
11 commission shall determine the percentage of benefits and the
12 sum total to be assessed to each district for the improvement.

13 2. In the event that one of the districts to be assessed
14 under this ~~statute~~ section shall have any improvement such as
15 a settling basin which reduces the quality and quantity of
16 flow or sediment, such commission may give consideration to
17 the existence of such an improvement when they determine the
18 percentage of benefits and the sum total to be assessed to each
19 district for the improvement.

20 Sec. 160. Section 468.135, Code 2019, is amended to read as
21 follows:

22 **468.135 Report and review — appeal.**

23 1. The commissioners shall file with the board a detailed
24 report of their findings. ~~Said~~ The board shall review ~~said~~
25 the report and may, by proper order, increase or decrease
26 the amount which shall be charged to each district. After
27 the final order of the board ~~herein~~ has been made, ~~said~~
28 the board shall notify the county auditor, in the time and
29 manner as provided in sections 468.133 and 468.134, of ~~said~~
30 the order, ~~and said.~~ The county auditor shall notify by
31 certified mail the board of supervisors, ~~and said~~ the board or
32 boards of trustees, ~~of said~~ the final order. ~~Said~~ The board
33 of supervisors and ~~said~~ the board or boards of trustees, if
34 aggrieved by ~~said~~ the final order, may appeal ~~therefrom~~ from
35 the order to the district court of the county in which any of

1 the improvement proposed or done is located.

2 2. Any such appeal shall be taken, perfected, and conducted
3 in the time and manner provided in section 468.83, subsection
4 1, and sections 468.84 through 468.88, for appeals contemplated
5 by ~~said~~ those sections.

6 Sec. 161. Section 468.151, Code 2019, is amended to read as
7 follows:

8 **468.151 Actions — settlement — counsel.**

9 1. Levee or drainage districts through their governing
10 bodies are authorized to maintain actions in law or equity
11 for the purposes of preventing or recovering damages that may
12 accrue to ~~such~~ the districts on account of the impairment of
13 their functions, or the increase in the cost of maintenance
14 or operation of ~~such~~ the districts, or on account of damages
15 to property owned by ~~such~~ the districts, resulting from
16 the construction or operation of locks, dams, and pools in
17 the Mississippi or Missouri ~~rivers;~~ they river. Levee or
18 drainage districts may make settlements and adjustments of such
19 damages and written contracts with relation ~~thereto~~ to such
20 damages, and receive any appropriations that may be made by
21 the Congress of the United States for the increased cost to
22 drainage or levee districts and may agree to the construction
23 and maintenance of present equipment and of new or remedial
24 works, improvements and equipment as a part of such damages, or
25 as a means of lessening the damages which will be suffered by
26 the said districts. ~~Said~~ The districts are further authorized
27 to employ legal and engineering counsel for such purposes and
28 to pay for the ~~same~~ cost of employing legal and engineering
29 counsel out of the award of damages or out of the maintenance
30 funds of the district.

31 2. If a lump sum settlement is made between the United
32 States and the district to provide an annual payment of income
33 ~~therefrom~~ from the lump sum settlement, the county treasurer
34 of the county in which the greater portion of the district is
35 situated shall be custodian of ~~such~~ the principal fund. The

1 governing body of the district shall apply to the district
2 court for authority to invest ~~said~~ the fund as provided by
3 section 636.23, and, in addition to the investments ~~therein~~
4 approved, the court may authorize investment of ~~said~~ the fund
5 in interest-bearing bonds or warrants of ~~said~~ the district.
6 The income from ~~said~~ the fund shall be disbursed by direction
7 of the governing body of the district.

8 Sec. 162. Section 468.159, subsection 2, Code 2019, is
9 amended to read as follows:

10 2. The board of trustees may also lease or sell and convey
11 such other property of the district, both real and personal,
12 as is no longer needed for the purposes for which the district
13 was established, and any such leases, or sales and conveyances
14 prior to July 1, 1970, are hereby legalized and declared to be
15 valid and binding.

16 Sec. 163. Section 468.356, Code 2019, is amended to read as
17 follows:

18 **468.356 Petition — procedure — emergency pumping station.**

19 1. ~~Such~~ A pumping station shall not be established or
20 maintained unless a petition ~~therefor~~ shall be presented to
21 the board signed by not less than one-third of the owners
22 of lands benefited ~~thereby~~ by the establishment of a pumping
23 station. The lands benefited by ~~such~~ a pumping station shall
24 be determined by the board on ~~said~~ the petition and report
25 of the engineer, and such other evidence as ~~it~~ the board may
26 hear. No additional land shall be taken into any such drainage
27 district after the improvements ~~therein~~ in the district have
28 been substantially completed, unless one-third of the owners
29 of the land proposed to be annexed have petitioned ~~therefor~~ or
30 consented in writing ~~thereto~~ to the annexation.

31 2. However, the board of supervisors may install a
32 temporary portable pumping station to remove flood waters in an
33 emergency. The board of supervisors shall levy and collect the
34 cost of the purchase, operation, and maintenance of the pumping
35 station from the lands in the district benefited by the pumping

1 station in the same manner as provided for in the construction
2 and maintenance of a drainage or levee district. For the
3 purpose of this ~~paragraph~~ subsection, an emergency occurs when
4 ponded or standing water does not freely flow to the outlet
5 ditch and the capacity of the outlet ditch is not fully used.

6 Sec. 164. Section 468.376, Code 2019, is amended to read as
7 follows:

8 **468.376 Funds available to pay bonds.**

9 1. When refunding bonds shall be issued to pay for drainage
10 improvements under the provisions of this part, all special
11 assessments, taxes, and sinking funds applicable to the payment
12 of such bonds previously issued shall be applicable in the same
13 manner and the same extent to the payment of the refunding
14 bonds issued ~~hereunder~~ under this part, and all the powers and
15 duties to levy and collect special assessments and taxes or
16 create liens upon property shall continue until all refunding
17 bonds shall be paid.

18 2. The drainage district shall collect the special
19 assessments out of which the said bonds are payable and hold
20 the ~~same~~ special assessments separate and apart in trust for
21 the payment of ~~said~~ the refunding bonds but the provisions of
22 this part shall not apply to assessments or bonds adjudicated
23 to be void.

24 Sec. 165. Section 468.533, Code 2019, is amended to read as
25 follows:

26 **468.533 Petition — canvass.**

27 1. ~~For such purposes a~~ A petition requesting that a district
28 placed under the management of trustees be placed back under
29 the management of a board or boards of supervisors, that is
30 signed by a majority of persons, including corporations, owning
31 land within the district assessed for benefits and who in the
32 aggregate own more than one-half the acreage of such lands,
33 may be filed in the office of the auditor and, if the district
34 is situated in more than one county, then a duplicate shall be
35 filed in the office of the auditor of each county.

1 2. The trustees shall fix a date not less than ten nor more
2 than thirty days from the date ~~such~~ the petition is filed for
3 the canvass of such petition, and the trustees and auditor or
4 auditors shall canvass ~~said~~ the petition and certify and record
5 in the drainage record the result.

6 Sec. 166. Section 468.543, Code 2019, is amended to read as
7 follows:

8 **468.543 Notice.**

9 The board shall give ten days' notice of ~~said~~ the meeting
10 described under section 468.542 in the same manner as required
11 in relation to the issuance of bonds under **chapter 73A**.

12 Sec. 167. Section 468.559, Code 2019, is amended to read as
13 follows:

14 **468.559 Applicability of funds.**

15 All special assessments, taxes, and sinking funds applicable
16 to the payment of the indebtedness refunded by ~~said~~ drainage
17 bonds shall be applicable in the same manner and to the same
18 extent to the payment of ~~such~~ refunding bonds issued ~~hereunder~~
19 under this part, and the powers, rights, and duties to levy
20 and collect special assessments or taxes, or create liens upon
21 property shall continue until all refunding bonds shall be
22 paid.

23 Sec. 168. Section 468.561, Code 2019, is amended to read as
24 follows:

25 **468.561 Liens unimpaired.**

26 When drainage refunding bonds are issued ~~hereunder~~, nothing
27 in this part shall be construed as impairing the lien of
28 any unpaid drainage assessments or installments in ~~such~~
29 the drainage district, the time of payment of which is not
30 extended, nor shall this part be construed as impairing the
31 priority of the lien ~~thereof~~ of any unpaid drainage assessments
32 or installments nor the right, duty, and power of the officers
33 authorized by law to levy, collect, and apply the proceeds
34 ~~thereof~~ of the assessments or installments to the payment
35 of outstanding drainage bonds issued in anticipation of the

1 collection ~~thereof~~ of the assessments or installments.

2 Sec. 169. Section 468.566, Code 2019, is amended to read as
3 follows:

4 **468.566 Refinancing powers.**

5 1. In order to effect ~~such a~~ loan under section 468.565,
6 the governing body of ~~such a~~ district, or board of supervisors,
7 is authorized to execute such agreements and contracts, and
8 to fulfill such requirements of the loaning agency as are not
9 inconsistent with this part; and to issue, and pledge or sell
10 ~~such the~~ bonds at their face value to the ~~said~~ reconstruction
11 finance corporation, or other loaning agency, furnishing the
12 funds for ~~such the~~ debt readjustment, in the amount required
13 for ~~such the~~ adjustment.

14 2. The governing body, or board of supervisors, shall also
15 have the authority as a part of ~~such the~~ plan of refinancing,
16 adjusting, composing, and refunding ~~its~~ of the district's
17 indebtedness, to cancel the old assessments collectible against
18 the land within the district, pledged to the payment of ~~its the~~
19 district's outstanding indebtedness and proportionately and
20 equitably to relevy the ~~same~~ assessments, with interest, over
21 the period covered by the new bonds, in an amount sufficient to
22 pay ~~said the~~ new bonds and interest ~~thereon, provided, however,~~
23 that on the bonds. However, the new assessments ~~thereby~~
24 created against any tract of land within the district shall not
25 be in excess of the unpaid assessments against ~~such the~~ tract
26 before the readjustment or composition is made, and ~~provided~~
27 ~~further, that such the~~ new and extended assessment against ~~such~~
28 the tract shall fully replace the old assessment.

29 Sec. 170. Section 468.579, Code 2019, is amended to read as
30 follows:

31 **468.579 Lien.**

32 When conservator's drainage district bonds are issued
33 ~~hereunder~~ under this part, nothing ~~herein~~ in this part shall
34 be construed as impairing the lien of all unpaid assessments
35 upon the real estate within ~~said the~~ drainage district, nor

1 shall this part be construed as impairing the priority of the
2 lien ~~thereof~~ of the unpaid assessments, nor the right, duty and
3 power of the officer authorized by law, to levy, collect and
4 apply the proceeds ~~thereof~~ of the assessments, to the payment
5 of outstanding drainage bonds issued in anticipation of the
6 collection ~~thereof~~ of the assessments.

7 Sec. 171. Section 468.622, Code 2019, is amended to read as
8 follows:

9 **468.622 Drainage connection with highway.**

10 1. When the course of natural drainage of any land runs to
11 a public highway, the owner of such land shall have the right
12 to enter upon ~~such~~ the highway for the purpose of connecting
13 the owner's drain or ditch with any drain or ditch constructed
14 along or across the ~~said~~ highway, ~~but in.~~ In making such
15 the connections, the owner shall do so in accordance with
16 specifications furnished by the highway authorities having
17 jurisdiction ~~thereof~~ over the highway, which specifications
18 shall be furnished to the owner on application. The owner
19 shall leave the highway in as good condition in every way as it
20 was before the ~~said~~ work was done.

21 2. If a tile line or drainage ditch must be projected across
22 the right-of-way to a suitable outlet, the expense of both
23 material and labor used in installing the tile line or drainage
24 ditch across the highway and any subsequent repair ~~thereof~~
25 of the tile line or drainage ditch shall be paid from funds
26 available for the highways affected.

27 Sec. 172. Section 476.15, Code 2019, is amended to read as
28 follows:

29 **476.15 Extent of jurisdiction.**

30 The jurisdiction and powers of the board shall extend as
31 ~~hereinbefore~~ provided in this chapter to the utility business
32 of public utilities operating within this state to the full
33 extent permitted by the Constitution and laws of the United
34 States.

35 Sec. 173. Section 476.19, Code 2019, is amended to read as

1 follows:

2 **476.19 Construction of statutes.**

3 Nothing ~~herein~~ contained in this chapter shall be construed
4 to invalidate any proceedings under statutes existing prior
5 to the enactment of this chapter; nor shall any action,
6 litigation or appeal pending prior to the effective date of
7 rate regulation of this chapter be affected hereby.

8 Sec. 174. Section 476.46, subsection 2, paragraph b, Code
9 2019, is amended to read as follows:

10 *b.* The fund shall include moneys ~~remitted to the fund~~
11 ~~pursuant to subsection 3 and any other moneys~~ appropriated or
12 otherwise directed to the fund.

13 Sec. 175. Section 490.803, subsection 3, paragraph b,
14 subparagraph (2), Code 2019, is amended to read as follows:

15 (2) This ~~subparagraph~~ paragraph "b" is repealed on January
16 1, 2022.

17 Sec. 176. Section 502.202, subsection 2, paragraph c, Code
18 2019, is amended to read as follows:

19 *c.* The security does not constitute the whole or part of
20 an unsold allotment to, or a subscription or participation
21 by, the broker-dealer as an underwriter of the security, or a
22 redistribution.

23 Sec. 177. Section 502.406, subsection 5, Code 2019, is
24 amended to read as follows:

25 *5. Additional conditions or waivers.* A rule adopted
26 or order issued under this chapter may impose such other
27 conditions, not inconsistent with the National Securities
28 Markets Improvement Act of 1996. ~~An order or~~ A rule adopted or
29 order issued under this chapter may waive, in whole or in part,
30 specific requirements in connection with registration as are in
31 the public interest and for the protection of investors.

32 Sec. 178. Section 505.27, subsection 3, Code 2019, is
33 amended to read as follows:

34 3. The commissioner shall compile annually the data
35 included in reports filed by insurers pursuant to this section

1 into an aggregate form by insurer, except that such data shall
2 not include information that directly or indirectly identifies
3 any individual, including a patient, an insured, or a health
4 care provider. The commissioner shall submit a written report
5 summarizing such data along with any recommendations to the
6 general assembly and the governor annually by December 1, ~~2007,~~
7 ~~with subsequent reports submitted to the general assembly and~~
8 ~~the governor annually thereafter.~~

9 Sec. 179. Section 506.10, subsection 4, Code 2019, is
10 amended to read as follows:

11 4. Nothing ~~herein~~ contained in this section shall impair
12 or affect in any manner any such contracts issued or made
13 as an inducement to insurance prior to ~~the enactment of this~~
14 ~~section~~ April 16, 1921, or prevent the payment of the dividends
15 or returns therein stipulated to be paid.

16 Sec. 180. Section 507A.2, Code 2019, is amended to read as
17 follows:

18 **507A.2 Purpose.**

19 1. The purpose of **this chapter** is to subject certain persons
20 and insurers to the jurisdiction of the insurance commissioner
21 and the courts of this state in suits by or on behalf of the
22 state and insureds or beneficiaries under insurance contracts.
23 The general assembly hereby declares that it is a subject
24 of concern that many residents of this state hold policies
25 of insurance issued by persons and insurers not authorized
26 to do insurance business in this state, thus presenting to
27 such residents the often insuperable obstacle of asserting
28 their legal rights under such policies in forums foreign to
29 them under laws and rules of practice with which they are
30 not familiar. The general assembly further declares that it
31 is also concerned with the protection of residents of this
32 state against acts by persons and insurers not authorized to
33 do an insurance business in this state, by the maintenance of
34 fair and honest insurance markets, by protecting the premium
35 tax revenues of this state, by protecting authorized persons

1 and insurers which are subject to regulation from unfair
2 competition by unauthorized persons and insurers, and by
3 protecting against the evasion of the insurance regulatory laws
4 of this state.

5 2. In furtherance of such state interest, in this chapter
6 the general assembly ~~herein~~ provides methods for substituted
7 service of process upon such persons or insurers in any
8 proceeding, suit or action in any court and substitute service
9 of any notice, order, pleading, or process upon such persons or
10 insurers in any proceeding before the commissioner of insurance
11 to enforce or effect full compliance with the insurance and
12 tax laws of this state. In so doing, the state exercises its
13 powers to protect residents of this state and to define what
14 constitutes doing an insurance business in this state, and
15 also exercises powers and privileges available to this state
16 by virtue of Pub. L. No. 79-15, 79th Congress of the United
17 States, Ch. 20, 1st Sess., S. 340, 59 Stat. 33, codified at
18 15 U.S.C. §1011 - 1015, which declares that the business of
19 insurance and every person engaged therein shall be subject to
20 the laws of the several states.

21 Sec. 181. Section 507A.3, subsection 1, unnumbered
22 paragraph 1, Code 2019, is amended to read as follows:

23 Unless otherwise indicated, "*insurer*" as used in this ~~section~~
24 chapter includes all corporations, associations, partnerships
25 and individuals engaged in the business of insurance. Any
26 of the following acts in this state, effected by mail or
27 otherwise, by an unauthorized insurer is defined to be doing an
28 insurance business in this state:

29 Sec. 182. Section 508.4, subsection 1, Code 2019, is amended
30 to read as follows:

31 1. All amendments to the articles of incorporation of
32 companies already organized under the laws of this state shall
33 be approved in ~~like~~ the same manner as provided in section
34 508.2.

35 Sec. 183. Section 511.23, Code 2019, is amended to read as

1 follows:

2 **511.23 Penalties.**

3 Any person, firm, or corporation violating any of the
4 provisions of [section 511.22](#), or sections 515.8 ~~to~~ through
5 515.10 and [section 515.23](#) or failing to comply with any of the
6 provisions ~~therein~~ in those sections, shall be subjected to the
7 penalties provided in [sections 507.10](#) and [507.12](#).

8 Sec. 184. Section 513D.1, Code 2019, is amended to read as
9 follows:

10 **513D.1 Association health plans.**

11 The commissioner of insurance shall adopt rules that
12 allow for the creation of association health plans that
13 are consistent with the United States department of labor's
14 regulations in [29 C.F.R. pt. 2510](#). A multiple employer welfare
15 arrangement that is recognized as tax-exempt under Internal
16 Revenue Code section 501(c)(9) and that is registered with the
17 commissioner prior to January 1, 2018, shall not be considered
18 an association health plan unless the multiple employer
19 welfare arrangement affirmatively elects to be treated as an
20 association health plan.

21 Sec. 185. Section 513D.2, Code 2019, is amended to read as
22 follows:

23 **513D.2 Rules and enforcement.**

24 1. The commissioner of insurance shall adopt rules, as
25 necessary, pursuant to [chapter 17A](#) to administer [this chapter](#).

26 2. The commissioner or insurance may take any enforcement
27 action under the commissioner's authority to enforce compliance
28 with [this chapter](#).

29 Sec. 186. Section 514A.4, subsection 1, Code 2019, is
30 amended to read as follows:

31 1. *Other policy provisions.* ~~No~~ A policy provision which is
32 not subject to [section 514A.3](#) shall not make a policy, or any
33 portion ~~thereof~~ of a policy, less favorable in any respect to
34 the insured or the beneficiary than the provisions ~~thereof~~ of
35 the policy which are subject to [this chapter](#).

1 Sec. 187. Section 514B.13, subsection 1, Code 2019, is
2 amended to read as follows:

3 1. After a health maintenance organization has been
4 in operation twenty-four months, it shall have an annual
5 open enrollment period of at least one month during which
6 it accepts enrollees up to the limits of its capacity, as
7 determined by the health maintenance organization, in the
8 order in which ~~they~~ the prospective enrollees apply for
9 enrollment. A health maintenance organization may apply to
10 the commissioner for authorization to impose such underwriting
11 restrictions upon enrollment as are necessary to preserve its
12 financial stability, to prevent excessive adverse selection
13 by prospective enrollees, or to avoid unreasonably high
14 or unmarketable charges for enrollee coverage for health
15 care services. The commissioner shall approve or deny the
16 application made pursuant to **this section** within a reasonable
17 period of time from the receipt of the application.

18 Sec. 188. Section 515.32, Code 2019, is amended to read as
19 follows:

20 **515.32 Bylaws.**

21 ~~It~~ The company may adopt such bylaws and regulations
22 not inconsistent with law as shall appear to ~~them~~ it to be
23 necessary for the regulation and conduct of the business.

24 Sec. 189. Section 515.109, subsection 6, paragraph a, Code
25 2019, is amended to read as follows:

26 a. The form of the standard policy (with permission to
27 substitute for the word "company" a more accurate descriptive
28 term for the type of insurer) shall be as follows:

29 FIRST PAGE OF STANDARD FIRE POLICY

30 No. ...

31 (Space for insertion of name of company or companies issuing
32 the policy and other matter permitted to be stated at the head
33 of the policy.)

34 (Space for listing amounts of insurance, rates and premiums
35 for the basic coverages insured under the standard form of

1 policy and for additional coverages or perils insured under
2 endorsements attached.)

3 IN CONSIDERATION OF THE PROVISIONS AND STIPULATIONS HEREIN
4 OR ADDED HERETO AND OF DOLLARS PREMIUM this company,
5 for the term of from the day of (month),
6 (year), to the day of (month),
7 (year), at noon, Standard Time, at location of property
8 involved, to an amount not exceeding Dollars, does
9 insure and legal representatives, to the extent of
10 the actual cash value of the property at the time of loss,
11 but not exceeding the amount which it would cost to repair or
12 replace the property with material of like kind and quality
13 within a reasonable time after such loss, without allowance for
14 any increased cost of repair or reconstruction by reason of any
15 ordinance or law regulating construction or repair, and without
16 compensation for loss resulting from interruption of business
17 or manufacture, nor in any event for more than the interest of
18 the insured, against all DIRECT LOSS BY FIRE, LIGHTNING AND BY
19 REMOVAL FROM PREMISES ENDANGERED BY THE PERILS INSURED AGAINST
20 IN THIS POLICY, EXCEPT AS HEREINAFTER PROVIDED, to the property
21 described hereinafter while located or contained as described
22 in this policy, or pro rata for five days at each proper place
23 to which any of the property shall necessarily be removed for
24 preservation from the perils insured against in this policy,
25 but not elsewhere.

26 Assignment of this policy shall not be valid except with
27 the written consent of this company. This policy is made and
28 accepted subject to the foregoing provisions and stipulations
29 and those hereinafter stated, which are hereby made a part of
30 this policy, together with such other provisions, stipulations
31 and agreements as may be added hereto, as provided in this
32 policy.

33 IN WITNESS WHEREOF, this company has executed and attested
34 these presents, ~~but this policy shall not be valid unless~~
35 ~~countersigned by the duly authorized agent of this company at~~

1 _____

2

3 Secretary.

.....

President.

4 ~~Countersigned this~~

5 ~~day of (month), ... (year).~~

6 _____

7 _____ Agent.

8 SECOND PAGE OF STANDARD FIRE POLICY

9 *Concealment — fraud.* This entire policy shall be void
10 if, whether before or after a loss, an insured has willfully
11 concealed or misrepresented any material fact or circumstance
12 concerning this insurance or the subject thereof, or the
13 interest of an insured therein, or in case of any fraud or
14 false swearing by an insured relating thereto.

15 *Uninsurable and excepted property.* This policy shall not
16 cover accounts, bills, currency, deeds, evidences of debt,
17 money or securities; nor, unless specifically named hereon in
18 writing, bullion or manuscripts.

19 *Perils not included.* This company shall not be liable for
20 loss by fire or other perils insured against in this policy
21 caused, directly or indirectly, by: (a) Enemy attack by armed
22 forces, including action taken by military, naval or air forces
23 in resisting an actual or an immediately impending enemy
24 attack; (b) invasion; (c) insurrection; (d) rebellion; (e)
25 revolution; (f) civil war; (g) usurped power; (h) order of any
26 civil authority except acts of destruction at the time of and
27 for the purpose of preventing the spread of fire, provided that
28 such fire did not originate from any of the perils excluded by
29 this policy; (i) neglect of an insured to use all reasonable
30 means to save and preserve the property at and after a loss,
31 or when the property is endangered by fire in neighboring
32 premises; (j) nor shall this company be liable for loss by
33 theft.

34 *Other insurance.* Other insurance may be prohibited or the
35 amount of insurance may be limited by endorsement attached

1 hereto.

2 *Conditions suspending or restricting insurance.* Unless
3 otherwise provided in writing added hereto this company shall
4 not be liable for loss occurring under any of the following
5 circumstances:

6 [a] While the hazard is created or increased by any means
7 within the control or knowledge of an insured.

8 [b] While a described building, whether intended for
9 occupancy by owner or tenant, is vacant or unoccupied beyond a
10 period of sixty consecutive days.

11 [c] As a result of explosion or riot, unless fire ensue, and
12 in that event for loss by fire only.

13 *Other perils or subjects.* Any other peril to be insured
14 against or subject of insurance to be covered in this policy
15 shall be by endorsement in writing hereon or added hereto.

16 *Added provisions.* The extent of the application of insurance
17 under this policy and of the contribution to be made by this
18 company in case of loss, and any other provision or agreement
19 not inconsistent with the provisions of this policy, may be
20 provided for in writing added hereto, but no provision may be
21 waived except such as by the terms of this policy is subject to
22 change.

23 *Waiver provisions.* No permission affecting this insurance
24 shall exist, or waiver of any provision be valid, unless
25 granted herein or expressed in writing added hereto. No
26 provision, stipulation or forfeiture shall be held to be waived
27 by any requirement or proceeding on the part of this company
28 relating to appraisal or to any examination provided for
29 herein.

30 *Cancellation of policy.* This policy shall be canceled at any
31 time at the request of the insured, in which case this company
32 shall, upon demand and surrender of this policy, refund the
33 excess of paid premium above the customary short rates for the
34 expired time. This policy may be canceled at any time by this
35 company by giving to the insured a five days' written notice

1 of cancellation with or without tender of the excess of paid
2 premium above the pro rata premium for the expired time, which
3 excess, if not tendered, shall be refunded on demand. Notice
4 of cancellation shall state that said excess premium (if not
5 tendered) will be refunded on demand.

6 *Mortgagee interests and obligations.* If loss hereunder is
7 made payable, in whole or in part, to a designated mortgagee
8 not named herein as the insured, such interest in this policy
9 may be canceled by giving to such mortgagee a ten days' written
10 notice of cancellation.

11 If the insured fails to render proof of loss such mortgagee,
12 upon notice, shall render proof of loss in the form herein
13 specified within sixty days thereafter and shall be subject
14 to the provisions hereof relating to appraisal and time of
15 payment and of bringing suit. If this company shall claim
16 that no liability existed as to the mortgagor or owner, it
17 shall, to the extent of payment of loss to the mortgagee,
18 be subrogated to all the mortgagee's rights of recovery, but
19 without impairing mortgagee's right to sue; or it may pay off
20 the mortgage debt and require an assignment thereof and of
21 the mortgage. Other provisions relating to the interests and
22 obligations of such mortgagee may be added hereto by agreement
23 in writing.

24 *Pro rata liability.* This company shall not be liable for a
25 greater proportion of any loss than the amount hereby insured
26 shall bear to the whole insurance covering the property against
27 the peril involved, whether collectible or not.

28 *Requirements in case loss occurs.* The insured shall give
29 immediate written notice to this company of any loss, protect
30 the property from further damage, forthwith separate the
31 damaged and undamaged personal property, put it in the best
32 possible order, furnish a complete inventory of the destroyed,
33 damaged and undamaged property, showing in detail quantities,
34 costs, actual cash value and amounts of loss claimed; AND
35 WITHIN SIXTY DAYS AFTER THE LOSS, UNLESS SUCH TIME IS EXTENDED

1 IN WRITING BY THIS COMPANY, THE INSURED SHALL RENDER TO THIS
2 COMPANY A PROOF OF LOSS, signed and sworn to by the insured,
3 stating the knowledge and belief of the insured as to the
4 following: The time and origin of the loss, the interest of
5 the insured and of all others in the property, the actual cash
6 value of each item thereof and the amount of loss thereto, all
7 encumbrances thereon, all other contracts of insurance, whether
8 valid or not, covering any of said property, any changes in the
9 title, use, occupation, location, possession or exposures of
10 said property since the issuing of this policy, by whom and
11 for what purpose any building herein described and the several
12 parts thereof were occupied at the time of loss and whether
13 or not it then stood on leased ground, and shall furnish a
14 copy of all the descriptions and schedules in all policies
15 and, if required, verified plans and specifications of any
16 building, fixtures or machinery destroyed or damaged. The
17 insured, as often as may be reasonably required, shall exhibit
18 to any person designated by this company all that remains of
19 any property herein described, and submit to examinations
20 under oath by any person named by this company, and subscribe
21 the same; and, as often as may be reasonably required, shall
22 produce for examination all books of account, bills, invoices
23 and other vouchers, or certified copies thereof if originals be
24 lost, at such reasonable time and place as may be designated by
25 this company or its representative, and shall permit extracts
26 and copies thereof to be made.

27 *Appraisal.* In case the insured and this company shall fail
28 to agree as to the actual cash value or the amount of loss,
29 then, on the written demand of either, each shall select a
30 competent and disinterested appraiser and notify the other of
31 the appraiser selected within twenty days of such demand. The
32 appraisers shall first select a competent and disinterested
33 umpire; and failing for fifteen days to agree upon such umpire,
34 then, on request of the insured or this company, such umpire
35 shall be selected by a judge of a court of record in the state

1 in which the property covered is located. The appraisers shall
2 then appraise the loss, stating separately actual cash value
3 and loss to each item; and, failing to agree, shall submit
4 their differences, only, to the umpire. An award in writing,
5 so itemized, of any two when filed with this company shall
6 determine the amount of actual cash value and loss. Each
7 appraiser shall be paid by the party selecting the appraiser
8 and the expenses of appraisal and umpire shall be paid by the
9 parties equally.

10 *Company's options.* It shall be optional with this company
11 to take all, or any part, of the property at the agreed or
12 appraised value, and also to repair, rebuild or replace the
13 property destroyed or damaged with other of like kind and
14 quality within a reasonable time, on giving notice of its
15 intention so to do within thirty days after the receipt of the
16 proof of loss herein required.

17 *Abandonment.* There can be no abandonment to this company of
18 any property.

19 *When loss payable.* The amount of loss for which this
20 company may be liable shall be payable sixty days after proof
21 of loss, as herein provided, is received by this company and
22 ascertainment of the loss is made either by agreement between
23 the insured and this company expressed in writing or by the
24 filing with this company of an award as herein provided.

25 *Suit.* No suit or action on this policy for the recovery of
26 any claim shall be sustainable in any court of law or equity
27 unless all the requirements of this policy shall have been
28 complied with, and unless commenced within twelve months next
29 after inception of the loss.

30 *Subrogation.* This company may require from the insured an
31 assignment of all right of recovery against any party for loss
32 to the extent that payment therefor is made by this company.

33
34
35

THIRD PAGE OF STANDARD FIRE POLICY
ATTACH FORM BELOW THIS LINE
FOURTH PAGE OF STANDARD FIRE POLICY

1	STANDARD FIRE INSURANCE POLICY	
2	Expires	
3	Property	
4	Amount \$	Total
5		Premium \$
6	
7	Insured	
8	<hr/>	

9 SEE INSIDE OF POLICY FOR PERILS COVERED

10 NO.

11 (Space of approximately two (2) inches for use of Agent or

12 Insurer.)

13 (Space of approximately two (2) inches for use of Agent or

14 Insurer.)

15 Sec. 190. Section 515G.9, Code 2019, is amended to read as

16 follows:

17 **515G.9 Act of conversion — continuation of company.**

18 1. When the commissioner and the policyholders approve the

19 conversion plan as provided in [this chapter](#), the commissioner

20 shall issue a new certificate of authority to the successor

21 stock company effective on the date specified in the plan. The

22 successor stock company is a continuation of the mutual insurer

23 and the conversion does not annul or modify any of the mutual

24 insurer's existing suits, contracts, or liabilities except

25 as provided in the approved conversion plan. All rights,

26 franchises, and interests of the mutual insurer in and to

27 property, assets, and other interests shall be transferred to

28 and shall vest in the successor stock company and the successor

29 stock company shall assume all obligations and liabilities of

30 the mutual insurer.

31 2. The successor stock company shall exercise all rights and

32 powers and perform all duties conferred or imposed by law on

33 insurance companies writing the classes of insurance written

34 by ~~it~~ the company, and shall retain the rights and contracts

35 existing before conversion, subject to provisions of the plan.

1 Sec. 191. Section 520.7, Code 2019, is amended to read as
2 follows:

3 **520.7 Judgment — satisfaction.**

4 A judgment rendered in any such case where service of process
5 has been ~~so had~~ made under section 520.6 upon the commissioner
6 of insurance, shall be valid and binding against any and all
7 such subscribers as their interests appear and such judgment
8 may be satisfied out of the funds in the possession of the
9 attorney belonging to such subscribers.

10 Sec. 192. Section 533.106, subsection 5, Code 2019, is
11 amended to read as follows:

12 5. A person who violates ~~this section~~ subsections 1 through
13 4 shall be permanently disqualified from acting as an officer,
14 director, or employee of a state credit union and permanently
15 disqualified from acting as superintendent or an employee of
16 the credit union division.

17 Sec. 193. Section 537.2301, subsection 2, Code 2019, is
18 amended to read as follows:

19 2. A person who is not authorized to make supervised loans
20 as provided ~~herein~~ in this section shall not engage in the
21 business of making supervised loans or undertaking direct
22 collection of payments from or enforcement of rights against
23 consumers arising from supervised loans, but the person may
24 collect and enforce for three months without a license if
25 the person promptly applies for a license and the person's
26 application has not been denied.

27 Sec. 194. Section 543B.40, Code 2019, is amended to read as
28 follows:

29 **543B.40 Depositions.**

30 The testimony may be taken by deposition as in civil cases,
31 and any person may be compelled to appear and depose in the
32 same manner as witnesses may be compelled to appear and testify
33 as ~~hereinbefore~~ provided in this chapter.

34 Sec. 195. Section 543C.6, Code 2019, is amended to read as
35 follows:

1 **543C.6 Sales by brokers.**

2 It shall be unlawful for any subdivider to sell or lease, or
3 offer for sale or lease, any subdivided land located without
4 this state except through a real estate broker or salesperson
5 duly licensed in this state. The provision of section 543B.7,
6 subsection 1, exempting regular employees of the owner of
7 real estate from the licensing requirements of **chapter 543B**,
8 shall not in any way apply to the sale of any subdivided land
9 regulated by **this chapter** and subdividers covered by this
10 chapter may not avail themselves of the provisions of section
11 543B.7, subsection 1, but must pursuant to this ~~subsection~~
12 section sell only through licensed Iowa brokers and licensed
13 salespersons.

14 Sec. 196. Section 546.10, subsection 10, Code 2019, is
15 amended to read as follows:

16 10. Notwithstanding **section 17A.6, subsection 2**, the
17 licensing boards included within the bureau pursuant to
18 subsection 1 may adopt standards by reference to another
19 publication without providing a copy of the publication to the
20 administrative ~~rules coordinator~~ code editor if the publication
21 containing the standards is readily accessible on the internet
22 at no cost and the internet site at which the publication may
23 be found is included in the administrative rules that adopt the
24 standard.

25 Sec. 197. Section 573.1, subsection 4, Code 2019, is amended
26 to read as follows:

27 4. "*Public improvement*" is ~~one~~ an improvement, the cost of
28 which is payable from taxes or other funds under the control
29 of the public corporation, except that in cases of public
30 improvement for drainage or levee purposes the provisions of
31 the drainage law in cases of conflict shall govern.

32 Sec. 198. Section 573.8, Code 2019, is amended to read as
33 follows:

34 **573.8 Highway improvements.**

35 1. In case of highway improvements by the county, claims

1 shall be filed with the county auditor of the county letting
2 the contract. In case of contracts for improvements on the
3 farm-to-market highway system paid from farm-to-market funds,
4 claims shall be filed with the auditor of the state department
5 of transportation.

6 ~~2. But no claims~~ Claims filed for credit extended for the
7 personal expenses or personal purchases of employees for their
8 individual use shall not cause any part of the unpaid funds of
9 the contractor to be withheld.

10 Sec. 199. Section 602.9110, Code 2019, is amended to read
11 as follows:

12 **602.9110 Other public employment prohibited.**

13 ~~No~~ An annuity shall not be paid to any person, except a
14 survivor, entitled to receive an annuity ~~hereunder~~ under this
15 article while the person is serving as a state officer or
16 employee. However, this section does not prohibit the payment
17 of an annuity to a senior judge while serving as provided in
18 section 602.9206.

19 ~~However, this section does not prohibit the payment of an~~
20 ~~annuity to a senior judge while serving as provided in section~~
21 ~~602.9206.~~

22 Sec. 200. Section 613.8, Code 2019, is amended to read as
23 follows:

24 **613.8 Actions against state.**

25 Upon the conditions herein provided in this chapter for the
26 protection of the state, the consent of the state be and it is
27 hereby given, to be made a party in any suit or action ~~which~~
28 ~~is now pending or which may hereafter be brought~~ in any of the
29 district courts of Iowa, any of the United States district
30 courts within the state or in any other court of or in Iowa
31 having jurisdiction of the subject matter, involving the title
32 to real estate, the partition of real estate, the foreclosure
33 of liens or mortgages against real estate, or the determination
34 of the priorities of liens or claims against real estate, for
35 the purpose of obtaining an adjudication touching or pertaining

1 to any mortgage or other lien or claim which the state may have
2 or claim to the real estate involved. The petition in ~~such~~
3 the action shall specifically allege the interest or apparent
4 interest of the state and the specific facts upon which the
5 claim against the state is based and it shall be legally
6 insufficient to allege ~~said~~ the claim in general terms.

7 Sec. 201. Section 614.1, unnumbered paragraph 1, Code 2019,
8 is amended to read as follows:

9 Actions may be brought within the times ~~herein~~ limited
10 as follows, respectively, after their causes accrue, and not
11 afterwards, except when otherwise specially declared:

12 Sec. 202. Section 614.9, Code 2019, is amended to read as
13 follows:

14 **614.9 Exception in case of death.**

15 If the person having a cause of action dies within one
16 year next previous to the expiration of the limitation ~~above~~
17 provided for, ~~such~~ the limitation shall not apply until one
18 year after ~~such~~ the person's death.

19 Sec. 203. Section 622.2, Code 2019, is amended to read as
20 follows:

21 **622.2 Credibility.**

22 Facts which have ~~heretofore~~ caused the exclusion of
23 testimony may still be shown for the purpose of lessening ~~its~~
24 the credibility of the testimony.

25 Sec. 204. Section 622.80, Code 2019, is amended to read as
26 follows:

27 **622.80 Pleading taken true.**

28 ~~Or if~~ If the delinquent party shows by the party's own
29 testimony, or otherwise, that the party could not have a
30 full personal knowledge of the transaction, the court may
31 order the party's pleading to be taken as true; subject to be
32 reconsidered by the court within a reasonable time thereafter,
33 upon satisfactory reasons being shown for the delinquency.

34 Sec. 205. Section 622.86, Code 2019, is amended to read as
35 follows:

1 **622.86 Foreign affidavits.**

2 ~~These~~ An affidavit taken out of the state before any judge
3 or clerk of a court of record, or before a notarial officer
4 as provided in **chapter 9B**, or a commissioner appointed by the
5 governor of this state to take acknowledgment of deeds in
6 the state where ~~such~~ the affidavit is taken, are of the same
7 credibility as if taken within ~~the~~ this state.

8 Sec. 206. Section 628.2, Code 2019, is amended to read as
9 follows:

10 **628.2 When sale absolute.**

11 When real property has been levied upon, if the estate
12 is less than a leasehold having two years of an unexpired
13 term, the sale is absolute, but if of a larger amount, it is
14 redeemable as ~~hereinafter~~ prescribed in this chapter.

15 Sec. 207. Section 628.5, Code 2019, is amended to read as
16 follows:

17 **628.5 Redemption by creditors.**

18 If ~~no~~ redemption is not made by the debtor as ~~above~~ provided
19 in section 628.3, thereafter, and at any time within nine
20 months from the day of sale, ~~said~~ redemption may be made by
21 a mortgagee before or after the debt secured by the mortgage
22 falls due, or by any creditor whose claim becomes a lien prior
23 to the expiration of the time allowed for ~~such~~ redemption.

24 Sec. 208. Section 628.8, Code 2019, is amended to read as
25 follows:

26 **628.8 Redemption by creditors from each other.**

27 Creditors having the right of redemption may redeem from
28 each other within the time ~~above limited~~, and in the manner
29 ~~herein~~ provided in this chapter.

30 Sec. 209. Section 628.13, Code 2019, is amended to read as
31 follows:

32 **628.13 By holder of title.**

33 1. The terms of redemption, when made by the titleholder,
34 shall be the payment into the clerk's office of the amount of
35 the certificate, and all sums paid by the holder thereof in

1 effecting redemptions, added to the amount of the holder's own
2 lien, or the amount the holder has credited ~~thereon~~ on the
3 lien, if less than the whole, with interest at contract rate
4 on the certificate of sale from its date, and upon sums so paid
5 by way of redemption from date of payment, and upon the amount
6 credited on the holder's own judgment from the time of ~~said~~ the
7 credit, in each case including costs.

8 2. Redemption may also be made by the titleholder presenting
9 to the clerk of the district court the sheriff's certificate of
10 sale properly assigned to the titleholder, whereupon the clerk
11 of the district court shall cancel the certificate.

12 Sec. 210. Section 628.15, Code 2019, is amended to read as
13 follows:

14 **628.15 After nine months.**

15 After the expiration of nine months from the day of sale,
16 the creditors can no longer redeem from each other, except as
17 ~~hereinafter~~ provided in the chapter.

18 Sec. 211. Section 628.16, Code 2019, is amended to read as
19 follows:

20 **628.16 Who gets property.**

21 Unless the defendant redeems, the purchaser, or the creditor
22 who has last redeemed prior to the expiration of the nine
23 months ~~aforsaid~~ from the day of sale, will hold the property
24 absolutely.

25 Sec. 212. Section 628.17, Code 2019, is amended to read as
26 follows:

27 **628.17 Claim extinguished.**

28 ~~In case it~~ If the property is thus held by a redeeming
29 creditor, the redeeming creditor's lien, and the claim out
30 of which ~~it~~ the lien arose, will be held to be extinguished,
31 unless the redeeming creditor pursues the course pointed out in
32 sections 628.18 ~~to~~ through 628.20, ~~inclusive.~~

33 Sec. 213. Section 628.22, Code 2019, is amended to read as
34 follows:

35 **628.22 Assignment of certificate.**

1 A creditor redeeming ~~as above contemplated~~ pursuant to this
2 chapter is entitled to receive an assignment of the certificate
3 issued by the sheriff to the original purchaser ~~as hereinbefore~~
4 ~~directed~~.

5 Sec. 214. Section 631.12, Code 2019, is amended to read as
6 follows:

7 **631.12 Entry of judgment — setting aside default judgment.**

8 1. The clerk shall immediately enter the judgment in the
9 small claims docket and district court lien book, without
10 recording. ~~Such relief~~ Relief shall be granted as is
11 appropriate. Upon entering judgment, the court may provide
12 for installment payments to be made directly by the party
13 obligated to the party entitled thereto; ~~and in such event.~~ If
14 installment payments are ordered, execution shall not issue as
15 long as ~~such~~ the payments are made, but execution shall issue
16 for the full unpaid balance of the judgment upon the filing
17 of an affidavit of default. When entered on the small claims
18 docket and district court lien book, a small claims judgment
19 shall constitute a lien to the same extent as regular judgments
20 entered on the district court judgment docket and lien book;
21 ~~but.~~ However, if a small claims judgment requires installment
22 payments, ~~it~~ the judgment shall not be enforceable until an
23 affidavit of default is filed.

24 2. A defendant may move to set aside a default judgment in
25 the manner provided for doing so in district court by **rule**
of civil procedure 1.977.

27 Sec. 215. Section 633.25, Code 2019, is amended to read as
28 follows:

29 **633.25 Validity of clerk's orders.**

30 ~~The records~~ Records, orders, and judgments made and entered
31 by the clerk under section 633.22, ~~as hereinbefore provided,~~
32 ~~and which have not been~~ reversed, set aside, or modified by the
33 court, shall stand, and shall be of the same force, validity,
34 and effect, and be entitled to the same faith and credit, as if
35 they had been made by the court.

1 Sec. 216. Section 633.417, Code 2019, is amended to read as
2 follows:

3 **633.417 Separate action in lieu of proceeding on claims.**

4 The provisions of sections 633.438 ~~to~~ through 633.448 are
5 not applicable to actions continued or commenced under section
6 633.415.

7 Sec. 217. Section 633.432, subsection 2, Code 2019, is
8 amended to read as follows:

9 2. Unless the court allows the claim, the claim shall
10 be disposed of as a contested claim in accordance with the
11 provisions of sections 633.439 ~~to~~ through 633.448.

12 Sec. 218. Section 633.447, Code 2019, is amended to read as
13 follows:

14 **633.447 Trial and hearing.**

15 The trial of a claim and the offsets or counterclaims, if
16 any, shall be to the court without a jury, ~~provided, however.~~
17 However, that the court may, in its discretion, either on its
18 own motion or upon the motion of any party, submit the ~~same~~
19 matter to a jury, ~~and provided further, that in.~~ In the event
20 that the amount of the claim or a counterclaim exceeds the sum
21 of three hundred dollars, either party shall be entitled to a
22 jury trial, if a written demand ~~therefor~~ is made as provided
23 in the rules of civil procedure in relation to the trial of
24 ordinary actions.

25 Sec. 219. Section 633.469, Code 2019, is amended to read as
26 follows:

27 **633.469 Interlocutory report.**

28 1. The personal representative may at any time file an
29 interlocutory accounting to the court showing the condition of
30 the estate, ~~its~~ the estate's debts and property, the amount of
31 money received, and the disposition made of any of the assets
32 of the estate.

33 2. The court may on application of any interested party,
34 or on its own motion, order ~~such~~ an interlocutory accounting
35 at any time. Such an accounting shall embrace all matters

1 directed by the court. The court may order such further
2 accountings from time to time as ~~it~~ the court may determine to
3 be to the best interests of the estate.

4 Sec. 220. Section 633.479, Code 2019, is amended to read as
5 follows:

6 **633.479 Discharge.**

7 1. Upon final settlement of an estate, an order shall be
8 entered discharging the personal representative from further
9 duties and responsibilities. The order approving the final
10 report shall constitute a waiver of the omission from the final
11 report of any of the recitals required in [section 633.477](#).

12 2. a. An order approving the final report and discharging
13 the personal representative shall not be required if all of the
14 following apply:

15 (1) All distributees otherwise entitled to notice are
16 adults, and are under no legal disability, have.

17 (2) All distributees have signed waivers of notice as
18 provided in [section 633.478](#), have.

19 (3) All distributees have signed statements of consent
20 agreeing that the prayer of the final report shall constitute
21 an order approving the final report and discharging the
22 personal representative, and if the.

23 (4) All of the statements of consent are dated not more
24 than thirty days prior to the date of the final report, and if
25 compliance.

26 (5) Compliance with [sections 422.27](#) and [450.58](#) have been
27 fulfilled and receipts.

28 (6) Any required receipts, sworn statements, and
29 certificates, as any of these that are required, are on file.
30 In those instances

31 b. If the requirements of paragraph "a" have been met,
32 final order shall not be required and the prayer of the final
33 report shall be considered as granted and shall have the same
34 force and effect as an order of discharge of the personal
35 representative and an order approving the final report.

1 Sec. 221. Section 633.641, Code 2019, is amended to read as
2 follows:

3 **633.641 Duties of conservator.**

4 1. It is the duty of the conservator of the estate to
5 protect and preserve ~~it~~ the estate, to invest ~~it~~ the assets
6 prudently, to account for ~~it~~ the assets, receipts, and
7 disbursements as herein provided in this chapter, and to
8 perform all other duties required of the conservator by law,
9 and at the termination of the conservatorship, to deliver the
10 assets of the ward to the person entitled thereto.

11 2. The conservator shall report to the department of human
12 services the assets and income of any ward receiving medical
13 assistance under [chapter 249A](#). Reports shall be made upon
14 establishment of a conservatorship for an individual applying
15 for or receiving medical assistance, upon application for
16 benefits on behalf of the ward, upon annual or semiannual
17 review of continued medical assistance eligibility, when
18 any significant change in principal or income occurs in
19 the conservatorship account, or as otherwise requested by
20 the department of human services. Written reports shall be
21 provided to the department of human services county office for
22 the county in which the ward resides or the county office in
23 which the ward's medical assistance is administered.

24 Sec. 222. Section 633.666, Code 2019, is amended to read as
25 follows:

26 **633.666 Denial and contest of claims.**

27 The provisions of [sections 633.438 to through 633.448](#) shall
28 be applicable to the denial and contest of claims against
29 conservatorships, but shall not be applicable to actions
30 continued or commenced under [section 633.665](#).

31 Sec. 223. Section 636.18, Code 2019, is amended to read as
32 follows:

33 **636.18 Criminal bonds.**

34 Nothing contained in [sections 636.14 to through 636.17](#) shall
35 apply to bonds in criminal cases.

1 Sec. 224. Section 657.6, Code 2019, is amended to read as
2 follows:

3 **657.6 Stay of execution.**

4 Instead of issuing ~~such a~~ warrant, the court may order the
5 ~~same~~ warrant to be stayed upon motion of the defendant, and
6 ~~upon the defendant's entering~~ if the defendant enters into an
7 undertaking to the state, in such sum and with such surety as
8 the court may direct, ~~conditioned~~ under the condition that
9 either ~~that~~ the defendant will discontinue ~~said~~ the nuisance,
10 or that, within a time limited by the court, and not exceeding
11 six months, the defendant will cause the ~~same~~ nuisance to be
12 abated and removed, as either is directed by the court; ~~and,~~
13 ~~upon.~~ Upon the defendant's failure to perform the condition
14 of the defendant's undertaking, the ~~same~~ surety shall be
15 forfeited, and the court, upon being satisfied of ~~such a~~
16 default, may order ~~such~~ the warrant forthwith to issue, and
17 action may be brought on ~~such~~ the undertaking.

18 Sec. 225. Section 669.14, unnumbered paragraph 1, Code
19 2019, is amended to read as follows:

20 The provisions of **this chapter** shall not apply, with respect
21 to any claim against the state, to:

22 Sec. 226. Section 709.15, subsection 2, paragraph a,
23 subparagraph (2), unnumbered paragraph 1, Code 2019, is amended
24 to read as follows:

25 Any sexual conduct with an emotionally dependent patient
26 or client or emotionally dependent former patient or client
27 for the purpose of arousing or satisfying the sexual desires
28 of the counselor or therapist or the emotionally dependent
29 patient or client or emotionally dependent former patient or
30 client, ~~which.~~ Sexual conduct includes but is not limited to
31 the following:

32 Sec. 227. Section 709.15, subsection 2, paragraph a,
33 subparagraph (3), unnumbered paragraph 1, Code 2019, is amended
34 to read as follows:

35 Any sexual conduct with a patient or client or former patient

1 or client within one year of the termination of the provision
2 of mental health services by the counselor or therapist for
3 the purpose of arousing or satisfying the sexual desires of
4 the counselor or therapist or the patient or client or former
5 patient or client, ~~which~~. Sexual conduct includes but is not
6 limited to the following:

7 Sec. 228. Section 715A.10, subsection 4, paragraph b, Code
8 2019, is amended to read as follows:

9 *b. "Merchant"* means an owner or operator of a retail
10 mercantile establishment or an agent, employee, lessee,
11 consignee, officer, director, franchisee, or independent
12 contractor of such owner or operator. A *"merchant"* also
13 includes an establishing financial institution referred to in
14 section 527.5, or a person who receives from an authorized
15 user of a payment card, or someone the person believes to
16 be an authorized user, a payment card or information from a
17 payment card, or what the person believes to be a payment card
18 or information from a payment card, as the instrument for
19 obtaining, purchasing, or receiving goods, services, money, or
20 anything else of value from the person.

21 Sec. 229. Section 716.7, subsection 2, paragraph a,
22 subparagraph (2), unnumbered paragraph 1, Code 2019, is amended
23 to read as follows:

24 Entering or remaining upon or in property without
25 justification after being notified or requested to abstain from
26 entering or to remove or vacate therefrom by the owner, lessee,
27 or person in lawful possession, or the agent or employee of
28 the owner, lessee, or person in lawful possession, or by any
29 peace officer, magistrate, or public employee whose duty it
30 is to supervise the use or maintenance of the property. A
31 person has been notified or requested to abstain from entering
32 or remaining upon or in property within the meaning of this
33 subparagraph (2) if any of the following is applicable:

34 Sec. 230. Section 726.5, Code 2019, is amended to read as
35 follows:

1 **726.5 Nonsupport.**

2 1. a. A person, who being able to do so, fails or refuses
3 to provide support for the person's child or ward under the age
4 of eighteen years for a period longer than one year or in an
5 amount greater than five thousand dollars commits the offense
6 of nonsupport; ~~provided that no.~~

7 b. A person shall not be held to have violated this section
8 ~~who~~ if the person fails to support any child or ward under the
9 age of eighteen who has left the home of the parent or other
10 person having legal custody of the child or ward without the
11 consent of that parent or person having legal custody of the
12 child or ward.

13 2. "Support", for the purposes of this section, means any
14 support which has been fixed by court order, or, in the absence
15 of any such order or decree, the minimal requirements of food,
16 clothing or shelter.

17 3. Nonsupport is a class "D" felony.

18 Sec. 231. Section 809A.3, subsection 2, Code 2019, is
19 amended to read as follows:

20 2. Notwithstanding subsection 1, violations of chapter
21 321 or 321J shall not be considered conduct giving rise to
22 forfeiture, except for violations of the following:

23 a. Section 321.232.

24 ~~b. A second or subsequent violation of section 321J.4B,~~
25 ~~subsection 2, paragraph "a", subparagraph (2).~~

26 ~~c. b. Section 321J.4B, subsection 6, 9, or 10.~~

27 Sec. 232. Section 901A.2, subsection 1, Code 2019, is
28 amended to read as follows:

29 1. A person convicted of a sexually predatory offense
30 which is a serious or aggravated misdemeanor, who has a prior
31 conviction for a sexually predatory offense, shall be sentenced
32 to and shall serve twice the maximum period of incarceration
33 for the offense, notwithstanding any other provision of the
34 Code to the contrary, prior to being eligible for parole
35 or work release. ~~However, a~~ A person sentenced under this

1 subsection shall not have the person's sentence reduced under
2 chapter 903A or otherwise by more than fifteen percent.

3 Sec. 233. Section 910.2, Code 2019, is amended to read as
4 follows:

5 **910.2 Restitution or community service to be ordered by**
6 **sentencing court.**

7 1. a. In all criminal cases in which there is a plea of
8 guilty, verdict of guilty, or special verdict upon which a
9 judgment of conviction is rendered, the sentencing court shall
10 order that restitution be made by each offender to the victims
11 of the offender's criminal activities, to the clerk of court
12 for fines, penalties, surcharges, and, to the extent that the
13 offender is reasonably able to pay, for ~~crime~~ the following:

14 (1) Crime victim assistance reimbursement, ~~restitution.~~

15 (2) Restitution to public agencies pursuant to section
16 321J.2, subsection 13, paragraph "b", ~~court.~~

17 (3) Court costs including correctional fees approved
18 pursuant to section 356.7, ~~court-appointed.~~

19 (4) Court-appointed attorney fees ordered pursuant to
20 section 815.9, including the expense of a public defender, when
21 applicable, ~~contribution.~~

22 (5) Contribution to a local anticrime organization, ~~or~~
23 ~~restitution.~~

24 (6) Restitution to the medical assistance program pursuant
25 to chapter 249A.

26 b. However, victims shall be paid in full before fines,
27 penalties, and surcharges, crime victim compensation
28 program reimbursement, public agencies, court costs
29 including correctional fees approved pursuant to section
30 356.7, court-appointed attorney fees ordered pursuant to
31 section 815.9, including the expenses of a public defender,
32 contributions to a local anticrime organization, or the medical
33 assistance program are paid.

34 c. In structuring a plan of restitution, the court
35 shall provide for payments in the following order of

1 priority: ~~victim, fines,~~

2 (1) Victim.

3 (2) Fines, penalties, and surcharges,crime.

4 (3) Crime victim compensation program reimbursement,
5 public.

6 (4) Public agencies,court.

7 (5) Court costs including correctional fees approved
8 pursuant to section 356.7,court-appointed.

9 (6) Court-appointed attorney fees ordered pursuant to
10 section 815.9, including the expense of a public defender,
11 contribution.

12 (7) Contribution to a local anticrime organization,and
13 the.

14 (8) The medical assistance program.

15 2. a. When the offender is not reasonably able to pay
16 all or a part of the crime victim compensation program
17 reimbursement, public agency restitution, court costs
18 including correctional fees approved pursuant to section 356.7,
19 court-appointed attorney fees ordered pursuant to section
20 815.9, including the expense of a public defender, contribution
21 to a local anticrime organization, or medical assistance
22 program restitution, the court may require the offender
23 in lieu of that portion of the crime victim compensation
24 program reimbursement, public agency restitution, court costs
25 including correctional fees approved pursuant to section
26 356.7, court-appointed attorney fees ordered pursuant to
27 section 815.9, including the expense of a public defender,
28 contribution to a local anticrime organization, or medical
29 assistance program restitution for which the offender is not
30 reasonably able to pay, to perform a needed public service
31 for a governmental agency or for a private nonprofit agency
32 which provides a service to the youth, elderly, or poor of the
33 community.

34 b. When community service is ordered, the court shall set
35 a specific number of hours of service to be performed by the

1 offender which, for payment of court-appointed attorney fees
2 ordered pursuant to [section 815.9](#), including the expenses of a
3 public defender, shall be approximately equivalent in value to
4 those costs. The judicial district department of correctional
5 services shall provide for the assignment of the offender to
6 a public agency or private nonprofit agency to perform the
7 required service.

8 Sec. 234. Section 915.86, subsection 14, Code 2019, is
9 amended to read as follows:

10 14. Reasonable crime-related expenses incurred by a victim,
11 the victim's parent or caretaker, or a survivor of a deceased
12 victim to replace inadequate or damaged ~~or install new~~ locks,
13 windows, and other residential security items or install new
14 locks, windows, and other residential security items, not to
15 exceed five hundred dollars per residence.

16 Sec. 235. 2018 Iowa Acts, chapter 1158, section 11, is
17 amended to read as follows:

18 SEC. 11. [Section 427A.1](#), Code 2018, is amended by adding the
19 following new subsection:

20 NEW SUBSECTION. 6A. a. For purposes of [this section](#),
21 "*transmission property*" means cable and wire facilities,
22 poles, aerial cable, underground cable, buried cable,
23 intrabuilding network cable, or aerial wire within the meaning
24 of and for purposes of the uniform system of accounts for
25 telecommunication companies in [47 C.F.R. pt. 32](#), in effect on
26 the effective date of this section of this Act. "*Transmission*
27 *property*" also includes lines, electronic equipment, headend
28 electronics, poles, aerial cable, cable drops, lasers, fiber
29 optics, underground cable, and any electronics attached thereto
30 used to provide telecommunications service, cable television
31 signals, or internet service to subscribers. "*Transmission*
32 *property*" does not include a tower as defined in [section 8C.2](#).

33 b. Transmission property that is not subject to assessment
34 and taxation under [chapter 433](#), shall be subject to assessment
35 and taxation as follows:

1 (1) For the assessment year beginning January 1, 2019, at
2 seventy-five percent of the transmission property's actual
3 value.

4 (2) For the assessment year beginning January 1, 2020, at
5 fifty percent of the transmission property's actual value.

6 (3) For the assessment year beginning January 1, 2021, at
7 thirty percent of the transmission property's actual value.

8 (4) For the assessment year beginning January 1, 2022, and
9 each subsequent assessment year, transmission property shall
10 not be assessed and taxed as real property.

11 Sec. 236. Section 514C.32, subsection 3, as enacted by 2018
12 Iowa Acts, chapter 1165, section 137, is amended to read as
13 follows:

14 3. The requirements of **this section** apply to and supersede
15 any conflicting requirements regarding services provided under
16 a policy or contract, which is delivered, issued for delivery,
17 continued, or renewed in this state on or after the effective
18 date of this division of this Act, and apply to and supersede
19 any conflicting requirements regarding services contained in
20 an existing policy or contract on the policy's or contract's
21 anniversary or renewal date, whichever is later.

22 Sec. 237. Section 514C.33, subsection 3, as enacted by 2018
23 Iowa Acts, chapter 1165, section 138, is amended to read as
24 follows:

25 3. The requirements of **this section** apply to and supersede
26 any conflicting requirements regarding services provided under
27 a policy or contract which is delivered, issued for delivery,
28 continued, or renewed in this state on or after the effective
29 date of this division of this Act, and apply to and supersede
30 any conflicting requirements regarding services contained in
31 an existing policy or contract on the policy's or contract's
32 anniversary or renewal date, whichever is later.

33 Sec. 238. 2018 Iowa Acts, chapter 1172, section 89, is
34 amended to read as follows:

35 NEW SUBSECTION. 3. The parent or guardian of a child

1 who meets the requirements of subsection 2, paragraph "b",
2 ~~paragraph~~ may enroll the child in a school district in a county
3 in this state that is located contiguous to the out-of-state
4 federal military installation. Notwithstanding section 285.1
5 relating to transportation of resident pupils, the parent or
6 guardian is responsible for transporting the child without
7 reimbursement to and from a point on a regular school bus route
8 of the district of enrollment.

9 Sec. 239. REPEAL. Sections 13.20, 13.21, 13.22, 13.23,
10 13.24, 126.26, 325A.25, and 453B.16, Code 2019, are repealed.

11 DIVISION II

12 APPLICABILITY PROVISIONS

13 Sec. 240. RETROACTIVE APPLICABILITY. The following apply
14 retroactively to July 1, 2018:

15 1. The section of this Act amending 2018 Iowa Acts, chapter
16 1158, section 11.

17 2. The section of this Act amending 2018 Iowa Acts, chapter
18 1172, section 89.

19 Sec. 241. RETROACTIVE APPLICABILITY. The following apply
20 retroactively to June 1, 2018:

21 1. The section of this Act amending 2018 Iowa Acts, chapter
22 1165, section 137.

23 2. The section of this Act amending 2018 Iowa Acts, chapter
24 1165, section 138.

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 contains statutory corrections that adjust
29 language to reflect current practices, insert earlier
30 omissions, delete redundancies and inaccuracies, delete
31 temporary language, resolve inconsistencies and conflicts,
32 update ongoing provisions, or remove ambiguities. The Code
33 sections amended include the following:

34 Section 1.14: Deletes language that creates a nonspecific,
35 floating time reference in language providing for the

1 enforcement of tribal ordinances or customs, if not
2 inconsistent with applicable civil law, in civil causes of
3 action within the Sac and Fox Indian settlement.

4 Section 8.33: Numbers unnumbered paragraphs, updates the
5 style, and substitutes the word "subsection" for "provision" to
6 clarify an internal reference in this provision setting time
7 limits on the incurring or creation of state obligations and
8 providing for the reversion of unencumbered funds to the state
9 treasure.

10 Section 8.35A: Substitutes the words "data files" for
11 "tapes" to update language describing how budget information
12 is transmitted from the department of management to the
13 legislative services agency.

14 Section 8.38: Updates language to current style, replaces
15 an unclear reference to "the foregoing provision" with "this
16 section", and divides a sentence into two in this provision
17 establishing liability to the state for claims exceeding or
18 misuse of funds appropriated.

19 Section 8.46: Conforms language added by 2018 Iowa Acts,
20 chapter 1075, to the definition of "lease-purchase arrangement"
21 in this provision governing lease-purchase arrangements made
22 by state agencies.

23 Section 8.57B: Conforms language describing how the water
24 quality infrastructure fund is funded to language in Code
25 section 8.57, which calls for the deposit, not transfer, of the
26 referenced revenues into the water quality infrastructure fund.

27 Section 8A.315: Strikes language that was originally added
28 to this Code section's predecessor statute, former Code section
29 18.18, in conjunction with other language which established
30 a preference for purchase of starch-based plastics. When
31 the starch-based plastics purchasing preference language was
32 stricken in 1998 Iowa Acts, chapter 1165, section 15, however,
33 the "including but not limited to" language was inadvertently
34 left within this text.

35 Sections 9A.105, 9A.106, 9A.110, and 9A.113: Adds "all of"

1 or "any of" to clarify language listing considerations, duties,
2 and contract and record keeping requirements under the uniform
3 athlete agents Act.

4 Sections 13.20, 13.21, 13.22, 13.23, and 13.24: Repeals
5 these obsolete provisions which established a legal assistance
6 program for financially distressed farmers for and during the
7 mid-1980s farm crisis.

8 Section 16.134A: Strikes the redundant word "fiscal"
9 in language describing the period of time during which
10 appropriations are made for various purposes from the water
11 quality financial assistance fund.

12 Section 16.154: Adds the words "all of" to clarify language
13 articulating the requirements for financial assistance
14 applications under the water quality financing program.
15 Language relating to the application process is also changed to
16 reflect the approval of the applications of eligible entities
17 by the Iowa finance authority.

18 Section 17A.4B: Strikes a definition of the term
19 "cost-benefit analysis" which is not used in this Code section
20 requiring a jobs impact statement to be provided to the
21 administrative rules coordinator prior to publication of a
22 notice of intended action or an administrative rule.

23 Section 24.27: Divides this Code section into two, numbers
24 the resultant paragraphs, and moves a comma to facilitate
25 citation and to clarify the applicability of language modifying
26 the date on which an appeal protesting the decision of a
27 certifying board regarding any proposed budget, expenditure, or
28 tax levy must be filed.

29 Section 26.2: Updates grammar and uses Code tabulation
30 style to facilitate citation to and within the definition of
31 "public improvement" in the Code chapter pertaining to public
32 construction bidding.

33 Sections 29A.12A and 29A.57: Corrects the usage and
34 conforms the language of these two provisions that eliminate
35 liability for the state and members of certain governing

1 boards for actions taken for morale, welfare, and recreation
2 activities or for actions taken to purchase or improve armory
3 facilities and installations.

4 Section 43.20: Adds the word "by" in multiple instances
5 to conform language describing the signature requirements
6 for nomination papers for federal, state, and local elective
7 offices to other similar language within this provision.

8 Section 44.9: Conforms terminology used to qualify
9 reference to the school officer with whom candidates for school
10 offices must file requests for withdrawal of nomination to
11 other similar terminology elsewhere in the Code.

12 Section 49.58: Rewrites, to improve the grammatical
13 construction of and to eliminate a double negative in, language
14 establishing requirements for placement of a candidate's name
15 on a ballot in a special election.

16 Sections 49.102 and 49.103: Adds a Code section reference
17 to two provisions describing the disposition of ballots which
18 contain defects or errors to tie those provisions to the Code
19 section which describes the types of errors and defects that
20 will not cause a ballot to be rejected.

21 Section 53.26: Divides content based on subject matter
22 and separates language articulating the verbiage that must be
23 endorsed on the back of each ballot that is not counted in an
24 election to improve the readability, to highlight requirements
25 of this Code section relating to the handling of rejected
26 ballots, and to conform to similar language in Code section
27 50.5.

28 Section 59.5: Divides a long sentence and replaces the
29 word "same" with language referencing another Code section to
30 improve the readability and to clarify this provision relating
31 to the process to be followed in election contests for seats
32 in the general assembly.

33 Section 66.10: Updates and clarifies what is meant by "such
34 petition", based on language elsewhere in this Code chapter, in
35 this provision relating to the filing of a petition for removal

1 of a public officer.

2 Sections 66.15, 66.16, and 66.17: Updates archaic language
3 and adds a citation to facilitate hypertext linkage to related
4 content in these provisions regarding orders for hearing on
5 petitions for removal of public officers.

6 Section 66.30: Updates archaic language and adds a citation
7 to the Code section referenced currently by content only
8 to facilitate hypertext linkage and clarify this provision
9 relating to city ordinances establishing the procedure
10 applicable to removal of city officers.

11 Section 69.16: Supplies missing language and updates the
12 style of language to improve the readability of this provision
13 relating to the appointment of members of the general assembly
14 to various boards, commissions, and councils.

15 Section 76.2: Moves a comma to clarify the applicability
16 of language modifying an alternative date on which resolutions
17 providing for the assessment taxes on taxable real property to
18 support the issuance of bonds by a political subdivision of the
19 state may be filed, if the political subdivision is a school
20 district.

21 Section 84A.2: Adds the words "economic development
22 agencies", that were inadvertently dropped during the bill
23 drafting process from the bill that was enacted as 2018 Iowa
24 Acts, chapter 1143, and which enacted this definitions section
25 for the Code chapter pertaining to the department of workforce
26 development.

27 Section 85.37: Deletes obsolete language relating to
28 maximum weekly benefit amounts paid in the 1970s for workers'
29 compensation for temporary total or permanent partial
30 disabilities.

31 Section 85A.26: Substitutes the date of "on October 1, 1947"
32 for the words "at the time of the enactment of this chapter"
33 and updates other language to clarify the meaning of this
34 provision relating to the effect of the enactment of this Code
35 chapter relating to workers' compensation on employer liability

1 under preexisting policies of insurance.

2 Section 86.11: Strikes obsolete language, that appears
3 to have been a reference to the enactment of this language
4 by 1923 Acts, chapter 28, section 73, from language that
5 requires employers to keep records of all injuries sustained
6 by employees in the course of the employees' employment which
7 result in incapacity for a longer period than one day.

8 Section 88.1: Clarifies an otherwise vague Code chapter
9 reference by substituting the word "this" for the word "the" in
10 language authorizing the labor commissioner to set occupational
11 safety and health standards and provide for an adjudicatory
12 process relating to occupational safety and health.

13 Section 96.7: Reformats to remove language relating to
14 computation of the reserve fund ratio for the unemployment
15 compensation fund in years past while keeping language
16 applicable to the current computation of the reserve fund
17 ratio.

18 Section 96.16: Changes "to" to "through" in two string
19 citations to provisions describing offenses deemed to be
20 fraudulent practices to conform the citations to current Code
21 citation style.

22 Section 100.52: Numbers unnumbered paragraphs and replaces
23 the nondescriptive pronoun "it" with specific language
24 to clarify the meaning of and facilitate citation to this
25 provision relating to the review and issuance of inspections
26 warrants for property damaged or destroyed by fire.

27 Section 123.38: Adds and changes language to reference the
28 estate of a deceased licensee or permittee in this provision
29 describing liquor control licenses, wine permits, or beer
30 permits as personal privileges, but providing for operation of
31 a business under the license or permit of a deceased license
32 or permit holder by an executor or administrator of the estate
33 for a limited period of time.

34 Section 123.91: Eliminates obsolete language referring to
35 the laws in effect prior to the enactment of 1931 Iowa Acts,

1 chapter 42, section 1, and adds language excepting provisions
2 in which alternative penalties are specified, in this provision
3 establishing the penalties applicable to persons committing
4 second or subsequent offenses under the alcoholic beverage
5 control Code chapter.

6 Section 123.99: Redrafts to articulate the elements of
7 offenses which are punishable as simple misdemeanors under the
8 alcoholic beverage control Code chapter.

9 Section 123.107: Strikes the word "But" from language that
10 does not appear to state an exception and updates archaic
11 language and punctuation in this provision relating to the
12 contents of indictments or informations charging violations of
13 the alcoholic beverage control Code chapter.

14 Section 124.302: Adds language relating to the conducting
15 of research to conform language requiring registration of
16 certain persons under the controlled substances Code chapter
17 with language appearing later in this Code section that
18 indicates that persons performing research must conform their
19 activities to the authority given under their registration and
20 under the controlled substances Code chapter.

21 Section 124.308: Replaces a comma with the word "or" in
22 language which is not a series or an independent clause to
23 clarify the meaning of requirements surrounding the dispensing
24 of controlled substances.

25 Section 124.409: Corrects an internal reference that became
26 incorrect when former subsection 1 was stricken by 2002 Iowa
27 Acts, chapter 1175, section 26, from this Code section relating
28 to the commitment for treatment of persons charged with or
29 convicted of unlawful manufacture, possession, or delivery of
30 controlled or imitation controlled substances.

31 Sections 126.26 and 453B.16: Repeals these two Code
32 sections which provide for the sending of notices of conviction
33 for certain drug-related offenses by the clerk of the district
34 court to the state department of transportation to conform
35 to changes made by 2018 Iowa Acts, chapter 1172, sections 95

1 through 104, which struck language providing for revocation of
2 drivers' licenses based on those drug-related convictions.

3 Section 139A.18: Changes the word "settlement" to
4 "residence" to conform to similar changes made in this Code
5 section by 2018 Iowa Acts, chapter 1137, section 24, in
6 this provision relating to the process for certification and
7 payment of claims for services or supplies furnished to combat
8 communicable and infectious diseases and poisonings.

9 Section 139A.30: Divides this Code section based on content
10 and to facilitate the creation of standard internal references
11 to rules and exceptions in this provision relating to reports
12 and information in reports which include information regarding
13 the identity of persons infected with a sexually transmitted
14 disease or infection.

15 Section 154D.4: Moves language to clarify the criteria
16 which must be met for a practitioner to be excluded from
17 coverage under the Code chapter pertaining to the practice of
18 applied behavior analysis.

19 Section 155A.27: Strikes commas and adds "that is" to
20 clarify the requirements relating to when a prescription drug
21 may be dispensed by a pharmacy to a private individual.

22 Section 156.2: Redrafts the prefatory paragraph excluding
23 certain persons from the applicability of a Code section to
24 refer to the terminology defined in that Code section in this
25 Code section within the Code chapter pertaining to funeral
26 directing, mortuary science, and cremation.

27 Section 159A.14: Substitutes the date "July 27, 2011"
28 for general language referencing the date of the publication
29 of the state fire marshal's order relating to commercially
30 available dispensers compatible for use with E-85 gasoline to
31 clarify this provision relating to eligibility for financial
32 incentives for installation of gasoline storage and dispensing
33 infrastructure.

34 Sections 166D.2 and 166D.3: Strikes a definition of the
35 term "advisory committee", which is used only in Code section

1 166D.3, from Code section 166D.2, and redesignates paragraphs
2 and changes the word "board" to "committee" in four places to
3 reflect other language in Code section 166D.3, in which the
4 state pseudorabies advisory committee is established.

5 Section 206.7A: Changes the term "operator" to "commercial,
6 public, or private applicator" to conform the terminology used
7 in language excluding certain persons from certain restrictions
8 relating to off-label discharge of pesticides into natural and
9 certain artificial lakes to defined terms.

10 Section 206.22: Adds a reference to Code section 206.7A to
11 match the earlier insertion of the same Code reference by 2018
12 Iowa Acts, chapter 1085, section 2, in language establishing
13 penalties for violation of the Code chapter regulating
14 pesticides.

15 Section 216.5: Conforms language in this provision, which
16 relates to the adoption of administrative requirements, to
17 language used elsewhere in this Code section and in Code
18 chapter 17A.

19 Section 218.9: Rewrites this provision to account for
20 the evolution of the applicability of this Code section
21 relating to the appointment of superintendents for certain
22 institutions, from applying to multiple types of administrators
23 and institutions in the 1980s to applying to superintendents
24 of institutions under the authority of the department of human
25 services only, after the final changes were made to the Code
26 section's applicability by 2000 Iowa Acts, chapter 1112.

27 Section 218.40: Updates and clarifies archaic language and
28 an internal reference in this provision permitting residents
29 of department of human services institutions to perform
30 services in the institutions or in industries established in
31 the institutions.

32 Section 218.56: Numbers unnumbered paragraphs and deletes
33 commas from an essential clause in this provision relating to
34 purchase of supplies and vendor warrants for institutions under
35 the authority of the department of human services.

1 Section 222.63: Conforms language relating to the process
2 relating to the finding of residency for patients with
3 intellectual disabilities to similar language in Code section
4 230.4, governing findings of residency for patients with mental
5 illness.

6 Section 226.41: Clarifies language and an internal
7 reference to update archaic language used in this provision
8 allowing charges to be made by the state mental health
9 institutes for treatment services provided to civilians injured
10 in an emergency disaster.

11 Section 229A.8: Redrafts, to reflect earlier language, a
12 provision allowing a person committed for treatment under the
13 Code chapter relating to sexually violent predators to reassert
14 a speedy hearing demand after initial waiver.

15 Section 230.25: Strikes references to the county auditor
16 from language relating to lists of names of residents of a
17 county who are eligible for mental health and disability
18 services funding to reflect changes made to Code chapter
19 230 by 2018 Iowa Acts, chapter 1137, that eliminated that
20 responsibility from the county auditor's duties.

21 Section 231.64: Changes the word "care" to "living and
22 community support services" to mirror the changes made
23 elsewhere in this Code section relating to the services
24 available to persons with long-term care needs by 2018 Iowa
25 Acts, chapter 1049, section 17.

26 Section 232.127: Conforms to current Code tabulation style
27 to standardize and clarify language relating to prerequisite
28 findings necessary for entry of a dispositional order in a
29 family in need of assistance proceeding.

30 Section 232.150: Updates to clarify language relating to
31 the sending of notice and copies of an order to seal records
32 relating to juvenile delinquency proceedings.

33 Sections 233.2 and 233.6: Adds references to first
34 responders in language relating to notification of the
35 department of human services, providing testimony at hearing,

1 and providing information to releasing parents to reflect the
2 addition of first responders by 2018 Iowa Acts, chapter 1050,
3 as persons to whom a newborn may be released under the newborn
4 infant custody release procedures Code chapter.

5 Section 237A.5: Corrects the style of this provision to
6 conform to the style of other similar provisions in this Code
7 section relating to records checks of and restrictions placed
8 on persons seeking employment in a child care facility or as a
9 child care home provider.

10 Section 260C.22: Updates archaic internal references to
11 clarify the meaning of those references in this provision
12 relating to votes on tax levies for community college grounds
13 and facilities acquisition, maintenance, construction, or
14 improvement.

15 Section 262.57: Updates archaic language and strikes
16 or clarifies archaic references to time and content to
17 clarify language within this provision relating to bonds or
18 notes issued by the state board of regents for purposes of
19 funding construction, repair, or remodeling projects at the
20 institutions under the regents' control.

21 Section 262.66: Replaces archaic point-in-time references
22 with the date on which this language was enacted in 1963 Iowa
23 Acts, chapter 166, section 12, and updates other archaic
24 language to clarify the meaning of this provision legalizing
25 rights acquired and actions taken by the state board of regents
26 in financing projects at the institutions under the regents'
27 control prior to the enactment of the 1963 legislation.

28 Section 266.46: Divides and numbers the resulting
29 unnumbered paragraphs to facilitate citation and changes the
30 words "In addition" to "Notwithstanding subsection 1", in
31 language that contravenes an immediately preceding rule that
32 provides a public right to examine and copy information held by
33 Iowa state university of science and technology.

34 Section 273.8: Changes "to" to "through" to conform a string
35 citation to current Code style in this provision describing

1 standards applicable to area education agency director district
2 boundary lines which are redrawn due to changes in area
3 population.

4 Section 274.44: Replaces the ambiguous words "such matters"
5 with specific Code references to clarify language describing
6 the scope of the issues relating to school districts over which
7 a determination by the director of department of education is
8 final.

9 Section 274.45: Changes "to" to "through" to conform
10 a string citation to current Code style in this provision
11 relating to payment of expenses incurred by the director of the
12 department of education in carrying out duties pertaining to
13 the sale of school property for purposes of national defense or
14 flood control projects.

15 Section 275.9: Changes "to" to "through" to clarify the
16 meaning of this string citation and to conform to current Code
17 style in this provision relating boundary changes related to
18 school district reorganizations.

19 Section 279.36: Replaces the word "statute" with a
20 specific statutory reference to Code section 618.11 in this
21 provision regarding procedures and fees for publication of
22 the proceedings of the boards of directors of public school
23 districts.

24 Section 297.31: Updates archaic language in this provision
25 relating to appraisal and sale of school property and
26 improvements.

27 Section 299A.1: Conforms the definition of the term
28 "independent private instruction" to the definition of "private
29 instruction" in the Code chapter relating to the provision of
30 educational instruction in other than a public or accredited
31 nonpublic school.

32 Section 303.34: Changes "to" to "through" to conform
33 a string citation to current Code style in this provision
34 relating to the creation of historical preservation districts.

35 Section 306.42: Corrects an internal reference error made

1 when this subsection, relating to liability for claims or
2 damage in transferred rights-of-way, was enacted in 1987 Iowa
3 Acts, chapter 232, section 18.

4 Section 308A.2: Updates and clarifies archaic language and
5 references and divides a long sentence into two to improve the
6 readability of this provision relating to the acceptance and
7 expenditure of funds for the establishment of bikeways.

8 Sections 312.3 and 313.4: Strikes from both of these Code
9 sections obsolete language regarding a transfer of jurisdiction
10 fund which was created for purposes of providing funds for road
11 maintenance and construction for the fiscal years during the
12 period beginning July 1, 2003, and ending June 30, 2013, to
13 counties which assumed jurisdiction over certain primary roads.

14 Section 317.9: Redrafts to conform content currently
15 contained within a series to Code tabulation style in this
16 provision articulating the duty of county boards of supervisors
17 to enforce a program of weed control and eradication on certain
18 types of property.

19 Section 321.1: Conforms language within the definition of
20 the term "commercial motor vehicle" to the terms "combined
21 gross weight", "gross weight", and "gross vehicle weight
22 rating" in the definitions section for the Code chapter
23 governing motor vehicles and law of the road.

24 Section 321.228: Changes "to" to "through" to conform
25 a string citation to current Code style in this provision
26 governing the applicability of statutes relating to operation
27 of vehicles on property other than highways.

28 Section 321.277: Redrafts and numbers unnumbered paragraphs
29 to facilitate citation to and conform this provision
30 establishing the offense of reckless driving to current Code
31 style.

32 Section 321.319: Updates archaic language in and numbers
33 unnumbered paragraphs to facilitate citation to and within
34 this Code section pertaining to right-of-way rules applicable
35 to vehicles entering intersections from different highways or

1 streets.

2 Section 321.325: Updates archaic language and changes
3 "to" to "through" to conform a string citation to current
4 Code style in this provision relating to the privileges and
5 restrictions of, and applicability of traffic-control signals
6 to, pedestrians.

7 Section 321.334: Redrafts to articulate the elements of and
8 facilitate the citation within and to certain criminal offenses
9 related to the carrying of, and persons who must use, a white
10 cane or walking stick or to persons who are led by a guide dog.

11 Section 321.347: Clarifies an archaic reference, clarifies
12 a reference to city councils by name, and corrects the grammar
13 of a series in this provision which permits a city to govern
14 and erect traffic-control signals, with the approval of the
15 department of transportation, within the city limits.

16 Section 321.384: Redrafts to clarify archaic internal
17 references in this provision establishing requirements for the
18 display of lighted headlamps by motor vehicles.

19 Section 322.20: Corrects an incorrect internal reference
20 inadvertently created when this provision relating to finance
21 charges applicable to extensions of time on retail installment
22 contracts for the purchase or sale of a vehicle was stricken
23 and rewritten by 1990 Iowa Acts, chapter 1088, section 1.

24 Section 322G.7: Corrects an incorrect internal reference
25 inadvertently created when this provision relating to an
26 informal dispute resolution system relating to enforcement of
27 regulation relating to defective motor vehicles was enacted in
28 1991 Iowa Acts, chapter 153, section 7.

29 Section 325A.13: Conforms terminology used in language
30 relating to taxicab service passenger certificates
31 to terminology used in Code section 321.236, which is
32 referenced in the same language, and changes "requirement"
33 to "requirements" to reflect the fact that Code chapter 325A
34 imposes multiple requirements on various persons and entities.

35 Section 325A.25: Repeals this obsolete provision relating

1 to the issuance of certificates or permits to transport goods
2 in interstate commerce to common carriers or contract carriers
3 prior to January 1, 1998, that was enacted in 1997 Iowa Acts,
4 chapter 104, section 56.

5 Section 327F.31: Corrects an incorrect internal reference
6 inadvertently created when this provision relating to political
7 subdivision ordinances relating to the speed of trains within
8 the jurisdiction of the political subdivision was enacted in
9 1988 Iowa Acts, chapter 1079, section 1.

10 Section 329.12: Changes "to" to "through" in two places
11 and conforms the scope of the two string citations regarding
12 similar procedures to each other and to current Code style
13 in this provision relating to the establishment, powers, and
14 duties of city boards of adjustment.

15 Section 331.238: Deletes language in a paragraph made
16 obsolete by the enactment of broader language covering the same
17 subject matter in 1991 Iowa Acts, chapter 256, section 17, in
18 this provision relating to requirements and limitations placed
19 on alternative forms of county government.

20 Section 331.362: Conforms language referencing Code chapter
21 317, and relating to the duties of county boards of supervisors
22 with respect to weeds, to the language of Code chapter 317.

23 Section 331.437: Numbers unnumbered paragraphs to
24 facilitate citation and changes the word "law" to "section" to
25 conform to other language within this Code section prohibiting
26 the expenditure of funds by county officials in amounts which
27 are larger than the amount appropriated to the particular
28 county department by the board of supervisors.

29 Section 349.16: Updates archaic language and deletes
30 incorrect commas in this provision relating to publication
31 of the proceedings of the county board of supervisors and of
32 reports by various county officers.

33 Section 351.29: Replaces an archaic reference with the
34 words "of this chapter" to clarify the applicability of this
35 savings provision in the Code chapter regulating dogs and other

1 animals and their owners.

2 Section 355.19: Changes the word "chapter" to "subchapter"
3 to reflect the placement and applicability of the definition
4 of the term "Iowa plane coordinate system" in this provision
5 limiting the use of other terms to the coordinates based on
6 that system.

7 Section 357.33: Changes "to" to "through" and changes
8 the last citation in a string citation to conform to similar
9 citations to the same provisions elsewhere in the Code and to
10 conform to current Code style in this provision describing the
11 appeal procedures for persons aggrieved by final actions of
12 the board of supervisors regarding the establishment of water
13 districts.

14 Section 358.3: Updates archaic language and substitutes
15 Code chapter references for archaic internal references in
16 this provision relating to the jurisdiction and authority of a
17 county board of supervisors to establish a sanitary district.

18 Section 358.15: Updates language, divides a long sentence
19 into two, and substitutes a Code section reference for an
20 archaic internal reference in this provision prohibiting
21 trustees of sanitary districts from having personal interest in
22 any contract, work, business, or real estate of or belonging to
23 the district.

24 Section 359.12: Updates language, divides a long sentence
25 into two, and eliminates a double negative in this provision
26 relating to the issuance of orders for first elections for
27 officers of new townships.

28 Section 372.1: Strikes obsolete language relating to a
29 July 1975 date of enactment of this Code section regarding the
30 adoption of charters by cities and the filing of those charters
31 with the secretary of state.

32 Section 388.7: Changes "the effective date of the city code"
33 to "July 1, 1975", to reflect the applicability date associated
34 with sections 1 through 198 of 1972 Iowa Acts, chapter 1088,
35 as amended by 1974 Iowa Acts, chapter 1212, section 1, in

1 this provision relating to the effect of the enactment of the
2 legislation establishing home rule on city utility boards
3 functioning on the effective date of that legislation.

4 Section 390.5: Changes "to" to "through" in two places to
5 conform the string citations to similar procedures to each
6 other and to current Code style in this provision relating to
7 financing of a joint city electrical utility facility.

8 Section 400.11: Changes the word "as" to "if" to conform
9 to changes made by 2017 Iowa Acts, chapter 2, to Code section
10 400.28, making permissive the diminution of employees in a
11 classification or grade under civil service and creating the
12 possibility that a list may not be available or used.

13 Section 414.7: Numbers unnumbered paragraphs to facilitate
14 citation, divides long sentences, and updates archaic language
15 and style to improve the readability of this provision relating
16 to the powers of city boards of adjustment and review of
17 variances granted by those boards.

18 Section 414.18: Numbers unnumbered paragraphs to facilitate
19 citation, divides long sentences, and updates archaic language
20 and style to improve readability of this provision relating
21 to review by a court of decisions made by city boards of
22 adjustment.

23 Section 420.286: Updates archaic language to conform to
24 current Code style and clarify the meaning of this provision
25 relating to amendment of the charters of special charter
26 cities.

27 Section 420.288: Eliminates archaic language to conform
28 this provision relating to the submission of amendments to
29 charters of special charter cities to a vote of the people to
30 current Code style.

31 Section 421B.4: Replaces parentheses with commas,
32 eliminates a colon, and updates language to conform to current
33 Code style in this provision governing the determination of
34 costs of cigarettes in sales involving cigarettes and any other
35 item at a combined price.

1 Section 422.33: Changes the word "section" to "subsection"
2 in the definition of "base amount" to conform to similar
3 referencing used in the related definitions of "basic research
4 payment" and "qualified research expense" in this subsection
5 that provides a reduction in corporate income tax for
6 increasing research activities.

7 Section 423.2A: Reenacts changes in this language relating
8 to the transfer of moneys to fund sales tax rebates to a
9 raceway facility which were made by 2018 Iowa Acts, chapter
10 1146, section 1, when the language appeared in former Code
11 section 423.2, subsection 11, paragraph "b", subparagraph (7).
12 The changes shown were not codified because the underlying
13 language was repealed and reenacted without these changes by
14 2018 Iowa Acts, chapter 1161.

15 Section 423.3: Corrects the capitalization of the term
16 "pH-indicator" in language providing a sales tax exemption for
17 sales or rentals of certain items to a printer or publisher.

18 Section 423.34: Adds the words "tangible personal" before
19 the word "property" and adds the words "specified digital
20 products" to conform this language to similar changes made to
21 this Code section by 2018 Iowa Acts, chapter 1161.

22 Section 427.1: Redrafts, to replace parentheses with
23 commas, this provision classifying land granted to the state or
24 a political subdivision as exempt from taxation.

25 Section 427.9: Changes "to" to "through" and changes the
26 last citation in a string citation to eliminate a reference
27 to repealed Code section 425.38 and conform the citation to
28 current Code style in this provision relating to the suspension
29 of taxes, assessments, and rates and charges for persons who
30 are receiving public assistance and are unable to pay taxes.

31 Section 428.35: Updates the style, replaces archaic
32 references, and divides a long sentence to improve the
33 readability of this provision relating to the imposition of an
34 excise tax on the handling of grain.

35 Section 434.2: Divides long sentences and replaces archaic

1 terminology to clarify and update the style of this provision
2 relating to the assessment of railway property for taxation.

3 Section 435.33: Changes "to" to "through" to conform
4 a string citation to current Code style in this provision
5 relating to rent reimbursement for excess rent charges incurred
6 by home owners who qualify for a reduced tax rate.

7 Section 441.9: Replaces the word "same" with the words "a
8 hearing" to clarify the meaning of this description of the
9 process used to remove an assessor from office.

10 Section 441.37: Divides a subparagraph, redesignates all
11 of the content of a paragraph, and places a defined term in
12 quotation marks to conform the organization and style of this
13 provision relating to protests against assessments of property
14 by property owners or aggrieved taxpayers to the applicability
15 of the subject matter as expressed in the content.

16 Section 441.40: Updates language by removing an ambiguous
17 time reference from this provision relating to apportionment of
18 costs, fees, and expenses associated with appeals from board of
19 review decisions on property tax assessments among the taxing
20 districts entitled to receive funds from taxes involved in the
21 appeals.

22 Section 450.3: Replaces archaic internal references with
23 references to Code chapter 450 and adds commas to improve the
24 grammar and readability of this provision listing the types
25 of property that are to be considered in the calculation of
26 inheritance taxes due.

27 Section 450.48: Splits a long sentence into two and updates
28 archaic language and references to improve the clarity of
29 language relating to the posting of bond by persons who desire
30 to defer the payment of inheritance tax until the estate
31 or remainder interests which has been deferred have been
32 determined.

33 Section 452A.54: Replaces an archaic reference with a
34 reference to "this section" in this provision relating to
35 applications for refunds of fuel taxes.

1 Section 455C.6: Changes "insure" to "ensure" in this
2 provision relating to orders by the department of natural
3 resources approving beverage container redemption centers.

4 Section 455D.4A: Conforms language to a defined term,
5 replaces nonspecific possessive pronouns with specific
6 terminology, and removes an extraneous reference to a defined
7 term to improve readability and to conform to current Code
8 style in provisions outlining the criteria required for
9 approval of a facility as a recycling facility.

10 Section 455D.16: Changes "agency" to "department" to
11 conform this language to earlier language indicating that the
12 department of natural resources is the entity responsible for
13 reviewing manufacturer plans for mercury-added thermostat
14 collection programs.

15 Section 455G.3: Strikes obsolete language that appropriated
16 moneys from the Iowa comprehensive petroleum underground
17 storage tank fund to the department of natural resources for
18 fiscal year 2011, for database modifications necessary to
19 accept batched external data regarding certain underground
20 storage tank inspections.

21 Section 461A.9: Replaces an ambiguous reference to "hereof"
22 with "of this chapter" to clarify language describing the
23 applicability of law relating to condemnation to provisions
24 applicable to public lands and waters.

25 Section 461A.10: Replaces an ambiguous reference to
26 "hereunder" with "under this chapter" to clarify language
27 describing the taking of land in the name of the state and the
28 disposition and use of proceeds of sale of state lands.

29 Section 461A.16: Clarifies ambiguous terminology and
30 updates a reference to the Iowa state university of science and
31 technology by name in this provision permitting the natural
32 resources commission to call upon the university to supply
33 a landscape architect, engineer, or gardener to assist the
34 commission in the improvement of state property.

35 Section 461A.20: Replaces the word "it" with "the

1 commission" to clarify language relating to cooperation
2 between the state department of transportation and the natural
3 resources commission regarding public lands and waters.

4 Section 462A.2: Corrects the adjective used in this
5 definition of "watercraft" to describe how a vessel remains
6 afloat on water.

7 Section 462A.39: Replaces an ambiguous reference to
8 "hereunder" with "under this chapter" to clarify language
9 relating to the expiration of special certificates issued to a
10 manufacturer or dealer for vessels that are not registered but
11 are owned or stored, or are being repaired or altered by the
12 manufacturer or dealer.

13 Section 468.11: Numbers unnumbered paragraphs and updates
14 archaic terminology to clarify and facilitate citation to this
15 provision regarding survey of property to be included within a
16 proposed levee and drainage district.

17 Section 468.16: Numbers unnumbered paragraphs to facilitate
18 citation, updates terminology and style, and replaces an
19 incorrect reference with a reference to "this chapter" in this
20 provision requiring service of notice of proceedings relating
21 to a proposed levee and drainage district on the agent of any
22 person, corporation, or company owning or having an interest in
23 land affected by any proposed levee or drainage improvement.

24 Section 468.27: Numbers unnumbered paragraphs to facilitate
25 citation, updates terminology and style, and divides a long
26 sentence into two to improve the readability of this provision
27 describing the meeting of the county board of supervisors at
28 which the dismissal of a petition to establish or a decision
29 to locate and establish a levee and drainage district is made,
30 and the effect of the establishment of a district on rights in
31 property.

32 Section 468.70: Numbers unnumbered paragraphs to facilitate
33 citation and clarifies ambiguous terminology in this provision
34 permitting a levee and drainage district board to provide for
35 the payment of assessments, the issuance and sale of warrants,

1 and the issuance of improvement certificates to pay for the
2 work and cost of levee and drainage improvements.

3 Section 468.74: Numbers unnumbered paragraphs to facilitate
4 citation and clarifies ambiguous terminology in this provision
5 permitting and providing a process for the issuance of drainage
6 bonds to pay for the costs of improvements within levee and
7 drainage districts.

8 Section 468.108: Numbers unnumbered paragraphs to
9 facilitate citation and clarifies ambiguous terminology in this
10 provision allocating responsibility for costs and making of
11 improvements when a levee, ditch, drain, or change to a natural
12 watercourse crosses a public highway.

13 Section 468.118: Numbers unnumbered paragraphs to
14 facilitate citation and clarifies ambiguous terminology in this
15 provision describing the effect of abandonment of a railway
16 right-of-way on rights or privileges of levee and drainage
17 districts to pass through the property.

18 Section 468.127: Numbers unnumbered paragraphs to
19 facilitate citation and clarifies ambiguous terminology in this
20 provision describing how the costs of repairs or improvements
21 in levee and drainage districts are to be paid.

22 Section 468.133: Numbers unnumbered paragraphs to
23 facilitate citation and clarifies ambiguous terminology in
24 this provision relating to the appointment of disinterested
25 commissioners to determine the percentage of benefits and
26 amounts to be assessed to each levee and drainage district for
27 drainage improvements that benefit more than one district.

28 Section 468.135: Numbers unnumbered paragraphs to
29 facilitate citation, divides a long sentence into two, and
30 clarifies ambiguous terminology in this provision regarding the
31 report and review of the findings of commissioners appointed
32 under Code section 468.133, regarding the proportionate
33 benefits and assessments related to drainage improvements that
34 benefit more than one levee and drainage district.

35 Section 468.151: Numbers unnumbered paragraphs to

1 facilitate citation, clarifies ambiguous terminology, and
2 adds a missing "and" to complete a sentence in this provision
3 authorizing a levee and drainage district to maintain actions
4 at law or in equity and enter into settlements to protect the
5 interests of the district.

6 Section 468.159: Conforms language to earlier language in
7 this provision pertaining to the lease or sale or conveyance of
8 levee and drainage district property.

9 Section 468.356: Numbers unnumbered paragraphs to
10 facilitate citation, corrects an internal reference based on
11 the numbering, and clarifies ambiguous terminology in this
12 provision relating to the establishment of pumping stations in
13 levee and drainage districts.

14 Section 468.376: Numbers unnumbered paragraphs to
15 facilitate citation and clarifies ambiguous terminology and
16 references in this provision relating to the use of refunding
17 bonds to pay for drainage improvements in levee and drainage
18 districts.

19 Section 468.533: Numbers unnumbered paragraphs to
20 facilitate citation and redrafts ambiguous language to clarify
21 and update the style of this provision relating to the process
22 for petitions requesting that levee and drainage district
23 management be removed from a board of trustees and placed under
24 a county board or boards of supervisors.

25 Section 468.543: Adds language and a Code section reference
26 to clarify that the meeting referenced in this provision
27 requiring notice of a meeting is the drainage board meeting
28 regarding drainage refunding bonds.

29 Section 468.559: Updates archaic language and references
30 to clarify this provision regarding funds received for payment
31 of refunding bonds issued for debts of a levee and drainage
32 district.

33 Section 468.561: Updates archaic language and references to
34 clarify language that provides that the issuance of drainage
35 refunding bonds does not impair the lien or priority of the

1 lien of the levee and drainage district for unpaid drainage
2 assessments or installments nor the duty of public officers to
3 levy, collect, and apply the proceeds of the assessments or
4 installments to the payment of outstanding drainage bonds.

5 Section 468.566: Numbers unnumbered paragraphs to
6 facilitate citation, divides a long sentence into two, and
7 clarifies ambiguous terminology and referencing in this
8 provision relating to the powers of the governing board
9 of a levee and drainage district to refinance outstanding
10 indebtedness of the district.

11 Section 468.579: Updates archaic language and references
12 to clarify language that provides that the issuance of
13 conservator's drainage district bonds does not impair the lien
14 or priority of the lien of unpaid drainage assessments or
15 installments nor the duty of public officers to levy, collect,
16 and apply the proceeds of the assessments or installments to
17 the payment of outstanding drainage bonds.

18 Section 468.622: Numbers unnumbered paragraphs to
19 facilitate citation, divides a long sentence into two, and
20 clarifies ambiguous terminology in this provision relating to a
21 land owner's right to connect the owner's ditch or drain with
22 any drain or ditch constructed along or across a highway and
23 how certain expenses are to be paid.

24 Section 476.15: Replaces the word "hereinbefore" with
25 a reference to Code chapter 476 to clarify the meaning of
26 this provision describing the jurisdiction and powers of the
27 utilities board over public utilities.

28 Section 476.19: Replaces the word "herein" with "in this
29 chapter" to clarify this provision relating to the effect of
30 the enactment of Code chapter 476 on proceedings or litigation
31 based on prior statutes.

32 Section 476.46: Strikes a reference to former subsection 3,
33 which was stricken by 2017 Iowa Acts, chapter 169, section 43,
34 in this provision establishing the alternate energy revolving
35 loan program.

1 Section 490.803: Changes a subparagraph reference to a
2 paragraph reference to conform to similar language and to give
3 this repeal of language relating to the increase or decrease
4 in the number of directors of a public corporation substantive
5 effect.

6 Section 502.202: Adds a comma after the word "security"
7 to clarify the meaning of language including certain
8 securities with the types of transactions that are exempt from
9 registration requirements under the uniform securities Act.

10 Section 502.406: Conforms language relating to adoption
11 of rules and issuance of orders to earlier language in this
12 provision allowing for the waiver of certain requirements in
13 connection with the registration of a security.

14 Section 505.27: Eliminates obsolete language relating to
15 the filing of the initial report in this provision relating to
16 reports by the commissioner of insurance that compile aggregate
17 data from reports filed by insurers with the division of
18 insurance and include recommendations to the general assembly.

19 Section 506.10: Substitutes the actual effective date
20 of April 16, 1921, for language referencing the enactment of
21 this Code section and replaces an archaic reference with the
22 words "in this section" to clarify which contracts providing
23 inducements to insurance were not affected by the prohibitions
24 contained in this Code section.

25 Section 507A.2: Numbers unnumbered paragraphs to facilitate
26 citation and clarifies ambiguous references in this provision
27 stating the purpose of the Code chapter regulating the practice
28 of insurance by unauthorized persons and insurers.

29 Section 507A.3: Changes the word "section" to "chapter" in
30 this definitions section for the Code chapter regulating the
31 practice of insurance by unauthorized persons and insurers.

32 Section 508.4: Updates and clarifies archaic language
33 describing the method of approval of amendments to articles of
34 incorporation of life insurance companies by referencing a Code
35 section describing the approval process that appears earlier in

1 this Code chapter.

2 Section 511.23: Changes "to" to "through" to conform a
3 string citation to current Code style and updates archaic
4 references in this provision establishing penalties for
5 certain unlawful practices by life insurance companies and
6 associations.

7 Sections 513D.1 and 513D.2: Adds the words "of insurance"
8 after two references to "commissioner" to clarify the
9 reference, because the term "commissioner" is not defined in
10 this Code chapter governing association health plans.

11 Section 514A.4: Updates to clarify archaic language and
12 redrafts to improve the readability of a double negative in
13 language prohibiting the inclusion of a policy provision which
14 makes a policy or a portion of the policy less favorable to an
15 insured or beneficiary than the provisions of the policy which
16 are subject to the Code chapter establishing requirements for
17 accident and health insurance policies.

18 Section 514B.13: Substitutes for the word "they" the words
19 "prospective enrollees" to clarify language establishing
20 open enrollment periods requirements for health maintenance
21 organizations.

22 Section 515.32: Clarifies ambiguous language relating to
23 the adoption of bylaws by insurance companies which are not
24 life insurance companies.

25 Section 515.109: Modifies the language of the standard fire
26 insurance policy to reflect the repeal of the countersignature
27 requirements contained in former Code sections 515.22 and
28 515.52 through 515.56 by 1998 Iowa Acts, chapter 1057, section
29 13.

30 Section 515G.9: Numbers unnumbered paragraphs to facilitate
31 citation and replaces the word "it" with "the company" to
32 clarify this provision relating to plans for conversion of
33 mutual insurance companies to stock companies.

34 Section 520.7: Replaces the words "so had" with a reference
35 to Code section 520.6 to clarify and conform to current Code

1 style language relating to the effect of service of process on
2 the commissioner of insurance, when the commissioner is acting
3 as the agent for service of process under a reciprocal or
4 interinsurance contract.

5 Section 533.106: Changes an internal reference from
6 "section" to "subsections 1 through 4" to reflect the fact that
7 subsections 1 through 4 contain the prohibitions referenced in
8 this Code section relating to employees of the credit union
9 division of the department of commerce.

10 Section 537.2301: Replaces the word "herein" with the words
11 "in this section" to clarify the meaning of this provision
12 prohibiting the making of supervised loans, or collecting
13 payments or enforcing rights against a consumer arising from a
14 supervised loan, by persons not authorized to make that type
15 of loan.

16 Section 543B.40: Replaces the word "hereinbefore" with
17 a reference to Code chapter 543B to clarify this provision
18 relating to the taking of depositions in investigations by the
19 real estate commission.

20 Section 543C.6: Changes an internal reference from
21 "subsection" to "section" in this undivided provision requiring
22 sales by subdividers of land to be accomplished through a real
23 estate broker or salesperson.

24 Section 546.10: Changes a reference to the administrative
25 rules coordinator to a reference to the administrative code
26 editor to reflect the change in the responsibility to receive
27 copies of publications referenced in administrative rules that
28 was made by 2010 Iowa Acts, chapter 1031, section 53.

29 Section 573.1: Substitutes the words "an improvement" for
30 the word "one" and supplies a missing "that" to improve the
31 readability of a definition of "public improvement" in the
32 definitions section for the Code chapter regarding contracts
33 and procedures for the construction of public improvements.

34 Section 573.8: Numbers unnumbered paragraphs and redrafts a
35 paragraph containing a prohibition to reflect current drafting

1 style in this provision relating to claims filed for contractor
2 expenses incurred in the construction of highway improvements.

3 Section 602.9110: Combines two unnumbered paragraphs into a
4 single paragraph to facilitate citation, replaces an ambiguous
5 reference to "hereunder" with the "under this article", and
6 updates the style of this provision prohibiting the payment
7 of an annuity under the judicial retirement system while the
8 person is serving as a state officer or employee, other than
9 as a senior judge.

10 Section 613.8: Replaces the ambiguous word "herein" with
11 the more specific language, "in this chapter", deletes language
12 referencing a nonspecific time frame, adds a comma before the
13 last item in a series, and updates archaic terminology in this
14 provision relating to suits against the state involving title
15 to or interests in real estate.

16 Section 614.1: Changes the word "herein" to "as follows"
17 to eliminate an ambiguity in this provision establishing time
18 limitations on civil actions.

19 Section 614.9: Strikes the word "above" and replaces
20 the word "such" in two instances with more specific language
21 to clarify this provision extending limitations on causes
22 of actions of a person who has died for one year after the
23 person's death.

24 Section 622.2: Strikes the word "heretofore" to eliminate
25 an ambiguous time reference and replaces "its credibility"
26 with "the credibility of the testimony" to clarify language
27 relating to the use of facts which have caused the exclusion
28 of testimony.

29 Section 622.80: Strikes the word "Or" which appears at
30 the beginning of this section relating to pleadings made by a
31 delinquent party to a proceeding that the person could not have
32 full personal knowledge of the transaction.

33 Section 622.86: Replaces the word "Those" with "An
34 affidavit", the word "such" with "the", and "the" with "this"
35 to clarify the meaning and update the style of this provision

1 relating to the credibility of out-of-state affidavits.

2 Section 628.2: Replaces the word "hereinafter" with a
3 reference to "in this chapter" in this provision describing
4 when the sale of real property is not subject to redemption
5 under Code chapter 628.

6 Section 628.5: Updates the style and replaces a reference to
7 "above" with a reference to Code section 628.3 to clarify this
8 provision regarding redemption by creditors if a debtor does
9 not exercise the debtor's redemption rights.

10 Section 628.8: Strikes references to "above" and "herein"
11 and inserts a general reference to Code chapter 628 to clarify
12 this provision permitting creditors who have a right of
13 redemption to redeem from each other.

14 Section 628.13: Numbers unnumbered paragraphs and replaces
15 archaic terminology with more specific language in this
16 provision relating to redemption by a property.

17 Section 628.15: Replaces a reference to "hereinafter"
18 with a general reference to Code chapter 628 to clarify the
19 reference within this provision describing limitations on a
20 creditor's right to redeem.

21 Section 628.16: Replaces the word "aforesaid" with "from
22 the day of sale" in this provision describing who holds
23 property absolutely after the expiration of creditors' rights
24 to redeem to reflect language contained in Code section 628.15
25 relating to the same subject matter.

26 Section 628.17: Replaces the word "it" in two places
27 with more specific language and changes "to" to "through"
28 and deletes the word "inclusive" to conform to current Code
29 style, to clarify this provision describing what happens to
30 a redeeming creditor's lien if the creditor who holds the
31 property fails to take action to preserve the lien.

32 Section 628.22: Replaces a reference to "above" with a
33 general reference to Code chapter 628 to clarify this provision
34 articulating when a creditor is entitled to assignment of the
35 sheriff's certificate of sale.

1 Section 631.12: Numbers unnumbered paragraphs, divides a
2 long sentence into three sentences, and updates terminology
3 to improve citation to and the readability of this provision
4 relating to entry of judgment and setting aside default
5 judgements in small claims.

6 Section 633.25: Updates the style and replaces a reference
7 to "hereinbefore provided" with a reference to Code section
8 633.22 to improve the readability and clarify this provision
9 relating to the validity of clerks' orders in probate.

10 Sections 633.417, 633.432, and 633.666: Changes "to"
11 to "through" to conform similar string citations regarding
12 procedures applicable to denial and contest of claims in
13 probate to current Code style in these provisions relating to
14 the filing of claims against a decedent's estate, the allowance
15 or disallowance of claims of a personal representative of an
16 estate, and the denial and contest of claims.

17 Section 633.447: Divides a long sentence into three
18 sentences and updates the style of this provision describing
19 when a probate matter is to be heard by the court or submitted
20 to a jury.

21 Section 633.469: Numbers unnumbered paragraphs to
22 facilitate citation and updates the language of this provision
23 regarding interlocutory accountings by personal representatives
24 of decedents' estates.

25 Section 633.479: Numbers unnumbered paragraphs to
26 facilitate citation and conforms a list of conditions precedent
27 which, if met, allow an estate to be finalized and personal
28 representative discharges without an order of the court to
29 current Code tabulation style to improve readability and to
30 facilitate referencing within the provision.

31 Section 633.641: Numbers unnumbered paragraphs to
32 facilitate citation and replaces the word "it" in several
33 places with more specific language to clarify the meaning of
34 this provision describing the duties of a conservator of an
35 estate.

1 Section 636.18: Changes "to" to "through" to conform
2 a string citation to current Code style in this provision
3 excluding the cited Code sections, relating to the posting
4 of bond through a surety company, from applying to bonds in
5 criminal cases.

6 Section 657.6: Divides a long sentence into two sentences
7 and updates the language to improve the readability of this
8 provision describing the conditions for stays of execution in
9 nuisance cases.

10 Section 669.14: Adds a comma after the word "apply" in
11 this prefatory phrase describing the types of claims which are
12 precluded from consideration under the state tort claims Act.

13 Section 709.15: Divides a long sentence in two places in
14 subsection 2, of this Code section to match similar language in
15 subsection 3, paragraph "a", subparagraph (2), and to simplify
16 the language in this provision prohibiting sexual conduct
17 between a counselor or therapist and a patient or client.

18 Section 715A.10: Adds the missing word "or" to complete
19 a phrase which is not a series in a definition of the term
20 "merchant" within this provision prohibiting certain uses of
21 scanning devices or encoding machines.

22 Section 716.7: Adds the words "or requested" after the word
23 "notified" to conform this language articulating when a person
24 has received sufficient notice for purposes of the definition
25 of the term "trespass" to earlier language.

26 Section 726.5: Divides this Code section into parts based
27 upon content, and numbers, letters, and updates language in
28 the resultant Code section subunits to facilitate citation and
29 improve the readability of this provision prohibiting failure
30 or refusal of a person to provide support for the person's
31 child or ward under the age of 18 years.

32 Section 809A.3: Conforms the language of this Code section,
33 which includes certain offenses as "conduct giving rise to
34 forfeiture", to the requirements specified in Code section
35 321J.4B, which includes all of the subsections referenced, and

1 which, in subsection 6, refers to the language stricken in this
2 section of the bill.

3 Section 901A.2: Deletes the word "However" from language
4 that does not appear to state an exception in this provision
5 relating to the length of time to be served by certain
6 convicted criminal offenders.

7 Section 910.2: Restructures language to conform listings
8 of the items to be included as part of orders for restitution
9 in criminal cases and the priority of payment that attaches
10 to the items to current Code tabulation style to improve the
11 readability and to facilitate citation to the items listed.

12 Section 915.86: Redrafts language relating to certain items
13 that may be paid for with funds from the victim compensation
14 fund to clarify that the words "install new" modifies the words
15 "locks, windows, and other residential security items".

16 2018 Iowa Acts, chapter 1158, section 11: Adds the words
17 "section of this" before the word "Act" to clarify the
18 effective date of language because 2018 Iowa Acts, chapter
19 1158, had multiple effective dates. The change is made
20 retroactively applicable to July 1, 2018, in Division II of the
21 bill.

22 2018 Iowa Acts, chapter 1165, sections 137 and 138: Adds the
23 words "division of this" before the word "Act" to clarify the
24 effective date language contained within the new subsections
25 that were added to Code sections 514C.32 and 514C.33. The
26 division of 2018 Iowa Acts, chapter 1165, which contained these
27 changes was effective upon enactment, and differed from other
28 effective dates applicable to other changes in that Act. The
29 changes made to both sections and contained in the bill are
30 made retroactively applicable to June 1, 2018, in Division II
31 of the bill.

32 2018 Iowa Acts, chapter 1172, section 89: Strikes an
33 extraneous instance of the word "paragraph" to correct an error
34 made in an amendment adding a new subsection 3 to Code section
35 282.1. The change is made retroactively applicable to July 1,

H.F. _____

1 2018, in Division II of the bill.