

Senate File 520 - Introduced

SENATE FILE 520
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1212)

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

1
2
3 Section 1. Section 7C.12, subsection 2, unnumbered
4 paragraph 1, Code 2021, is amended to read as follows:

5 In addition to the powers and duties specified in sections
6 7C.1 ~~to~~ through 7C.11, the governor's designee:

7 Sec. 2. Section 9G.6, subsection 1, Code 2021, is amended
8 to read as follows:

9 1. ~~No patents~~ Patents shall not be issued for any lands
10 belonging to the state, except upon the certificate of the
11 person or officer specially charged with the custody of the
12 ~~same patents~~, setting forth the appraised value per acre, the
13 name of person to whom sold, the date of sale, the price per
14 acre, the amount paid, the name of the person making final
15 payment, and the name of the person who is entitled to the
16 ~~patent, and, if thus.~~ If a person is entitled by to a patent
17 due to an assignment from the original purchaser, setting
18 the certificate shall set forth fully such the assignment,
19 ~~which certificate~~ and shall be filed and preserved in the land
20 office.

21 Sec. 3. Section 10.1, subsection 17, paragraph b, Code 2021,
22 is amended to read as follows:

23 b. As used in paragraph "a", a type of membership interest
24 in a limited liability company includes ~~any of the following:~~

25 ~~(1) (a) A series as provided in [chapter 489, article 12.](#)~~

26 ~~(b) This subparagraph is repealed on July 1, 2021.~~

27 ~~(2) A a protected series of a series limited liability~~
28 company as provided in [chapter 489, article 14.](#)

29 Sec. 4. Section 10.10, subsection 1, paragraph c,
30 subparagraph (2), Code 2021, is amended to read as follows:

31 (2) As used in subparagraph (1), a type of membership
32 interest in a limited liability company includes ~~any of the~~
33 ~~following:~~

34 ~~(a) (i) A series as provided in [chapter 489, article 12.](#)~~

35 ~~(ii) This subparagraph division is repealed on July 1, 2021.~~

1 ~~(b)~~—A a protected series of a series limited liability
2 company as provided in [chapter 489, article 14](#).

3 Sec. 5. Section 12B.14, Code 2021, is amended to read as
4 follows:

5 **12B.14 False statements or reports.**

6 Any officer or other person making a false statement or
7 report or in any manner violating any of the provisions
8 of [sections 12B.10 ~~to~~ through 12B.13](#) shall be guilty of a
9 fraudulent practice.

10 Sec. 6. Section 15.108, subsection 1, paragraph b, Code
11 2021, is amended to read as follows:

12 **b.** Provide staff assistance to the corporation formed under
13 authority of [sections 15E.11 ~~to~~ through 15E.16](#) to receive
14 and disburse funds to further the overall development and
15 well-being of the state.

16 Sec. 7. Section 15.335, subsection 4, paragraph a, Code
17 2021, is amended to read as follows:

18 **a.** In lieu of the credit amount computed in [subsection 2](#), an
19 eligible business may elect to compute the credit amount for
20 qualified research expenses incurred in this state in a manner
21 consistent with the alternative simplified credit described in
22 section 41(c)(4) of the Internal Revenue Code. The taxpayer
23 may make this election regardless of the method used for the
24 taxpayer's federal income tax. The election made under this
25 paragraph is for the tax year and the taxpayer may use another
26 or the same method for any subsequent tax year.

27 Sec. 8. Section 15.335, subsection 8, Code 2021, is amended
28 to read as follows:

29 8. Any credit in excess of the tax liability for the taxable
30 year shall be refunded with interest in accordance with section
31 421.60, subsection 2, paragraph "e". In lieu of claiming a
32 refund, a taxpayer may elect to have the overpayment shown on
33 its final, completed return credited to the tax liability for
34 the following tax year.

35 Sec. 9. Section 15.354, subsection 2, paragraph d, Code

1 2021, is amended to read as follows:

2 *d.* An applicant that does not receive a tax incentive award
3 during an application period may make additional applications
4 during subsequent application periods. Such applicant shall
5 be required to submit a new application ~~and~~, which shall be
6 competitively reviewed and scored in the same manner as other
7 ~~applicants~~ applications in that application period.

8 Sec. 10. Section 20.10, subsection 3, paragraph f, Code
9 2021, is amended to read as follows:

10 *f.* Violate the provisions of sections 732.1 ~~to~~ through
11 732.3, which are hereby made applicable to public employers,
12 public employees, and employee organizations.

13 Sec. 11. Section 20.19, subsection 1, Code 2021, is amended
14 to read as follows:

15 1. As the first step in the performance of their duty to
16 bargain, the public employer and the employee organization
17 shall endeavor to agree upon impasse procedures. Such
18 agreement shall provide for implementation of these impasse
19 procedures not later than one hundred twenty days prior to
20 the certified budget submission date of the public employer.
21 However, if public employees represented by the employee
22 organization are teachers licensed under [chapter 272](#), and the
23 public employer is a school district or area education agency,
24 the agreement shall provide for implementation of impasse
25 procedures not later than one hundred twenty days prior to May
26 31 of the year when the collective bargaining agreement is
27 to become effective. If the public employer is a community
28 college, the agreement shall provide for implementation of
29 impasse procedures not later than one hundred twenty days prior
30 to May 31 of the year when the collective bargaining agreement
31 is to become effective. If the public employer is not subject
32 to the budget certification requirements of [section 24.17](#) and
33 other applicable sections, the agreement shall provide for
34 implementation of impasse procedures not later than one hundred
35 twenty days prior to the date the next fiscal or budget year of

1 the public employer commences. If the parties fail to agree
2 upon impasse procedures under the provisions of [this section](#),
3 the impasse procedures provided in [sections 20.20](#) ~~to~~ [and 20.22](#)
4 shall apply.

5 Sec. 12. Section 24.3, unnumbered paragraph 1, Code 2021,
6 is amended to read as follows:

7 ~~No~~ A municipality shall not certify or levy in any fiscal
8 year any tax on property subject to taxation unless and until
9 the following estimates have been made, filed, and considered,
10 as ~~hereinafter~~ provided in this chapter:

11 Sec. 13. Section 24.9, subsection 2, Code 2021, is amended
12 to read as follows:

13 2. Budget estimates adopted and certified in accordance
14 with [this chapter](#) may be amended and increased as the need
15 arises to permit appropriation and expenditure during the
16 fiscal year covered by the budget of unexpended cash balances
17 on hand at the close of the preceding fiscal year and which
18 cash balances had not been estimated and appropriated for
19 expenditure during the fiscal year of the budget sought to
20 be amended, and also to permit appropriation and expenditure
21 during the fiscal year covered by the budget of amounts of cash
22 anticipated to be available during the year from sources other
23 than taxation and which had not been estimated and appropriated
24 for expenditure during the fiscal year of the budget sought
25 to be amended. Such amendments to budget estimates may be
26 considered and adopted at any time during the fiscal year
27 covered by the budget sought to be amended, by filing the
28 amendments and upon publishing them and giving notice of the
29 public hearing in the manner required in [this section](#). Within
30 ten days of the decision or order of the certifying or levying
31 board, the proposed amendment of the budget is subject to
32 protest, hearing on the protest, appeal to the state appeal
33 board and review by that body, all in accordance with sections
34 [24.27](#) ~~to~~ [through 24.32](#), so far as applicable. A local budget
35 shall be amended by May 31 of the current fiscal year to allow

1 time for a protest hearing to be held and a decision rendered
2 before June 30. An amendment of a budget after May 31 which
3 is properly appealed but without adequate time for hearing
4 and decision before June 30 is void. Amendments to budget
5 estimates accepted or issued under [this section](#) are not within
6 section 24.14.

7 Sec. 14. Section 24.24, Code 2021, is amended to read as
8 follows:

9 **24.24 Violations.**

10 Failure on the part of a public official to perform any
11 of the duties prescribed in [chapter 73A](#), and [this chapter](#),
12 ~~and sections~~ [section 8.39](#), and [sections 11.1 to, 11.2, 11.4,](#)
13 [and 11.5](#), constitutes a simple misdemeanor, and is sufficient
14 ground for removal from office.

15 Sec. 15. Section 29B.1, Code 2021, is amended to read as
16 follows:

17 **29B.1 Persons subject to code — definitions — short title.**

18 1. [This chapter](#) applies to all members of the state military
19 forces performing national guard duty or state active duty,
20 while not on federal active duty. In addition, [this chapter](#)
21 applies to all members of the state military forces who commit
22 an offense during travel to or from the member's duty location
23 or during intervals between consecutive periods of duty on the
24 same day or on consecutive days in which the victim of the
25 offense is another member of the state military forces.

26 2. As used in [this chapter](#), unless the context otherwise
27 requires, ~~"state military forces"~~ has the same meaning as in
28 ~~section 29A.6~~, and ~~"code"~~:

29 a. "Code" means [this chapter](#), which may be cited as the
30 ~~"Iowa Code of Military Justice"~~.

31 b. "State military forces" means the same as defined in
32 [section 29A.6](#).

33 3. This chapter may be cited as the "Iowa Code of Military
34 Justice".

35 Sec. 16. Section 34A.2, subsections 8 and 14, Code 2021, are

1 amended to read as follows:

2 8. "*Competitive local exchange service provider*" means the
3 ~~same as defined in section 476.96~~ any person, including a
4 municipal utility, that provides local exchange services, other
5 than a local exchange carrier or a non-rate-regulated wireline
6 provider of local exchange services under an authorized
7 certificate of public convenience and necessity within a
8 specific geographic area described in maps filed with and
9 approved by the Iowa utilities board as of September 30, 1992.

10 14. "*Local exchange carrier*" means the ~~same as defined in~~
11 ~~section 476.96~~ any person that was the incumbent and historical
12 rate-regulated wireline provider of local exchange services
13 or any successor to such person that provides local exchange
14 services under an authorized certificate of public convenience
15 and necessity within a specific geographic area described in
16 maps filed with and approved by the Iowa utilities board as of
17 September 30, 1992.

18 Sec. 17. Section 35C.4, Code 2021, is amended to read as
19 follows:

20 **35C.4 Mandamus — judicial review.**

21 A refusal to allow ~~said~~ the preference granted under this
22 chapter, or a reduction of the salary for ~~said~~ a position
23 with intent to bring about the resignation or discharge of
24 the incumbent, shall entitle the applicant or incumbent, as
25 the case may be, to maintain an action of mandamus to right
26 the wrong. ~~At their election such parties~~ The applicant or
27 incumbent may elect, in the alternative, to maintain an action
28 for judicial review in accordance with the terms of the Iowa
29 administrative procedure Act, **chapter 17A**, if that is otherwise
30 applicable to their case. An action of mandamus shall be filed
31 by an applicant or incumbent within three hundred days after
32 a refusal to allow ~~said~~ the preference, or a reduction of the
33 salary for ~~said~~ a position with intent to bring about the
34 resignation or discharge of the incumbent.

35 Sec. 18. Section 37.26, Code 2021, is amended to read as

1 follows:

2 **37.26 General powers.**

3 For the purpose of carrying out the provisions of sections
4 37.22 ~~to~~ through 37.25, the commission shall have authority to
5 receive and to convey title to real estate, to take mortgage or
6 other security and to release or transfer the same.

7 Sec. 19. Section 37.27, Code 2021, is amended to read as
8 follows:

9 **37.27 Nursing homes with memorial hospitals.**

10 If a memorial building has been constructed for the purpose
11 of a hospital pursuant to **this chapter**, additions for hospital
12 purposes, and nursing homes to be operated in conjunction
13 with the hospital may be erected or acquired by following the
14 procedure outlined in **chapter 347** and by issuing general county
15 purpose bonds in accordance with sections 331.441 ~~to~~ through
16 331.449, with the commissioners acting in the same manner and
17 fashion as the hospital trustees under **chapter 347**, and with
18 the procedure in all other respects to be identical.

19 Sec. 20. Section 43.3, Code 2021, is amended to read as
20 follows:

21 **43.3 Offices affected by primary.**

22 Candidates of all political parties for all offices which
23 are filled at a regular biennial election by direct vote of the
24 people shall be nominated at a primary election at the time and
25 in the manner ~~hereinafter~~ directed in this chapter.

26 Sec. 21. Section 43.13, Code 2021, is amended to read as
27 follows:

28 **43.13 Failure to file nomination papers.**

29 The name of a candidate for any office named in section
30 43.11 shall not be printed on the official primary ballot of
31 the candidate's party unless nomination papers are filed as
32 ~~therein~~ provided in section 43.11 except as otherwise permitted
33 by **section 43.23**.

34 Sec. 22. Section 43.46, Code 2021, is amended to read as
35 follows:

1 **43.46 Delivering returns.**

2 The precinct election officials shall deliver all election
3 supplies, by noon of the day after the close of the polls, to
4 the commissioner who shall carefully preserve them and deliver
5 the returns in the condition in which received except as is
6 otherwise required by sections 50.20 ~~to~~ through 50.22, to the
7 county board of supervisors.

8 Sec. 23. Section 43.108, Code 2021, is amended to read as
9 follows:

10 **43.108 Organization of state convention — proxies**
11 **prohibited.**

12 The convention shall be called to order by the chairperson
13 of the state central committee, or that individual's designee,
14 who shall ~~thereupon~~ present a list of delegates, as certified
15 by the various county conventions, and effect a temporary
16 organization. If any county ~~shall~~ is not ~~be~~ fully represented,
17 the delegates present from ~~such~~ that county shall cast the full
18 vote ~~thereof~~ of the county if the rules of the convention, or
19 party bylaws or constitution so allow, and there shall be no
20 proxies.

21 Sec. 24. Section 44.10, Code 2021, is amended to read as
22 follows:

23 **44.10 Effect of withdrawal.**

24 ~~No~~ The name ~~so~~ of a candidate who has withdrawn the
25 candidate's nomination as provided in section 44.9 shall not be
26 printed on the official ballot under ~~such~~ that nomination.

27 Sec. 25. Section 48A.5, subsection 4, paragraph a, Code
28 2021, is amended to read as follows:

29 a. Comply with all applicable requirements of sections 53.37
30 ~~to~~ through 53.53 relating to absentee ballots for members of
31 the armed forces and other citizens living outside the United
32 States.

33 Sec. 26. Section 54.8, subsection 2, Code 2021, is amended
34 to read as follows:

35 2. Except as otherwise provided by law of this state outside

1 of [this chapter](#), each elector shall present both completed
2 ballots to the state commissioner who shall examine the ballots
3 and accept and cast all ballots of electors whose votes are
4 consistent with their pledges executed under [section 54.5](#)
5 or [54.7](#). Except as otherwise provided by law of this state
6 outside of [this chapter](#), the state commissioner shall not
7 accept and shall not count an elector's presidential and vice
8 presidential ballots if the elector has not marked both ballots
9 or has marked ~~one~~ a ballot in violation of the elector's
10 pledge.

11 Sec. 27. Section 74.2, Code 2021, is amended to read as
12 follows:

13 **74.2 Endorsement and interest.**

14 1. If a warrant other than an anticipatory warrant is
15 presented for payment, and is not paid for want of funds, or
16 is only partially paid, the treasurer shall endorse the fact
17 ~~thereon~~ on the warrant, with the date of presentation, and
18 sign the endorsement, ~~and thereafter the~~. After the date of
19 presentation, the warrant or the balance due ~~thereon~~, on the
20 warrant shall bear interest at the rate specified in section
21 74A.2.

22 2. An anticipatory warrant issued under the authority
23 of [section 74.1, subsection 1](#), shall bear interest at a rate
24 determined by the issuing governmental body, but not exceeding
25 that permitted by [chapter 74A](#).

26 Sec. 28. Section 80.4, subsection 3, Code 2021, is amended
27 to read as follows:

28 3. The ~~aforsaid~~ allocation of duties described in this
29 section shall not be interpreted to prevent flexibility in
30 interdepartmental operations or to forbid other divisional
31 allocations of duties in the discretion of the commissioner.

32 Sec. 29. Section 80.5, subsection 1, Code 2021, is amended
33 to read as follows:

34 1. It shall be the duty of the department to prevent crime,
35 to detect and apprehend criminals, and to enforce such other

1 laws as are ~~hereinafter~~ specified.

2 Sec. 30. Section 80.9A, subsection 6, unnumbered paragraph
3 1, Code 2021, is amended to read as follows:

4 A peace officer of the department shall not exercise the
5 general powers of a peace officer within the limits of any
6 city, except as follows:

7 Sec. 31. Section 80B.13, subsections 3 and 9, Code 2021, are
8 amended to read as follows:

9 3. Issue certificates to law enforcement officers, reserve
10 peace officers, and jailers who have met the requirements of
11 this chapter and rules adopted under chapter 17A relative to
12 hiring and training standards.

13 9. In accordance with chapter 17A, conduct investigations,
14 hold hearings, appoint administrative law judges, administer
15 oaths, and issue subpoenas enforceable in district court on
16 matters relating to the revocation or suspension of a law
17 enforcement officer's or reserve peace officer's certification.

18 Sec. 32. Section 84A.2, subsection 5, paragraph c, Code
19 2021, is amended to read as follows:

20 c. Sections ~~1 to~~ through 13 of the federal Wagner-Peyser
21 Act, as codified at 29 U.S.C. §49 et seq., relating to
22 employment services.

23 Sec. 33. Section 85.31, subsection 3, Code 2021, is amended
24 to read as follows:

25 3. If the employee leaves dependents only partially
26 dependent upon the employee's earnings for support at the time
27 of the injury, the weekly compensation to be paid as ~~aforesaid,~~
28 provided in subsections 1 and 2 shall be equal to the same
29 proportion of the weekly payments for the benefit of persons
30 wholly dependent as the amount contributed by the employee to
31 such partial dependents bears to the annual earnings of the
32 deceased at the time of the injury.

33 Sec. 34. Section 85.34, subsection 2, paragraph v, Code
34 2021, is amended to read as follows:

35 v. In all cases of permanent partial disability other than

1 those ~~hereinabove~~ described or referred to in paragraphs "a"
2 through "u" ~~hereof~~, the compensation shall be paid during
3 the number of weeks in relation to five hundred weeks as the
4 reduction in the employee's earning capacity caused by the
5 disability bears in relation to the earning capacity that the
6 employee possessed when the injury occurred. A determination
7 of the reduction in the employee's earning capacity caused
8 by the disability shall take into account the permanent
9 partial disability of the employee and the number of years in
10 the future it was reasonably anticipated that the employee
11 would work at the time of the injury. If an employee who
12 is eligible for compensation under this paragraph returns to
13 work or is offered work for which the employee receives or
14 would receive the same or greater salary, wages, or earnings
15 than the employee received at the time of the injury, the
16 employee shall be compensated based only upon the employee's
17 functional impairment resulting from the injury, and not in
18 relation to the employee's earning capacity. Notwithstanding
19 section 85.26, subsection 2, if an employee who is eligible
20 for compensation under this paragraph returns to work with the
21 same employer and is compensated based only upon the employee's
22 functional impairment resulting from the injury as provided
23 in this paragraph and is terminated from employment by that
24 employer, the award or agreement for settlement for benefits
25 under [this chapter](#) shall be reviewed upon commencement of
26 reopening proceedings by the employee for a determination of
27 any reduction in the employee's earning capacity caused by the
28 employee's permanent partial disability.

29 Sec. 35. Section 85.37, subsection 1, Code 2021, is amended
30 to read as follows:

31 1. If an employee receives a personal injury causing
32 temporary total disability, or causing a permanent partial
33 disability for which compensation is payable during a healing
34 period, compensation for the temporary total disability or for
35 the healing period shall be upon the basis provided in this

1 section. The weekly benefit amount payable to any employee
 2 for any one week shall be upon the basis of eighty percent of
 3 the employee's weekly spendable earnings, but shall not exceed
 4 an amount, rounded to the nearest dollar, equal to ~~sixty-six~~
 5 ~~and two-thirds~~ two hundred percent of the statewide average
 6 weekly wage paid employees as determined by the department
 7 of workforce development under section 96.1A, subsection 35,
 8 and in effect at the time of the injury. ~~However, as of July~~
 9 ~~1, 1981, the maximum weekly benefit amount rounded to the~~
 10 ~~nearest dollar shall be increased so that it equals two hundred~~
 11 ~~percent of the statewide average weekly wage as determined~~
 12 ~~in this section.~~ Total weekly compensation for any employee
 13 shall not exceed eighty percent per week of the employee's
 14 weekly spendable earnings. The minimum weekly benefit amount
 15 shall be equal to the weekly benefit amount of a person whose
 16 gross weekly earnings are thirty-five percent of the statewide
 17 average weekly wage, or to the spendable weekly earnings of the
 18 employee, whichever are less.

19 Sec. 36. Section 85.61, subsection 1, Code 2021, is amended
 20 to read as follows:

21 1. The word "*court*" ~~wherever used in this chapter and~~
 22 ~~chapters 86 and 87, unless the context shows otherwise, shall~~
 23 ~~be taken to mean~~ means the district court.

24 Sec. 37. Section 85.61, subsection 11, paragraph b, Code
 25 2021, is amended to read as follows:

26 *b.* The term "*worker*" or "*employee*" shall include the
 27 singular and plural. Any reference to a worker or employee
 28 who has been injured shall, when such worker or employee is
 29 dead, include the worker's or employee's dependents as herein
 30 defined in this chapter or the worker's or employee's legal
 31 representatives; and where the worker or employee is a minor
 32 or incompetent, it shall include the minor's or ~~incompetent's~~
 33 incompetent person's guardian, next friend, or trustee.

34 Notwithstanding any law prohibiting the employment of minors,
 35 all minor employees shall be entitled to the benefits of this

1 chapter and **chapters 86 and 87** regardless of the age of such
2 minor employee.

3 Sec. 38. Section 85.65A, subsection 2, Code 2021, is amended
4 to read as follows:

5 2. Prior to July 1 of each fiscal year ~~commencing on or~~
6 ~~after July 1, 1999~~, the commissioner of insurance shall conduct
7 an examination of the outstanding liabilities of the second
8 injury fund and shall make a determination as to whether
9 sufficient funds will be available in the second injury fund
10 to pay the liabilities of the fund for each of the next two
11 fiscal years. If the commissioner of insurance determines
12 sufficient funds will be available, the commissioner shall not
13 impose a surcharge on employers during the next succeeding
14 fiscal year. If the commissioner determines sufficient funds
15 will not be available, the commissioner shall impose by rule,
16 pursuant to **chapter 17A**, a surcharge on employers during the
17 next succeeding fiscal year for payment to the treasurer of
18 state for the second injury fund pursuant to the requirements
19 of **this section**.

20 Sec. 39. Section 85A.3, Code 2021, is amended to read as
21 follows:

22 **85A.3 Employees covered.**

23 All employees as defined by the workers' compensation law of
24 Iowa employed in any business or industrial process ~~hereinafter~~
25 designated and described in this chapter and who in the course
26 of their employment are exposed to an occupational disease as
27 ~~herein~~ defined in this chapter are subject to the provisions of
28 this chapter.

29 Sec. 40. Section 85A.11, subsections 1 and 2, Code 2021, are
30 amended to read as follows:

31 1. ~~When~~ If any employee is clinically diagnosed as having
32 brucellosis (~~undulant fever~~), it the employee shall not be
33 considered ~~that the employee has~~ to have the disease unless the
34 clinical diagnosis is confirmed by either of the following:

35 a. A positive blood culture for brucella organisms, ~~or~~.

1 **b.** A positive agglutination test which must be verified
2 by not less than two successive positive agglutination tests,
3 each of which tests shall be positive in a titer of one to one
4 hundred sixty or higher. ~~Said~~ The subsequent agglutination
5 tests must be made of specimens taken not less than seven nor
6 more than ten days after each preceding test.

7 **2.** The specimens for the tests required ~~herein~~ by this
8 section must be taken by a licensed practicing physician or
9 osteopathic physician, and immediately delivered to the state
10 hygienic laboratory of the Iowa department of public health
11 at Iowa City, ~~and each such.~~ Each specimen shall be in a
12 container upon which is plainly printed the name and address
13 of the subject, the date when the specimen was taken, the name
14 and address of the subject's employer, and a certificate by the
15 physician or osteopathic physician that the physician took the
16 specimen from the named subject on the date stated over the
17 physician's signature and address.

18 Sec. 41. Section 85A.13, subsection 3, Code 2021, is amended
19 to read as follows:

20 **3.** *Pneumoconiosis complicated with other diseases.* In case
21 of disability or death from pneumoconiosis complicated with
22 tuberculosis of the lungs, compensation shall be payable as
23 for uncomplicated pneumoconiosis, provided, however, that
24 the pneumoconiosis was an essential factor in causing such
25 disability or death. In case of disability or death from
26 pneumoconiosis complicated with any other disease, or from any
27 other disease complicated with pneumoconiosis, the compensation
28 shall be reduced as ~~herein~~ provided in this chapter.

29 Sec. 42. Section 86.12, subsection 1, Code 2021, is amended
30 to read as follows:

31 **1.** The workers' compensation commissioner may require any
32 employer to supply the information required by [section 86.10](#)
33 or to file a report required by [section 86.11](#) or [86.13](#) or by
34 agency rule, by written demand sent to the employer's last
35 known address. Upon failure to supply such information or file

1 such report within thirty days, the employer may be ordered to
2 appear and show cause why the employer should not be subject to
3 assessment of one thousand dollars for each occurrence. Upon
4 such hearing, the workers' compensation commissioner shall
5 enter a finding of fact and may enter an order requiring such
6 assessment to be paid into the second injury fund created by
7 sections 85.63 ~~to~~ through 85.69. In the event the assessment
8 is not voluntarily paid within thirty days, the workers'
9 compensation commissioner may file a certified copy of such
10 finding and order with the clerk of the court for the district
11 in which the employer maintains a place of business. If
12 the employer maintains no place of business in this state,
13 service shall be made as provided in [chapter 85](#) for nonresident
14 employers. In such case the finding and order may be filed in
15 any court of competent jurisdiction within this state.

16 Sec. 43. Section 89A.2, subsection 1, paragraph f,
17 unnumbered paragraph 1, Code 2021, is amended to read as
18 follows:

19 ~~A conveyance~~ An elevator installed in a building in a
20 federally designated national historic district as long as each
21 of the following conditions is met:

22 Sec. 44. Section 89A.2, subsection 2, Code 2021, is amended
23 to read as follows:

24 2. Provisions of [this chapter](#) supersede conflicting
25 provisions contained in building codes of this state or any
26 subdivision ~~thereof~~ of this state.

27 Sec. 45. Section 89A.6, subsections 4 and 6, Code 2021, are
28 amended to read as follows:

29 4. The inspections required by [subsections 1](#) ~~to~~ through
30 3 shall be made only by inspectors or special inspectors.
31 An inspection by a special inspector may be accepted by the
32 commissioner in lieu of a required inspection by an inspector.

33 6. In addition to the inspections required by subsections
34 1 ~~to~~ through 3, the safety board may provide by rule for
35 additional inspections as the safety board deems necessary to

1 enforce the provisions of **this chapter**.

2 Sec. 46. Section 91A.12, subsection 1, Code 2021, is amended
3 to read as follows:

4 1. Any employer who violates the provisions of **this chapter**
5 or the rules promulgated under it shall be subject to a civil
6 money penalty of not more than five hundred dollars per pay
7 period for each violation. The commissioner may recover such
8 civil money penalty according to the provisions of subsections
9 ~~2 to~~ through 5. Any civil money penalty recovered shall be
10 deposited in the general fund of the state.

11 Sec. 47. Section 96.9, subsection 4, paragraph b, Code 2021,
12 is amended to read as follows:

13 *b.* Money requisitioned as provided ~~herein~~ in this subsection
14 for the payment of expenses of administration shall be
15 deposited in the employment security administration fund,
16 but, until expended, shall remain a part of the unemployment
17 compensation fund. The treasurer of state shall maintain a
18 separate record of the deposit, obligation, expenditure, and
19 return of funds so deposited. Any money so deposited which
20 either will not be obligated within the period specified by
21 the appropriation law or remains unobligated at the end of
22 the period, and any money which has been obligated within the
23 period but will not be expended, shall be returned promptly to
24 the account of this state in the unemployment trust fund.

25 Sec. 48. Section 96.26, Code 2021, is amended to read as
26 follows:

27 **96.26 Moneys received.**

28 The department is authorized to accept, receive, and receipt
29 for all moneys received from the United States for the payments
30 authorized by ~~sections~~ section 96.25 ~~to~~, this section, section
31 96.27, and section 96.28 for lands and buildings and to comply
32 with any rules made under the Social Security Act or the
33 Wagner-Peyser Act.

34 Sec. 49. Section 96.28, Code 2021, is amended to read as
35 follows:

1 **96.28 Deposit of funds.**

2 All moneys received from the United States for the payments
3 authorized by [sections 96.25 ~~to~~ through 96.27](#) for lands
4 and buildings shall be deposited in the employment security
5 administration fund in the state treasury and are appropriated
6 therefrom for the purposes of [this chapter](#).

7 Sec. 50. Section 97.50, subsections 1 and 2, Code 2021, are
8 amended to read as follows:

9 1. Any person being paid any benefits under the provisions
10 of [sections 97.13 ~~to~~ through 97.18](#), Code 1950, as amended, as
11 of June 30, 1953, shall continue to receive such benefits as
12 though that chapter had not been repealed.

13 2. Any person who became entitled to any benefits under
14 the provisions of [sections 97.13 ~~to~~ through 97.19](#), Code 1950,
15 as amended, through the retirement or death of any person
16 prior to June 30, 1953, shall be paid the same benefits upon
17 proper application, subsequent to June 30, 1953, as though that
18 chapter had not been repealed.

19 Sec. 51. Section 97.53, Code 2021, is amended to read as
20 follows:

21 **97.53 Rule of construction.**

22 As used in [sections 97.50 ~~to~~ through 97.52](#), unless clearly
23 indicated by the context to the contrary, all references to
24 employment or service refer to employment or service in Iowa
25 public employment.

26 Sec. 52. Section 97B.1A, subsection 1, Code 2021, is amended
27 to read as follows:

28 1. "*Abolished system*" means the Iowa old-age and survivors'
29 insurance system repealed by [sections 97.50 ~~to~~ through 97.53](#).

30 Sec. 53. Section 97B.43, subsection 1, Code 2021, is amended
31 to read as follows:

32 1. Each member in service on July 4, 1953, who made
33 contributions under the abolished system, and who has not
34 applied for and qualified for benefit payments under the
35 abolished system, shall receive credit for years of prior

1 service in the determination of retirement allowance payments
 2 under [this chapter](#), if the member elects to become a member on
 3 or before October 1, 1953, the member has not made application
 4 for a refund of the part of the member's contributions under
 5 the abolished system which are payable under sections 97.50
 6 ~~to~~ [through](#) 97.53, and the member gives written authorization
 7 prior to October 1, 1953, to the commission to credit to the
 8 retirement fund the amount of the member's contribution which
 9 would be subject to a claim for refund. The amount so credited
 10 shall, after transfer, be considered as a contribution to the
 11 retirement system made as of July 4, 1953, by the member and
 12 shall be included in the determination of the amount of moneys
 13 payable under [this chapter](#). However, an employee who was under
 14 a contract of employment as a teacher in the public schools of
 15 the state of Iowa at the end of the school year 1952-1953, or
 16 any person covered by [section 97B.1A, subsection 20](#), paragraph
 17 "c" or "d", shall be considered as in service as of July 4,
 18 1953, if they were members of the abolished system.

19 Sec. 54. Section 97B.56, Code 2021, is amended to read as
 20 follows:

21 **97B.56 Abolished system — liquidation fund.**

22 The assets of the old-age and survivors' liquidation fund,
 23 established by [sections 97.50 to through 97.53](#) and any future
 24 payments or assets payable to the old-age and survivors'
 25 liquidation fund, are hereby transferred to the retirement
 26 fund, and all payments hereafter due in accordance with the
 27 provisions of said sections shall be paid from the retirement
 28 fund.

29 Sec. 55. Section 99.1A, Code 2021, is amended to read as
 30 follows:

31 **99.1A Houses of prostitution or other nuisances.**

32 1. ~~Whoever shall erect, establish, continue, maintain, use,~~
 33 own, or lease A person who erects, establishes, continues,
 34 maintains, uses, owns, or leases any building, erection, or
 35 place used for the purpose of prostitution or gambling, except

1 as authorized under the laws of this state is guilty of a
2 nuisance, ~~and the~~. The building, erection, or place, or the
3 ground itself, in or upon which ~~such~~ prostitution or gambling
4 is conducted, permitted, or carried on, continued, or exists,
5 and the furniture, fixtures, musical instruments, and movable
6 property used in conducting or maintaining ~~such~~ the nuisance,
7 are also declared a nuisance and shall be enjoined and abated
8 as ~~hereinafter~~ provided in this chapter.

9 2. The provisions of this section do not apply to social
10 and charitable gambling conducted pursuant to chapter 99B or to
11 devices lawful under section 99B.52 or 99B.53.

12 Sec. 56. Section 99F.7A, subsection 3, Code 2021, is amended
13 to read as follows:

14 3. A licensee under this section may enter into operating
15 agreements with one or two entities to have up to a total of
16 two individually branded internet sites to conduct advance
17 deposit sports wagering for the licensee, unless one additional
18 operating agreement or individually branded internet site
19 is authorized by the commission. However, a person shall
20 not sell, grant, assign, or turn over to another person the
21 operation of an individually branded internet site to conduct
22 advance deposit sports wagering for the licensee without the
23 approval of the commission. This section does not prohibit an
24 agreement entered into between a licensee under this section
25 and an advanced deposit sports wagering operator as approved
26 by the commission.

27 Sec. 57. Section 123.63, Code 2021, is amended to read as
28 follows:

29 **123.63 Temporary writ.**

30 In ~~such~~ an action to enjoin a nuisance, the court shall,
31 upon the presentation of a petition ~~therefor~~, allow a temporary
32 writ of injunction without bond, if ~~it shall be made to appear~~
33 the petitioner provides evidence to the satisfaction of the
34 court, ~~by evidence~~ in the form of affidavits, depositions,
35 oral testimony, or otherwise, that the nuisance complained of

1 exists.

2 Sec. 58. Section 123.65, Code 2021, is amended to read as
3 follows:

4 **123.65 Scope of injunction.**

5 When an injunction has been granted, it shall be binding upon
6 the defendant throughout the state and any violation of the
7 provisions of **this chapter** anywhere within the state shall be
8 punished as a contempt as ~~herein~~ provided in section 123.68.

9 Sec. 59. Section 123.66, Code 2021, is amended to read as
10 follows:

11 **123.66 Trial of action.**

12 Any action brought ~~hereunder~~ to enjoin a nuisance or to
13 establish a violation of the injunction shall be accorded
14 priority over other business pending before the district court.

15 Sec. 60. Section 124.204, subsection 4, paragraph m, Code
16 2021, is amended to read as follows:

17 *m. Marijuana, except as otherwise provided in subsection 7.*

18 Sec. 61. Section 124.204, subsection 7, Code 2021, is
19 amended to read as follows:

20 *7. Exclusions. This section does not apply to any of the*
21 *following:*

22 *a. Hemp as defined in **section 204.2** that is or was produced*
23 *in this state, or was produced in another state, in accordance*
24 *with the provisions of **chapter 204** with a maximum delta-9*
25 *tetrahydrocannabinol concentration that does not exceed*
26 *three-tenths of one percent on a dry weight basis.*

27 *b. A hemp product as provided in **chapter 204** with a maximum*
28 *delta-9 tetrahydrocannabinol concentration that does not exceed*
29 *three-tenths of one percent on a dry weight basis.*

30 Sec. 62. Section 124E.12, subsection 6, Code 2021, is
31 amended to read as follows:

32 *6. The department, ~~the department of transportation,~~*
33 *and any health care practitioner, including any authorized*
34 *agent or employee thereof, are not subject to any civil*
35 *or disciplinary penalties by the board of medicine or any*

1 business, occupational, or professional licensing board or
2 entity, solely for activities conducted relating to a patient's
3 possession or use of medical cannabidiol as authorized under
4 this chapter. Nothing in **this section** affects a professional
5 licensing board from taking action in response to violations of
6 any other section of law.

7 Sec. 63. Section 125.3, Code 2021, is amended to read as
8 follows:

9 **125.3 Substance abuse program established.**

10 The Iowa department of public health shall develop,
11 implement, and administer a comprehensive substance abuse
12 program pursuant to sections 125.1 ~~to~~ and 125.2, this section,
13 and sections 125.7, 125.9, 125.10, 125.12 through 125.21,
14 125.25, 125.32 through 125.34, and 125.37 through 125.43.

15 Sec. 64. Section 125.7, subsection 1, Code 2021, is amended
16 to read as follows:

17 1. Approve the comprehensive substance abuse program,
18 developed by the department pursuant to sections 125.1 ~~to~~
19 through 125.3, this section, and sections 125.9, 125.10, 125.12
20 through 125.21, 125.25, 125.32 through 125.34, and 125.37
21 through 125.43.

22 Sec. 65. Section 125.85, subsection 3, Code 2021, is amended
23 to read as follows:

24 3. Upon the filing of an application for recommitment under
25 subsection 1 or 2, the court shall schedule a recommitment
26 hearing for no later than ten days after the date the
27 application is filed. A copy of the application, the notice
28 of hearing, and any reports shall be served or provided in the
29 manner and to the persons as required by sections 125.77 ~~to~~
30 through 125.80, 125.83, and 125.84.

31 Sec. 66. Section 135.79, Code 2021, is amended to read as
32 follows:

33 **135.79 Civil penalty.**

34 Any hospital or health care facility which fails to file
35 with the department the financial reports required by sections

1 135.74 ~~to~~, 135.75, 135.76, and 135.78 is subject to a civil
2 penalty of not to exceed five hundred dollars for each offense.

3 Sec. 67. Section 135B.34, subsection 7, Code 2021, is
4 amended to read as follows:

5 7. For the purposes of this ~~subsection~~ section,
6 "*comprehensive preliminary background check*" means the same as
7 defined in section 135C.1.

8 Sec. 68. Section 135C.46, subsection 1, Code 2021, is
9 amended to read as follows:

10 1. A facility shall not discriminate or retaliate in any
11 way against a resident or an employee of the facility who has
12 initiated or participated in any proceeding authorized by this
13 chapter. A facility which violates this section is subject to
14 a penalty of not less than two hundred fifty nor more than five
15 thousand dollars, to be assessed and collected by the director
16 in substantially the manner prescribed by sections 135C.40 ~~to~~
17 ~~135C.43~~ through 135C.42 and paid into the state treasury to be
18 credited to the general fund, or to immediate revocation of the
19 facility's license.

20 Sec. 69. Section 135P.3, subsection 1, unnumbered paragraph
21 1, Code 2021, is amended to read as follows:

22 If an adverse health care incident occurs in a health
23 facility, the health care provider, the health ~~care~~ facility,
24 or the health care provider jointly with the health facility,
25 may provide the patient with written notice of the desire of
26 the health care provider, the health ~~care~~ facility, or of the
27 health care provider jointly with the health facility, to enter
28 into an open discussion under this chapter. A health ~~care~~
29 facility may designate a person or class of persons who have
30 authority to provide such notice on behalf of the facility.
31 If the health care provider or health facility provides such
32 notice, such notice must be sent within one year after the
33 date on which the health care provider knew, or through the
34 use of diligence should have known, of the adverse health care
35 incident. The notice must include all of the following:

1 Sec. 70. Section 142.13, Code 2021, is amended to read as
2 follows:

3 **142.13 Burial in private cemetery lot.**

4 In the event ~~such~~ that a deceased person, whose body has been
5 used for scientific purposes as provided ~~herein, shall own in~~
6 this chapter, owns or ~~have~~ has the right of burial in a private
7 or family cemetery lot in the state of Iowa, that ~~such~~ deceased
8 person's body shall be buried in ~~such~~ that lot.

9 Sec. 71. Section 144.5, subsection 1, Code 2021, is amended
10 to read as follows:

11 1. Administer and enforce this chapter and the rules issued
12 ~~hereunder~~ under this chapter, and issue instructions for the
13 efficient administration of the statewide system of vital
14 statistics and the division for records and statistics.

15 Sec. 72. Section 144.20, Code 2021, is amended to read as
16 follows:

17 **144.20 Information.**

18 Information in the possession of the petitioner necessary
19 to prepare the adoption report shall be furnished with the
20 petition for adoption by each petitioner for adoption or the
21 petitioner's attorney. ~~The social agency, welfare agency,~~
22 adoption services provider or other person concerned shall
23 supply the court with such additional information in their
24 possession as necessary to complete the certificate. The
25 provision of such information shall be submitted to the court
26 prior to the issuance of a final decree in the matter by
27 the court, unless found by the court to be unavailable after
28 diligent inquiry.

29 Sec. 73. Section 144.41, Code 2021, is amended to read as
30 follows:

31 **144.41 Amending local records.**

32 When a certificate is amended under sections 144.38 ~~to~~
33 through 144.40 the state registrar shall report the amendment
34 to the custodian of any permanent local records and such
35 records shall be amended accordingly.

1 Sec. 74. Section 144.50, Code 2021, is amended to read as
2 follows:

3 **144.50 Length of time records to be kept.**

4 Records maintained under [sections 144.47 ~~to~~ through 144.49](#)
5 shall be retained for a period of not less than ten years and
6 shall be made available for inspection by the state registrar
7 or the state registrar's representative upon demand.

8 Sec. 75. Section 144.56, subsection 2, Code 2021, is amended
9 to read as follows:

10 2. [This section](#) does not apply to any death investigated
11 under the authority of [sections 331.802 ~~to~~ through 331.804](#).

12 Sec. 76. Section 144F.2, subsection 1, paragraph b, Code
13 2021, is amended to read as follows:

14 **b.** A legal representative who is an agent under a durable
15 power of attorney for health care pursuant to [chapter 144B](#)
16 shall be given the opportunity to designate a lay caregiver
17 in lieu of the patient's designation of a lay caregiver only
18 if, consistent with [chapter 144B](#), in the judgment of the
19 attending physician, the patient is unable to make the health
20 care decision. A legal representative who is a guardian shall
21 be given the opportunity to designate a lay caregiver in lieu
22 of the patient's designation of a lay caregiver to the extent
23 consistent with the powers and duties granted the guardian
24 pursuant to [sections 232D.401 and 232D.402](#) or [section 633.635](#).

25 Sec. 77. Section 144F.6, Code 2021, is amended to read as
26 follows:

27 **144F.6 Construction of chapter relative to other health care**
28 **directives.**

29 Nothing in [this chapter](#) shall be construed to interfere with
30 the authority or responsibilities of an agent operating under
31 a valid durable power of attorney for health care pursuant to
32 chapter 144B or of the powers and duties granted to a guardian
33 pursuant to [section 232D.401, 232D.402, or 633.635](#).

34 Sec. 78. Section 145A.7, Code 2021, is amended to read as
35 follows:

1 **145A.7 Special election.**

2 When a protesting petition is received, the officials
3 receiving the petition shall call a special election of all
4 registered voters of that political subdivision upon the
5 question of approving or rejecting the order setting out the
6 proposed merger plan. The election shall be held on a date
7 specified in [section 39.2, subsection 4](#), paragraph "a" or "b",
8 as applicable. The vote will be taken by ballot in the form
9 provided by [sections 49.43 ~~to~~ through 49.47](#), and the election
10 shall be initiated and held as provided in [chapter 49](#). A
11 majority vote of those registered voters voting at the special
12 election shall be sufficient to approve the order and thus
13 include the political subdivision within the merged area.

14 Sec. 79. Section 148C.4, subsection 1, Code 2021, is amended
15 to read as follows:

16 1. A physician assistant may provide any legal medical
17 service for which the physician assistant has been prepared by
18 the physician assistant's education, training, or experience
19 and is competent to perform. For the purposes of [this section](#),
20 *"legal medical service for which the physician assistant has
21 been prepared by the physician assistant's education, training,
22 or experience and is competent to perform"* includes but is
23 not limited to making a pronouncement of death for a patient
24 whose death is anticipated if the death occurs in a licensed
25 hospital, a licensed health care facility, a correctional
26 institution listed in [section 904.102](#), a Medicare-certified
27 home health agency, or a Medicare-certified hospice program or
28 facility.

29 Sec. 80. Section 148C.5, subsection 3, Code 2021, is amended
30 to read as follows:

31 3. The board shall not amend or rescind any of the following
32 rules unless, prior to the submission of such an amendment or
33 rescission to the administrative rules coordinator, the board
34 consults with and receives approval from the board of medicine
35 to make such a submission:

1 a. 645 IAC 326.1 regarding the following terms:

- 2 (1) "Physician".
- 3 (2) "Physician assistant".
- 4 (3) "Supervising physician".
- 5 (4) "Supervision".

6 b. 645 IAC 326.2(1)(f).

7 c. 645 IAC 326.4(6).

8 d. 645 IAC 326.8.

9 ~~e. 645 IAC 326.19(3)(b)(3).~~

10 ~~f. 645 IAC 327.1(1)(s)(1) - (4).~~

11 ~~g. 645 IAC 327.1(1)(u).~~

12 ~~h.~~ e. 645 IAC 327.1(1)(z)(v).

13 ~~i.~~ f. 645 IAC 327.4(1)(b)(2) - (4).

14 ~~j.~~ g. 645 IAC 327.4(2).

15 ~~k. 645 IAC 327.6(1)(d).~~

16 Sec. 81. Section 152.10, subsection 1, Code 2021, is amended
17 to read as follows:

18 1. Notwithstanding ~~sections 147.87 to~~ through 147.89, the
19 board may restrict, suspend, or revoke a license to practice
20 nursing or place the licensee on probation. The board may also
21 prescribe by rule conditions of license reinstatement. The
22 board shall ~~prescribe~~ adopt rules of procedure by which to
23 restrict, suspend, or revoke a license. These procedures shall
24 conform to the provisions of chapter 17A.

25 Sec. 82. Section 153.15, Code 2021, is amended to read as
26 follows:

27 **153.15 Dental hygienists — scope of term.**

28 1. A licensed dental hygienist may perform those services
29 which are educational, therapeutic, and preventive in nature
30 which attain or maintain optimal oral health as determined by
31 the board ~~and~~. Services may include but are not necessarily
32 limited to ~~complete~~ the following:

33 a. Complete oral prophylaxis, ~~application.~~

34 b. Application of preventive agents to oral structures,
35 exposure.

1 c. Exposure and processing of radiographs, ~~administration.~~

2 d. Administration of medicaments prescribed by a licensed
3 dentist, ~~obtaining.~~

4 e. Obtaining and preparing nonsurgical, clinical and
5 oral diagnostic tests for interpretation by the dentist, ~~and~~
6 preparation.

7 f. Preparation of preliminary written records of oral
8 conditions for interpretation by the dentist.

9 2. Such services, except educational services, shall be
10 performed under supervision of a licensed dentist but nothing
11 herein in this section shall be construed to authorize a dental
12 hygienist to practice dentistry.

13 3. Educational services shall be limited to ~~assessing the~~
14 following:

15 a. Assessing the need for, planning, implementing, and
16 evaluating oral health education programs for individual
17 patients and community groups, ~~and conducting.~~

18 b. Conducting workshops and in-service training sessions
19 on dental health for nurses, school personnel, institutional
20 staff, community groups, and other agencies providing
21 consultation and technical assistance for promotional,
22 preventive, and educational services.

23 Sec. 83. Section 153.17, unnumbered paragraph 1, Code 2021,
24 is amended to read as follows:

25 Except as ~~herein~~ otherwise provided in this chapter, it
26 shall be unlawful for any person to practice dentistry or
27 dental surgery or dental hygiene in this state, other than:

28 Sec. 84. Section 153.33, subsection 3, paragraphs b, d, e,
29 and f, Code 2021, are amended to read as follows:

30 b. If the board ~~shall deem~~ finds the charges sufficient,
31 if true, to warrant suspension or revocation of license or
32 registration, ~~it~~ the board shall make issue an order fixing
33 the a time and place for hearing ~~thereon~~ and requiring the
34 licensee or registrant to appear and answer ~~thereto~~, such to
35 the charges. The order, together with a copy of the charges

1 ~~so made to~~, shall be served upon the accused at least twenty
2 days before the date fixed for hearing, either personally or
3 by certified or registered mail, sent to the licensee's or
4 registrant's last known post office address as shown by the
5 records of the board.

6 *d.* In all ~~such~~ investigations and hearings pertaining to
7 the suspension or revocation of licenses or registrations, the
8 board and any person affected ~~thereby~~ may have the benefit
9 of counsel, ~~and upon~~. Upon the request of the licensee or
10 registrant or the licensee's or registrant's counsel, the board
11 shall issue subpoenas for the attendance of ~~such~~ witnesses in
12 behalf of the licensee or registrant, ~~which~~. The subpoenas
13 when issued shall be delivered to the licensee or registrant
14 or the licensee's or registrant's counsel. Such subpoenas for
15 the attendance of witnesses shall be effective if served upon
16 the person named ~~therein~~ in the subpoena anywhere within this
17 state, provided that, at the time of such service, the fees
18 ~~now or hereafter~~ provided by law for attendance of witnesses
19 in civil cases in district court ~~shall be~~ are paid or tendered
20 to ~~such~~ the person.

21 *e.* In case of disobedience of a subpoena lawfully served
22 ~~hereunder~~ under this subsection, the board or any party to such
23 hearing aggrieved thereby may invoke the aid of the district
24 court in the county where ~~such~~ the hearing is being conducted
25 to require the attendance and testimony of such witnesses.
26 ~~Such~~ The district court of the county within which the hearing
27 is being conducted may, in case of contumacy or refusal to obey
28 ~~such~~ the subpoena, issue an order requiring ~~such~~ the person
29 to appear before ~~said~~ the board, and, if so ordered, to give
30 evidence touching the matter involved in the hearing. Any
31 failure to obey such order of the court may be punished by ~~such~~
32 the court as a contempt ~~thereof~~.

33 *f.* If the licensee or registrant pleads guilty, or after
34 hearing ~~shall be~~ is found guilty by the board of any of the
35 charges made, ~~it~~ the board may suspend for a limited period

1 or revoke the license or registration, and the last renewal
2 ~~thereof~~ of the license or registration, and shall enter the
3 order on its records ~~and~~. The board shall notify the accused
4 of the revocation or suspension of the person's license or
5 registration, as the case may be, ~~who~~ and the person shall
6 ~~thereupon forthwith~~ immediately surrender that license or
7 registration to the board. Any ~~such~~ person whose license
8 or registration has been ~~so~~ revoked or suspended shall not
9 ~~thereafter and while such revocation or suspension is in force~~
10 ~~and effect~~ practice dentistry, dental hygiene, or dental
11 assisting within this state while the revocation or suspension
12 is in force and effect.

13 Sec. 85. Section 153.33, subsection 5, paragraph d, Code
14 2021, is amended to read as follows:

15 *d.* This ~~section~~ subsection shall not prohibit the board from
16 imposing discipline on a licensee, registrant, or trainee for
17 willful or repeated violations.

18 Sec. 86. Section 154.1, subsection 3, paragraph a, Code
19 2021, is amended to read as follows:

20 *a.* An optometrist licensed under **this chapter** may employ
21 all diagnostic and therapeutic pharmaceutical agents for the
22 purpose of diagnosis and treatment of conditions of the human
23 eye and adnexa pursuant to **this subsection**, and notwithstanding
24 section 147.107, may without charge supply any ~~of the above~~
25 pharmaceuticals diagnostic and therapeutic pharmaceutical
26 agents to commence a course of therapy. A licensed optometrist
27 may perform minor surgical procedures and use medications
28 for the diagnosis and treatment of diseases, disorders, and
29 conditions of the eye and adnexa. A license to practice
30 optometry under **this chapter** does not authorize the performance
31 of surgical procedures which require the use of injectable
32 or general anesthesia, moderate sedation, penetration of the
33 globe, or the use of ophthalmic lasers for the purpose of
34 ophthalmic surgery within or upon the globe. The removal of
35 pterygia and Salzmann's nodules, incisional corneal refractive

1 surgery, and strabismus surgery are prohibited.

2 Sec. 87. Section 154.2, subsection 1, Code 2021, is amended
3 to read as follows:

4 1. Merchants or dealers who sell glasses as merchandise in
5 an established place of business and who do not profess to be
6 optometrists or practice optometry as ~~herein defined~~ described
7 in this chapter.

8 Sec. 88. Section 161A.48, subsection 3, Code 2021, is
9 amended to read as follows:

10 3. Upon receiving evidence of the submission of an
11 application, the commissioners shall forward to the officer or
12 agency to which the application was made a written request to
13 receive notification of the disposition of the application.
14 When notified of the approval of the application, the
15 commissioners shall issue to the same parties who received the
16 original administrative order, or their successors in interest,
17 a supplementary order, to be delivered in the same manner as
18 provided by sections 161A.43 ~~to 161A.53~~ through 161A.47, this
19 section, and sections 161A.49 through 161A.51 for delivery of
20 original administrative orders. The supplementary order shall
21 state a time, not more than six months after approval of the
22 application for public cost-sharing funds, by which the work
23 needed to comply with the original administrative order shall
24 actually be commenced, and a time thereafter when the work is
25 to be satisfactorily completed. If feasible, that time shall
26 be within one year after the date of the supplementary order,
27 but the owner of land on which a soil and water conservation
28 practice is being established under [this section](#) is not
29 required to incur a cost for the practice in any one calendar
30 year which exceeds ten dollars per acre for each acre of land
31 belonging to that owner and located in the county containing
32 the land on which the required practice is being established or
33 in counties contiguous to that county.

34 Sec. 89. Section 177A.19, subsection 4, Code 2021, is
35 amended to read as follows:

1 4. The procedures provided in [section 177A.17](#) and all other
2 applicable provisions of [sections 177A.5](#) ~~to~~ [through 177A.18](#)
3 shall govern and apply to the enforcement of [this section](#).

4 Sec. 90. Section 189.17, Code 2021, is amended to read as
5 follows:

6 **189.17 Confiscation or condemnation.**

7 Unless a procedure or method of seizure and confiscation
8 or condemnation is otherwise provided, the secretary is
9 ~~hereby~~ authorized to prohibit the entrance into channels of
10 commerce or possession of any article found to be adulterated
11 or improperly labeled according to the provisions of this
12 subchapter or rules ~~established hereunder~~ adopted pursuant
13 to this subchapter. Any articles found in channels of
14 commerce or in possession by an inspector which are not in
15 compliance with the adulteration or labeling provisions of
16 this subchapter shall be subject to immediate seizure by the
17 department. Seized articles shall be condemned unless ~~of~~
18 ~~such character that~~ the articles can be made to conform with
19 the provisions of [this subchapter](#) by methods approved by the
20 secretary. Condemned articles shall be effectively destroyed
21 for the purpose for which they were intended by the owner of
22 the article, or the owner's agent, under the supervision of an
23 inspector in such manner as the secretary may prescribe.

24 Sec. 91. Section 190B.101, Code 2021, is amended to read as
25 follows:

26 **190B.101 Definitions.**

27 As used in this ~~chapter~~ subchapter, unless the context
28 otherwise requires:

- 29 1. "Department" means the department of revenue.
30 2. "Tax credit" means the from farm to food donation tax
31 credit as established in this ~~chapter~~ subchapter.

32 Sec. 92. Section 190B.102, Code 2021, is amended to read as
33 follows:

34 **190B.102 Department of revenue — cooperation with other**
35 **departments.**

1 1. This ~~chapter~~ subchapter shall be administered by the
2 department of revenue.

3 2. The department shall adopt all rules necessary to
4 administer this ~~chapter~~ subchapter.

5 3. The department of agriculture and land stewardship, the
6 department of public health, the department of human services,
7 and the department of inspections and appeals shall cooperate
8 with the department of revenue to administer this ~~chapter~~
9 subchapter.

10 Sec. 93. Section 190B.103, Code 2021, is amended to read as
11 follows:

12 **190B.103 From farm to food donation tax credit.**

13 A from farm to food donation tax credit is allowed against
14 the taxes imposed in chapter 422, subchapters II and III, as
15 provided in this ~~chapter~~ subchapter.

16 Sec. 94. Section 196.10, Code 2021, is amended to read as
17 follows:

18 **196.10 Labeling.**

19 Sections 189.9 ~~to~~ through 189.12 shall apply to the labeling
20 of packaged eggs which have been candled and graded if not
21 inconsistent with the provisions of this chapter. All cases
22 of loose packed eggs sold in this state shall identify the egg
23 handler's name or license number or United States department of
24 agriculture plant number, and the grade of the eggs contained
25 in the case. Each carton containing eggs for retail sale in
26 Iowa which have been candled and graded shall be marked with
27 the grade and size of the eggs contained, the date they were
28 packed, and the name and address of the distributor or packer.

29 Sec. 95. Section 200.8, subsection 2, paragraph a, Code
30 2021, is amended to read as follows:

31 *a.* File not later than the last day of January and July of
32 each year, on forms furnished by the secretary, a semiannual
33 statement setting forth the number of net tons of commercial
34 fertilizer or soil conditioners distributed in this state
35 by grade for each county during the preceding ~~six months'~~

1 six-month period; and upon filing such statement shall pay
2 the inspection fee at the rate stated in subsection 1 ~~of this~~
3 ~~section~~. However, in lieu of the semiannual statement by grade
4 for each county, ~~as hereinabove provided for, the registrant,~~
5 on individual packages of specialty fertilizer containing
6 twenty-five pounds or less, the registrant shall file not later
7 than the last day of July of each year, on forms furnished by
8 the secretary, an annual statement setting forth the number of
9 net tons of specialty fertilizer distributed in this state by
10 grade during the preceding twelve-month period.

11 Sec. 96. Section 200.16, Code 2021, is amended to read as
12 follows:

13 **200.16 "Stop sale" orders.**

14 The secretary may issue and enforce a written or printed
15 "stop sale, use or removal" order to the owner or custodian of
16 any lot of commercial fertilizer or soil conditioner, ~~and to~~
17 ~~hold at a designated place when~~ if the secretary finds ~~said~~
18 the commercial fertilizer or soil conditioner is being offered
19 or exposed for sale in violation of any of the provisions of
20 this chapter or any of the rules and regulations promulgated
21 ~~hereunder~~ under this chapter. The secretary may hold the
22 commercial fertilizer or soil conditioner at a designated place
23 until the law has been complied with and ~~said~~ the commercial
24 fertilizer or soil conditioner is released in writing by the
25 secretary, or ~~said~~ the violation has been otherwise legally
26 disposed of by written authority, and all costs and expenses
27 incurred in connection with the withdrawal have been paid.

28 Sec. 97. Section 200.18, subsections 1 and 6, Code 2021, are
29 amended to read as follows:

30 1. If it shall appear from the examination of any
31 commercial fertilizer or soil conditioner or any anhydrous
32 ammonia installation, equipment, or operation that any of
33 the provisions of this chapter or the rules and regulations
34 issued ~~thereunder~~ under this chapter have been violated, the
35 secretary shall cause notice of the violations to be given to

1 the registrant, distributor, or possessor from whom said sample
2 was taken; any person so notified shall be given opportunity to
3 be heard under such rules and regulations as may be prescribed
4 by the secretary. If it appears after such hearing, either in
5 the presence or absence of the person so notified, that any of
6 the provisions of [this chapter](#) or rules and regulations issued
7 ~~thereunder~~ under this chapter have been violated, the secretary
8 may certify the facts to the proper prosecuting attorney.

9 6. The secretary is hereby authorized to apply for and the
10 court to grant a temporary or permanent injunction restraining
11 any person from violating or continuing to violate any of
12 the provisions of [this chapter](#) or any rule or regulation
13 promulgated under ~~the~~ this chapter notwithstanding the
14 existence of other remedies at law, said injunction to be
15 issued without bond.

16 Sec. 98. Section 204.8, subsection 1, paragraph c, Code
17 2021, is amended to read as follows:

18 c. The department shall provide the department of public
19 safety any official test results that indicate a sample ~~exceeds~~
20 ~~the~~ has a maximum concentration of delta-9 tetrahydrocannabinol
21 in excess of two percent on a dry weight basis.

22 Sec. 99. Section 205.8, unnumbered paragraph 1, Code 2021,
23 is amended to read as follows:

24 Nothing in [sections 205.5 to through 205.7](#) shall apply:

25 Sec. 100. Section 208A.4, Code 2021, is amended to read as
26 follows:

27 **208A.4 Inspection by department.**

28 1. Before any antifreeze ~~shall be~~ is sold, exposed for
29 sale, or held with intent to sell within this state, a sample
30 ~~thereof~~ of the product must be inspected by the department of
31 agriculture and land stewardship. Upon application of the
32 manufacturer, packer, seller, or distributor and the payment of
33 a fee of twenty dollars for each brand of antifreeze submitted,
34 the department shall inspect the antifreeze submitted. If the
35 antifreeze is not adulterated or misbranded, if it meets the

1 standards of the department, and is not in violation of this
2 chapter, the department shall give the applicant a written
3 permit authorizing the sale of such antifreeze in this state
4 until the formula or labeling of the antifreeze is changed in
5 any manner.

6 2. If the department ~~shall~~ finds at a later date ~~find~~ that
7 the product to be sold, exposed for sale, or held with intent
8 to sell has been materially altered or adulterated, a change
9 has been made in the name, brand, or trademark under which
10 the antifreeze is sold, or it violates the provisions of this
11 chapter, the department shall notify the applicant and the
12 permit shall be canceled forthwith.

13 Sec. 101. Section 210.8, Code 2021, is amended to read as
14 follows:

15 **210.8 Sales of dry commodities.**

16 All dry commodities unless bought or sold in package or
17 wrapped form shall be bought or sold only by the standard
18 weight or measure ~~herein~~ established in this chapter, or by
19 numerical count, unless the parties otherwise agree in writing,
20 except as provided in sections 210.9 to through 210.12.

21 Sec. 102. Section 210.18, Code 2021, is amended to read as
22 follows:

23 **210.18 Sales to be by standard weight or measure — labeling.**

24 1. All commodities bought or sold by weight or measure shall
25 be bought or sold only by the standards established by this
26 chapter, unless the vendor and vendee otherwise agree. Sales
27 by weight shall be by avoirdupois weight unless troy weight is
28 agreed upon by the vendor and vendee.

29 2. All commodities bought or sold in package form shall be
30 labeled in compliance with the general provisions for labeling
31 provided for in ~~sections~~ section 189.9 ~~to~~ and sections 189.11
32 through 189.16, unless otherwise provided for in this chapter.

33 Sec. 103. Section 210.21, Code 2021, is amended to read as
34 follows:

35 **210.21 Violations.**

1 It shall be unlawful for any person to manufacture, procure,
2 or keep for the purpose of sale, offer or expose for sale, or
3 sell bread in the form of loaves which are not of one of the
4 weights specified in [section 210.19](#) or violate the rules of the
5 secretary of agriculture pertaining thereto. Any person who,
6 in person or by a servant, or agent, or as the servant or agent
7 of another, shall violate any of the provisions of sections
8 [210.19](#) ~~to~~, [210.20](#), this section, and sections 210.22 through
9 [210.25](#), shall be guilty of a simple misdemeanor.

10 Sec. 104. Section 210.23, Code 2021, is amended to read as
11 follows:

12 **210.23 Exception.**

13 Any person engaged in home baking is exempt from the
14 provisions of [sections 210.19](#) ~~to~~ [through 210.22](#).

15 Sec. 105. Section 210.24, Code 2021, is amended to read as
16 follows:

17 **210.24 Enforcement — rules and regulations.**

18 The secretary of agriculture shall enforce the provisions of
19 [sections 210.19](#) ~~to~~ [through 210.23](#), this section, and section
20 [210.25](#). The secretary shall make rules for the enforcement of
21 the provisions of said sections not inconsistent therewith, and
22 such rules and regulations shall include reasonable variations
23 and tolerances.

24 Sec. 106. Section 217.3, subsection 5, Code 2021, is amended
25 to read as follows:

26 5. Insure that all programs administered or services
27 rendered by the department directly to any citizen or
28 through a local ~~board of welfare~~ agency to any citizen are
29 coordinated and integrated so that any citizen does not receive
30 a duplication of services from various departments or local
31 agencies that could be rendered by one department or local
32 agency. If the council finds that such is not the case, it
33 shall hear and determine which department or local agency shall
34 provide the needed service or services and enter an order of
35 their determination by resolution of the council which must be

1 concurred in by at least a majority of the members. Thereafter
2 such order or resolution of the council shall be obeyed by all
3 state departments and local agencies to which it is directed.

4 Sec. 107. Section 218.31, Code 2021, is amended to read as
5 follows:

6 **218.31 Witnesses.**

7 In aid of any investigation the administrator shall have
8 the power to summon and compel the attendance of witnesses; to
9 examine the ~~same~~ witnesses under oath, which the administrator
10 shall have power to administer; to have access to all books,
11 papers, and property material to such investigation, and to
12 order the production of any other books or papers material
13 ~~thereto~~ to the investigation. Witnesses other than those in
14 the employ of the state shall be entitled to the same fees as in
15 civil cases in the district court.

16 Sec. 108. Section 218.43, Code 2021, is amended to read as
17 follows:

18 **218.43 Deduction to pay court costs.**

19 If ~~such wage be~~ wages are paid to a resident pursuant
20 to section 218.42, the administrator in control of ~~such an~~
21 institution listed in section 218.1 may deduct ~~therefrom~~ from
22 the wages an amount sufficient to pay all or a part of the
23 costs taxed to ~~such~~ the resident by reason of the resident's
24 commitment to ~~said~~ the institution. In such case the amount so
25 deducted shall be forwarded to the clerk of the district court
26 or proper official.

27 Sec. 109. Section 218.44, Code 2021, is amended to read as
28 follows:

29 **218.44 Wages paid to dependent — deposits.**

30 If ~~such wage be~~ wages are paid to a resident pursuant
31 to section 218.42, the administrator in control of ~~such an~~
32 institution listed in section 218.1 may pay all or any part of
33 the ~~same~~ wages directly to any dependent of ~~such~~ the resident,
34 ~~or~~. The administrator may also deposit such wage the wages to
35 the account of such resident, or may so deposit part ~~thereof~~ of

1 the wages and allow the resident a portion for the resident's
2 own personal use, or may pay to the county of commitment all
3 or any part of the resident's care, treatment, or subsistence
4 while at said institution from any credit balance accruing to
5 the account of ~~said~~ the resident.

6 Sec. 110. Section 218.92, Code 2021, is amended to read as
7 follows:

8 **218.92 Patients with dangerous mental disturbances.**

9 When a patient in a state resource center for persons with an
10 intellectual disability, a state mental health institute, or
11 another institution under the administration of the department
12 of human services has become so mentally disturbed as to
13 constitute a danger to self, to other patients or staff of
14 the institution, or to the public, and the institution cannot
15 provide adequate security, the administrator in charge of
16 the institution, with the consent of the director of the
17 Iowa department of corrections, may order the patient to be
18 transferred to the Iowa medical and classification center, if
19 the superintendent of the institution from which the patient
20 is to be transferred, with the support of a majority of the
21 medical staff, recommends the transfer in the interest of
22 the patient, other patients, or the public. If the patient
23 transferred was hospitalized pursuant to sections 229.6 ~~to~~
24 through 229.15, the transfer shall be promptly reported to
25 the court that ordered the hospitalization of the patient, as
26 required by [section 229.15, subsection 5](#). The Iowa medical
27 and classification center has the same rights, duties, and
28 responsibilities with respect to the patient as the institution
29 from which the patient was transferred had while the patient
30 was hospitalized in the institution. The cost of the transfer
31 shall be paid from the funds of the institution from which the
32 transfer is made.

33 Sec. 111. Section 218.100, Code 2021, is amended to read as
34 follows:

35 **218.100 Central warehouse and supply depot.**

1 The department of human services shall establish a fund for
2 maintaining and operating a central warehouse as a supply depot
3 and distribution facility for surplus government products,
4 carload canned goods, paper products, other staples, and such
5 other items as determined by the department. The fund shall be
6 permanent and shall be composed of the receipts from the sales
7 of merchandise, recovery of handling, operating and delivery
8 charges of such merchandise, and from the funds contributed by
9 the institutions now in a contingent fund being used for this
10 purpose. All claims for purchases of merchandise, operating,
11 and salary expenses shall be subject to the provisions of
12 sections 218.86 ~~to~~, 218.87, and 218.88.

13 Sec. 112. Section 222.1, subsection 3, Code 2021, is amended
14 to read as follows:

15 3. A special intellectual disability unit may be maintained
16 at one of the state mental health institutes for the purposes
17 set forth in sections 222.88 to through 222.91.

18 Sec. 113. Section 222.2, subsection 7, Code 2021, is amended
19 to read as follows:

20 7. "*Special unit*" means a special intellectual disability
21 unit established at a state mental health institute pursuant to
22 sections 222.88 ~~to~~ through 222.91.

23 Sec. 114. Section 225.15, subsection 1, Code 2021, is
24 amended to read as follows:

25 1. When a respondent arrives at the state psychiatric
26 hospital, the admitting physician shall examine the respondent
27 and determine whether or not, in the physician's judgment, the
28 respondent is a fit subject for observation, treatment, and
29 hospital care. If, upon examination, the physician decides
30 that the respondent should be admitted to the hospital, the
31 respondent shall be provided a proper bed in the hospital. The
32 physician who has charge of the respondent shall proceed with
33 observation, medical treatment, and hospital care as in the
34 physician's judgment are proper and necessary, in compliance
35 with sections 229.13 ~~to~~, 229.14, this section, and section

1 229.16. After the respondent's admission, the observation,
2 medical treatment, and hospital care of the respondent may be
3 provided by a mental health professional, as defined in section
4 228.1, who is licensed as a physician, advanced registered
5 nurse practitioner, or physician assistant.

6 Sec. 115. Section 225.17, subsection 2, Code 2021, is
7 amended to read as follows:

8 2. When the respondent arrives at the hospital, the
9 respondent shall receive the same treatment as is provided for
10 committed public patients in [section 225.15](#), in compliance
11 with [sections 229.13](#) ~~to~~ [through 229.16](#). However, observation,
12 treatment, and hospital care under [this section](#) of a respondent
13 whose expenses are payable in whole or in part by a county
14 shall only be provided as determined through the regional
15 administrator for the respondent's county of residence.

16 Sec. 116. Section 227.2, subsection 1, paragraph g, Code
17 2021, is amended to read as follows:

18 *g.* Any failure to comply with standards adopted under
19 section 227.4 for care of persons with mental illness and
20 persons with an intellectual disability in county care
21 facilities, which is not covered in information submitted
22 pursuant to paragraphs "a" ~~to~~ [through](#) "f", and any other matters
23 which the director of public health, in consultation with the
24 administrator of the division, may require.

25 Sec. 117. Section 227.10, Code 2021, is amended to read as
26 follows:

27 **227.10 Transfers from county or private institutions.**

28 Patients who have been admitted at public expense to
29 any institution to which [this chapter](#) is applicable may be
30 involuntarily transferred to the proper state hospital for
31 persons with mental illness in the manner prescribed by
32 [sections 229.6](#) ~~to~~ [through 229.13](#). The application required by
33 [section 229.6](#) may be filed by the administrator of the division
34 or the administrator's designee, or by the administrator of
35 the institution where the patient is then being maintained

1 or treated. If the patient was admitted to that institution
2 involuntarily, the administrator of the division may arrange
3 and complete the transfer, and shall report it as required of
4 a chief medical officer under [section 229.15, subsection 5](#).
5 The transfer shall be made at the mental health and disability
6 services region's expense, and the expense recovered, as
7 provided in [section 227.7](#). However, transfer under this
8 section of a patient whose expenses are payable in whole or
9 in part by the mental health and disability services region
10 is subject to an authorization for the transfer through the
11 regional administrator for the patient's county of residence.

12 Sec. 118. Section 227.15, Code 2021, is amended to read as
13 follows:

14 **227.15 Authority to confine in hospital.**

15 No person shall be involuntarily confined and restrained
16 in any private institution or hospital or county hospital or
17 other general hospital with a psychiatric ward for the care
18 or treatment of persons with mental illness, except by the
19 procedure prescribed in [sections 229.6 ~~to~~ through 229.15](#).

20 Sec. 119. Section 229.17, Code 2021, is amended to read as
21 follows:

22 **229.17 Status of respondent during appeal.**

23 If a respondent appeals to the supreme court from a finding
24 that the contention the respondent is seriously mentally
25 impaired has been sustained, and the respondent was previously
26 ordered taken into immediate custody under [section 229.11](#)
27 or has been hospitalized for psychiatric evaluation and
28 appropriate treatment under [section 229.13](#) before the court
29 is informed of intent to appeal its finding, the respondent
30 shall remain in custody as previously ordered by the court, the
31 time limit stated in [section 229.11](#) notwithstanding, or shall
32 remain in the hospital subject to compliance by the hospital
33 with [sections 229.13 ~~to~~ through 229.16](#), as the case may be,
34 unless the supreme court orders otherwise. If a respondent
35 appeals to the supreme court regarding a placement order, the

1 respondent shall remain in placement unless the supreme court
2 orders otherwise.

3 Sec. 120. Section 229.19, subsection 1, paragraph c, Code
4 2021, is amended to read as follows:

5 c. The advocate's responsibility with respect to any patient
6 shall begin at whatever time the attorney employed or appointed
7 to represent that patient as respondent in hospitalization
8 proceedings, conducted under [sections 229.6](#) ~~to~~ [through 229.13](#),
9 reports to the court that the attorney's services are no longer
10 required and requests the court's approval to withdraw as
11 counsel for that patient. However, if the patient is found to
12 be seriously mentally impaired at the hospitalization hearing,
13 the attorney representing the patient shall automatically be
14 relieved of responsibility in the case and an advocate shall
15 be assigned to the patient at the conclusion of the hearing
16 unless the attorney indicates an intent to continue the
17 attorney's services and the court so directs. If the court
18 directs the attorney to remain on the case, the attorney shall
19 assume all the duties of an advocate. The clerk shall furnish
20 the advocate with a copy of the court's order approving the
21 withdrawal and shall inform the patient of the name of the
22 patient's advocate.

23 Sec. 121. Section 229.21, subsection 2, Code 2021, is
24 amended to read as follows:

25 2. When an application for involuntary hospitalization
26 under [section 229.6](#) or for involuntary commitment or treatment
27 of persons with substance-related disorders under section
28 125.75 is filed with the clerk of the district court in any
29 county for which a judicial hospitalization referee has been
30 appointed, and no district judge, district associate judge, or
31 magistrate who is admitted to the practice of law in this state
32 is accessible, the clerk shall immediately notify the referee
33 in the manner required by [section 229.7](#) or [section 125.77](#).
34 The referee shall discharge all of the duties imposed upon
35 the court by sections 229.7 ~~to~~ through 229.19, this section,

1 and section 229.22 or sections 125.75 ~~to~~ through 125.94 in
 2 the proceeding so initiated. Subject to the provisions of
 3 subsection 4, orders issued by a referee, in discharge of
 4 duties imposed under this section, shall have the same force
 5 and effect as if ordered by a district judge. However, any
 6 commitment to a facility regulated and operated under chapter
 7 135C shall be in accordance with section 135C.23.

8 Sec. 122. Section 229.22, subsection 4, Code 2021, is
 9 amended to read as follows:

10 4. The cost of hospitalization at a public hospital of
 11 a person detained temporarily by the procedure prescribed in
 12 this section shall be paid in the same way as if the person had
 13 been admitted to the hospital by the procedure prescribed in
 14 sections 229.6 ~~to~~ through 229.13.

15 Sec. 123. Section 229.24, subsection 2, Code 2021, is
 16 amended to read as follows:

17 2. If authorized in writing by a person who has been the
 18 subject of any proceeding or report under sections 229.6 ~~to~~
 19 through 229.13 or section 229.22, or by the parent or guardian
 20 of that person, information regarding that person which
 21 is confidential under subsection 1 may be released to any
 22 designated person.

23 Sec. 124. Section 232.9, Code 2021, is amended to read as
 24 follows:

25 **232.9 Motion for change of judge.**

26 Prior to a hearing pursuant to sections 232.44 ~~to~~ through
 27 232.47, 232.50, or 232.54, the child may file a motion with the
 28 district court for the appointment of a new judge. The chief
 29 judge of the district court for cause shown shall appoint a new
 30 judge.

31 Sec. 125. Section 232.11, subsection 2, Code 2021, is
 32 amended to read as follows:

33 2. The child's right to be represented by counsel under
 34 subsection 1, paragraphs "b" ~~to~~ through "f", ~~of this section~~
 35 shall not be waived by a child of any age. The child's right

1 to be represented by counsel under [subsection 1](#), paragraph "a",
2 shall not be waived by a child less than sixteen years of age
3 without the written consent of the child's parent, guardian,
4 or custodian. The waiver by a child who is at least sixteen
5 years of age is valid only if a good faith effort has been made
6 to notify the child's parent, guardian, or custodian that the
7 child has been taken into custody and of the alleged delinquent
8 act for which the child has been taken into custody, the
9 location of the child, and the right of the parent, guardian,
10 or custodian to visit and confer with the child.

11 Sec. 126. Section 232.72, subsection 3, Code 2021, is
12 amended to read as follows:

13 3. If the child's home is located in a county not served by
14 the office receiving the report, the department shall promptly
15 transfer the matter by transmitting a copy of the report of
16 injury and any other pertinent information to the office and
17 the county attorney serving the other county. ~~They~~ The office
18 and the county attorney shall promptly proceed as provided in
19 section 232.71B.

20 Sec. 127. Section 232.127, subsection 9, Code 2021, is
21 amended to read as follows:

22 9. A child found in contempt of court because of violation
23 of conditions imposed under [this section](#) shall not be
24 considered delinquent. Such a contempt may be punished by
25 imposition of a work assignment or assignments to benefit the
26 state or a governmental subdivision of the state. In addition
27 to or in lieu of such an assignment or assignments, the court
28 may impose one of the dispositions set out in sections 232.100
29 ~~to~~ through 232.102.

30 Sec. 128. Section 232.142, subsection 2, Code 2021, is
31 amended to read as follows:

32 2. For the purpose of providing and maintaining a county or
33 multicounty home, the board of supervisors of any county may
34 issue general county purpose bonds in accordance with sections
35 331.441 ~~to~~ through 331.449. Expenses for providing and

1 maintaining a multicounty home shall be paid by the counties
2 participating in a manner to be determined by the boards of
3 supervisors.

4 Sec. 129. Section 233A.11, Code 2021, is amended to read as
5 follows:

6 **233A.11 County attorney to appear for child.**

7 In case legal proceedings are necessary to enforce any
8 right conferred on any child by sections 233A.7 ~~to~~ through
9 233A.10, ~~inclusive~~, the county attorney of the county in which
10 such proceedings should be instituted shall, on request of the
11 superintendent, approved by the administrator, institute and
12 carry on, in the name of the superintendent, the proceedings in
13 behalf of the superintendent.

14 Sec. 130. Section 233A.15, Code 2021, is amended to read as
15 follows:

16 **233A.15 Transfers to work in parks.**

17 1. The administrator may detail children, classed as
18 trustworthy, from the state training school, to perform
19 services for the department of natural resources within the
20 state parks, state game and forest areas, and other lands under
21 the jurisdiction of the department of natural resources. The
22 department of natural resources shall provide permanent housing
23 and work guidance supervision, but the care and custody of
24 the children so detailed shall remain under employees of the
25 division of child and family services of the department of
26 human services. All such programs shall have as their primary
27 purpose and shall provide for inculcation or the activation of
28 attitudes, skills, and habit patterns which will be conducive
29 to the habilitation of the youths involved.

30 2. The administrator is hereby authorized to use
31 state-owned mobile housing equipment and facilities in
32 performing ~~such~~ services at temporary locations in the ~~above~~
33 areas described in subsection 1.

34 Sec. 131. Section 249.1, subsection 5, paragraph b, Code
35 2021, is amended to read as follows:

1 *b.* By the state of Iowa directly pursuant to sections 249.3
2 ~~to~~ through 249.5.

3 Sec. 132. Section 252B.1, subsection 2, Code 2021, is
4 amended to read as follows:

5 2. "*Child*" includes but shall not be limited to a stepchild,
6 foster child, or legally adopted child and means a child
7 actually or apparently under eighteen years of age, ~~and~~ or a
8 dependent person eighteen years of age or over who is unable
9 to maintain the person's self and is likely to become a public
10 charge. "*Child*" includes "*child*" as defined in [section 239B.1](#).

11 Sec. 133. Section 256.43, subsection 1, unnumbered
12 paragraph 1, Code 2021, is amended to read as follows:

13 The director, ~~pursuant to [section 256.9, subsection 55](#),~~
14 shall establish an online learning program model that provides
15 for the following:

16 Sec. 134. Section 256.43, subsection 1, paragraph i, Code
17 2021, is amended to read as follows:

18 *i.* Criteria for school districts or schools to use when
19 choosing providers of online learning to meet the online
20 learning ~~program~~ requirements specified in rules adopted
21 pursuant to [section 256.7, subsection 32](#).

22 Sec. 135. Section 256B.6, subsection 1, Code 2021, is
23 amended to read as follows:

24 1. When the school district or area education agency
25 has provided special education services and programs as
26 provided ~~herein~~ in this chapter for any child requiring
27 special education, either by admission to a special class or
28 by supportive services, it shall be the duty of the parent or
29 guardian to enroll the child for instruction in such special
30 classes or supportive services as may be established, except in
31 the event a doctor's certificate is filed with the secretary
32 of the school district showing that it is inadvisable for
33 medical reasons for the child requiring special education to
34 receive the special education provided; all the provisions and
35 conditions of [chapter 299](#) shall be applicable to [this section](#),

1 and any violations shall be punishable as provided in chapter
2 299.

3 Sec. 136. Section 256B.9, subsection 6, Code 2021, is
4 amended to read as follows:

5 6. The division may conduct an evaluation of the special
6 education instructional program or special education support
7 services being provided by an area education agency, school
8 district, or private agency, pursuant to sections 273.1 ~~to~~
9 through 273.9 and this chapter, to determine if the program or
10 service is adequate and proper to meet the needs of the child;
11 if the child is benefiting from the program or service; if
12 the costs are in proportion to the educational benefits being
13 received; and if there are any improvements that can be made
14 in the program or service. A written report of the evaluation
15 shall be sent to the area education agency, school district,
16 or private agency evaluated and to the president of the senate
17 and speaker of the house of representatives of the general
18 assembly.

19 Sec. 137. Section 257.22, Code 2021, is amended to read as
20 follows:

21 **257.22 Statutes applicable.**

22 The director of revenue shall administer the instructional
23 support income surtax imposed under this chapter, and sections
24 422.4, 422.20, sections 422.22 ~~to~~ through 422.31, sections
25 422.68, 422.70, and sections 422.72 ~~to~~ through 422.75 shall
26 apply with respect to administration of the instructional
27 support income surtax.

28 Sec. 138. Section 257B.28, Code 2021, is amended to read as
29 follows:

30 **257B.28 Statute of limitation.**

31 Lapse of time is not a bar to action to recover a part of the
32 permanent school fund, and it does not prevent the introduction
33 of evidence in an action, except as provided in sections 614.29
34 ~~to~~ through 614.38.

35 Sec. 139. Section 260C.39, subsections 1 and 3, Code 2021,

1 are amended to read as follows:

2 1. Any merged area may combine with any adjacent merged area
3 after a favorable vote by the electors of each of the areas
4 involved. If the boards of directors of two or more merged
5 areas agree to a combination, the question shall be submitted
6 to the electors of each area at an election held on a date
7 specified in [section 39.2, subsection 4](#), paragraph "c", and held
8 on the same day in each area. Prior to the election, the board
9 of each merged area shall notify the county commissioner of
10 elections of the county in which the greatest proportion of the
11 merged area's taxable base is located, who shall publish notice
12 of the election according to [section 49.53](#). The two respective
13 county commissioners of elections shall conduct the election
14 pursuant to the provisions of [chapters 39 ~~to~~ through 53](#). The
15 votes cast in the election shall be canvassed by the county
16 board of supervisors, and the county commissioner of elections
17 of each county in the merged areas shall certify the results to
18 the board of directors of each merged area.

19 3. The terms of employment of personnel, for the academic
20 year following the effective date of the agreement to combine
21 the merged areas shall not be affected by the combination of
22 the merged areas, except in accordance with the procedures
23 under [sections 279.15 ~~to~~, 279.16, 279.18 and section 279.24](#),
24 to the extent those procedures are applicable, or under the
25 terms of the base bargaining agreement. The authority and
26 responsibility to offer new contracts or to continue, modify,
27 or terminate existing contracts pursuant to any applicable
28 procedures under [chapter 279](#), shall be transferred to the
29 acting, and then to the new, board of the combined merged area
30 upon certification of a favorable vote to each of the merged
31 areas affected by the agreement. The collective bargaining
32 agreement of the merged area receiving the greatest amount of
33 general state aid shall serve as the base agreement for the
34 combined merged area and the employees of the merged areas
35 which combined to form the new combined merged area shall

1 automatically be accreted to the bargaining unit from that
2 former merged area for purposes of negotiating the contracts
3 for the following years without further action by the public
4 employment relations board. If only one collective bargaining
5 agreement is in effect among the merged areas which are
6 combining under [this section](#), then that agreement shall serve
7 as the base agreement, and the employees of the merged areas
8 which are combining to form the new combined merged area shall
9 automatically be accreted to the bargaining unit of that former
10 merged area for purposes of negotiating the contracts for the
11 following years without further action by the public employment
12 relations board. The board of the combined merged area, using
13 the base agreement as its existing contract, shall bargain with
14 the combined employees of the merged areas that have agreed
15 to combine for the academic year beginning with the effective
16 date of the agreement to combine merged areas. The bargaining
17 shall be completed by March 15 prior to the academic year in
18 which the agreement to combine merged areas becomes effective
19 or within one hundred eighty days after the organization of
20 the acting board of the new combined merged area, whichever
21 is later. If a bargaining agreement was already concluded in
22 the former merged area which has the collective bargaining
23 agreement that is serving as the base agreement for the new
24 combined merged area, between the former merged area board
25 and the employees of the former merged area, that agreement
26 is void, unless the agreement contained multiyear provisions
27 affecting academic years subsequent to the effective date of
28 the agreement to form a combined merged area. If the base
29 collective bargaining agreement contains multiyear provisions,
30 the duration and effect of the agreement shall be controlled
31 by the terms of the agreement. The provisions of the base
32 agreement shall apply to the offering of new contracts, or
33 the continuation, modification, or termination of existing
34 contracts between the acting or new board of the combined
35 merged area and the combined employees of the new combined

1 merged area.

2 Sec. 140. Section 260C.48, subsection 1, unnumbered
3 paragraph 1, Code 2021, is amended to read as follows:

4 The state board shall develop standards and rules for
5 the accreditation of community college programs. Except
6 as provided in **this subsection** and **subsection 4**, standards
7 developed shall be general in nature so as to apply to more
8 than one specific program of instruction. With regard to
9 community college-employed instructors, the standards adopted
10 shall at a minimum require that community college instructors
11 ~~who are under contract for at least half-time or more, and by~~
12 ~~July 1, 2011, all instructors,~~ meet the following requirements:

13 Sec. 141. Section 261A.24, Code 2021, is amended to read as
14 follows:

15 **261A.24 Chapter as alternative method — powers not subject**
16 **to supervision or regulation.**

17 Sections 261A.1 through 261A.23 provide a complete,
18 additional, and alternative method for the doing of the things
19 authorized by ~~the~~ this chapter and the limitations imposed by
20 this chapter do not affect powers or rights conferred by other
21 laws, and the issuance of obligations and refunding obligations
22 under **this chapter** need not comply with the requirements of any
23 other law applicable to the issuance of obligations. Except
24 as otherwise expressly provided in **this chapter**, the powers
25 granted to the authority under **this chapter** are not subject to
26 the supervision or regulation and do not require the approval
27 or consent of a city or political subdivision or department,
28 division, commission, board, body, bureau, official, or agency
29 of a political subdivision or of the state.

30 Sec. 142. Section 261E.11, subsection 2, Code 2021, is
31 amended to read as follows:

32 2. The programming in **this chapter** may be delivered via
33 internet-based technologies ~~including but not limited to the~~
34 ~~Iowa learning online program.~~ An internet-based course may
35 qualify for additional supplemental weighting if it meets the

1 requirements of [section 261E.8](#) or [section 261E.10](#).

2 Sec. 143. Section 272.2, subsection 14, paragraph a, Code
3 2021, is amended to read as follows:

4 a. The board may deny a license to or revoke the license
5 of a person upon the board's finding by a preponderance of
6 evidence that either the person has been convicted of an
7 offense and the offense directly relates to the duties and
8 responsibilities of the profession or that there has been
9 a founded report of child abuse against the person. Rules
10 adopted in accordance with this paragraph shall provide that
11 in determining whether a person should be denied a license or
12 that a practitioner's license should be revoked, the board
13 shall consider the nature and seriousness of the founded abuse
14 or ~~crime~~ offense in relation to the position sought, the time
15 elapsed since the ~~crime~~ offense was committed, the degree of
16 rehabilitation which has taken place since the incidence of
17 founded abuse or the commission of the ~~crime~~ offense, the
18 likelihood that the person will commit the same abuse or ~~crime~~
19 offense again, and the number of founded abuses committed by or
20 criminal convictions of the person involved.

21 Sec. 144. Section 275.11, Code 2021, is amended to read as
22 follows:

23 **275.11 Proposals involving two or more districts.**

24 Subject to the approval of the area education agency board,
25 contiguous or marginally adjacent territory located in two or
26 more school districts may be united into a single district
27 in the manner provided in sections 275.12 ~~to~~ through 275.18,
28 275.20, and 275.22.

29 Sec. 145. Section 275.23, Code 2021, is amended to read as
30 follows:

31 **275.23 Frequency of change.**

32 A school district which is enlarged, reorganized, or
33 changes its boundaries under sections 275.12 ~~to~~ through
34 275.18, 275.20, and 275.22, shall not file a petition under
35 section 275.12 for the purpose of reducing the area served or

1 changing the boundaries to exclude areas encompassed by the
2 enlargement, reorganization, or boundary changes for a period
3 of five years following the effective date of the enlargement,
4 reorganization, or boundary change unless the action is
5 approved by the director of the department of education.

6 Sec. 146. Section 275.24, Code 2021, is amended to read as
7 follows:

8 **275.24 Effective date of change.**

9 When a school district is enlarged, reorganized, or changes
10 its boundary pursuant to sections 275.12 ~~to~~ through 275.18,
11 275.20, and 275.22, the change shall take effect on July 1
12 following the date of the reorganization election held pursuant
13 to section 275.18.

14 Sec. 147. Section 276.1, Code 2021, is amended to read as
15 follows:

16 **276.1 Title.**

17 ~~Sections 276.1 to~~ This section, sections 276.2 through
18 276.5, and sections 276.8 through 276.11 of this chapter shall
19 be known and may be cited as the "*Iowa Community Education Act*".

20 Sec. 148. Section 276.3, unnumbered paragraph 1, Code 2021,
21 is amended to read as follows:

22 As used in sections 276.1 ~~to~~, 276.2, this section, sections
23 276.4, 276.5, and sections 276.8 through 276.11 unless the
24 context otherwise requires:

25 Sec. 149. Section 279.9, Code 2021, is amended to read as
26 follows:

27 **279.9 Use of tobacco, alcoholic beverages, or controlled**
28 **substances.**

29 The rules adopted under section 279.8 shall ~~prohibit~~ include
30 rules prohibiting the use of tobacco and the use or possession
31 of alcoholic liquor, wine, or beer or any controlled substance
32 as defined in section 124.101, subsection 5, by any student of
33 the schools ~~and the~~. The board may suspend or expel a student
34 for a violation of a rule described under this section.

35 Sec. 150. Section 280.3, subsection 2, Code 2021, is amended

1 to read as follows:

2 2. The minimum educational program shall be the curriculum
3 set forth in ~~subsection 3 of this section~~ and ~~section 256.11,~~
4 except as otherwise provided by law. The board of directors of
5 a public school district shall not allow discrimination in any
6 educational program on the basis of race, color, creed, sex,
7 marital status, or place of national origin.

8 Sec. 151. Section 280.19A, subsections 1 and 2, Code 2021,
9 are amended to read as follows:

10 1. ~~By January 15, 1995, each~~ Each school district shall
11 adopt a plan to provide alternative options education programs
12 to students who are either at risk of dropping out or have
13 dropped out. An alternative options education program may be
14 provided in a district, through a sharing agreement with a
15 school in a contiguous district, or through an areawide program
16 available at the community college serving the merged area in
17 which the school district is located. Each area education
18 agency shall provide assistance in establishing a plan to
19 provide alternative education options to students attending a
20 public school in a district served by the agency.

21 2. ~~If a district has not adopted a plan as required in this~~
22 ~~section and implemented the plan by January 15, 1996, the area~~
23 ~~education agency serving the district shall assist the district~~
24 ~~with developing a plan and an alternative options education~~
25 ~~program for the pupil.~~ When a plan is developed, the district
26 shall be responsible for the operation of the program and
27 shall reimburse the area education agency for the actual costs
28 incurred by the area education agency under ~~this section.~~

29 Sec. 152. Section 285.1, subsection 16, paragraph c, Code
30 2021, is amended to read as follows:

31 c. If the nonpublic school designated for attendance of
32 a pupil is located outside the boundary line of the school
33 district of the pupil's residence and the district of residence
34 meets the requirements of subsections 14 ~~to 16 of this section,~~
35 15, and this subsection by using ~~subsection 17,~~ paragraph

1 "c", ~~of this section~~ and the district in which the nonpublic
2 school is located is contiguous to the district of the pupil's
3 residence and is willing to provide transportation under
4 subsection 17, paragraph "a" or "b", ~~of this section~~, the
5 district in which the nonpublic school is located may provide
6 transportation services, subject to section 285.9, subsection
7 3, and may make the claim for reimbursement under section
8 285.2. The district in which the nonpublic school is located
9 shall notify the district of the pupil's residence that it
10 is making the claim for reimbursement, and the district of
11 the pupil's residence shall be relieved of the requirement
12 for providing transportation and shall not make a claim for
13 reimbursement for those nonpublic school pupils for which a
14 claim is filed by the district in which the nonpublic school
15 is located.

16 Sec. 153. Section 285.1, subsection 17, unnumbered
17 paragraph 1, Code 2021, is amended to read as follows:

18 The public school district may meet the requirements of
19 subsections 14 ~~to~~ through 16 by any of the following:

20 Sec. 154. Section 294.11, Code 2021, is amended to read as
21 follows:

22 **294.11 Termination resolution adopted.**

23 Any The board of directors of any school district which has
24 in operation the pension and annuity retirement system created
25 pursuant to ~~sections 294.8 to~~ through 294.10 may terminate ~~such~~
26 the system by ~~the adoption by the board of directors of such~~
27 district, of adopting a resolution declaring ~~such~~ the system
28 terminated as of a date specified ~~therein~~ in the resolution.

29 Sec. 155. Section 296.4, Code 2021, is amended to read as
30 follows:

31 **296.4 Notice — ballots.**

32 Notice of the election shall be given by the county
33 commissioner of elections by publication in accordance with
34 section 49.53. The county commissioner of elections shall
35 conduct the election pursuant to the provisions of chapters

1 39 ~~to~~ through 53 and certify the results to the board of
2 directors.

3 Sec. 156. Section 306.19, subsection 4, Code 2021, is
4 amended to read as follows:

5 4. Proceedings for the condemnation of land for any
6 highway shall be under the provisions of **chapter 6A** and
7 chapter 6B. Provided that, in the condemnation of right-of-way
8 for secondary roads that is contiguous to existing road
9 right-of-way for the maintenance, safety improvement,
10 or upgrade of the existing secondary road, the board of
11 supervisors may proceed as provided in sections 306.28 ~~to~~
12 through 306.37.

13 Sec. 157. Section 306.22, subsection 2, paragraph g, Code
14 2021, is amended to read as follows:

15 *g.* Any tract of land sold on contract shall be listed on the
16 tax rolls by and taxed to the contract purchaser, as provided
17 in **chapters 428** and **443**; assessed and valued as provided
18 in **chapter 441**; taxes levied as provided in **chapter 444**;
19 collected as provided in **chapter 445**; and subject to tax sale,
20 redemption, and apportionment of taxes as provided in chapters
21 446 ~~to~~ through 449. The contract purchaser shall discharge and
22 pay all taxes.

23 Sec. 158. Section 306.27, Code 2021, is amended to read as
24 follows:

25 **306.27 Changes for safety, economy, and utility.**

26 The state department of transportation as to primary roads
27 and the boards of supervisors as to secondary roads on their
28 own motion may change the course of any part of any road or
29 stream, watercourse, or dry run and may pond water in order
30 to avoid the construction and maintenance of bridges, or to
31 avoid grades, or railroad crossings, or to straighten a road,
32 or to cut off dangerous corners, turns, or intersections on
33 the highway, or to widen a road above statutory width, or
34 for the purpose of preventing the encroachment of a stream,
35 watercourse, or dry run upon the highway. The department and

1 the board of supervisors shall conduct their proceedings in
2 the manner and form prescribed in [chapter 6B](#), except that the
3 board of supervisors may use the form prescribed in sections
4 306.28 ~~to~~ through 306.37 for the condemnation of right-of-way
5 that is contiguous to existing road right-of-way and necessary
6 for the maintenance, safety improvement, or upgrade of the
7 existing secondary road. Changes are subject to [chapter 455B](#)
8 and [chapter 459, subchapters II and III](#).

9 Sec. 159. Section 309.25, Code 2021, is amended to read as
10 follows:

11 **309.25 Material considerations for farm-to-market roads.**

12 In planning and in adopting ~~said~~ the secondary road program
13 or project by the board of supervisors, ~~said~~ the board and
14 the county engineer shall give due and careful consideration,
15 to the location of primary roads, and of roads heretofore
16 previously improved as county roads, to the market centers
17 and main roads leading thereto, and to rural mail and school
18 bus routes, ~~it being~~. It is the intent of [this chapter](#) that
19 ~~said~~ the secondary road program or project will, when finally
20 executed, afford the highest possible systematic, intracounty
21 and intercounty connections of all roads of the county.

22 Sec. 160. Section 309.26, Code 2021, is amended to read as
23 follows:

24 **309.26 Provisional selection of roads.**

25 The board after due consultation with the county engineer,
26 shall first select in a provisional way the roads which they
27 then consider advisable to embrace in ~~said~~ the secondary road
28 program, ~~and~~. The board shall direct ~~said~~ the county engineer
29 to make a reconnaissance survey and estimate of all ~~said~~ of the
30 roads selected, or of such part ~~thereof~~ of the roads as, in
31 view of the public necessity and convenience, present the most
32 urgent need and necessity for early construction.

33 Sec. 161. Section 311.9, Code 2021, is amended to read as
34 follows:

35 **311.9 Publicly owned real estate.**

1 In making ~~said~~ the apportionment under section 311.8,
2 real estate owned by the state, county, or any city, shall
3 be treated as other real estate, but no other publicly owned
4 real estate shall be included. In apportioning benefits to
5 real estate owned by a city, the county, or the state, ~~no~~
6 consideration shall not be given to the buildings ~~thereon~~
7 located on that real estate.

8 Sec. 162. Section 311.15, Code 2021, is amended to read as
9 follows:

10 **311.15 Hearing — adjournment — order.**

11 1. Hearings on the proposed establishment of ~~said~~ a
12 secondary road assessment district may be adjourned from time
13 to time without loss of jurisdiction by the board. On final
14 hearing the board shall proceed to a determination of ~~said~~
15 the matters raised in the proposal. ~~It~~ The board may reject,
16 approve, or modify and approve said proposal. The board may
17 exclude lands from the district or may add lands ~~thereto~~ or
18 otherwise modify the proposal.

19 2. ~~Should~~ If the proposal be is approved in whole or in
20 part, the board shall establish ~~such~~ the district. The order
21 of the board establishing ~~such~~ the district shall state the
22 road or roads to be improved, the type of improvement, and the
23 lands included in ~~said~~ the district. ~~Said~~ The order shall
24 be final. ~~No~~ and lands shall ~~thereafter~~ not be added to or
25 excluded from ~~said~~ the district after the order is entered by
26 the board.

27 Sec. 163. Section 311.17, subsection 1, Code 2021, is
28 amended to read as follows:

29 1. If an owner, other than the state or a county or city,
30 of any tracts of land on which the assessment is more than
31 five hundred dollars, ~~shall,~~ files a written agreement in
32 the office of the county auditor within twenty days from the
33 date of the assessment, ~~agree in writing filed in the office~~
34 ~~of the county auditor,~~ that, in consideration of the owner
35 having the right to pay the assessment in installments, the

1 owner will not make any objection of illegality or irregularity
2 as to the assessment upon the real estate, and will pay the
3 assessment plus interest, the assessment shall be payable in
4 ten equal installments. The first installment shall be payable
5 on the date of the agreement. The other installments shall be
6 paid annually at the same time and in the same manner as the
7 September semiannual payment of ordinary taxes with interest
8 accruing as provided in [section 384.65, subsection 3](#). The
9 rate of interest shall be as established by the board, but not
10 exceeding that permitted by [chapter 74A](#).

11 Sec. 164. Section 320.6, Code 2021, is amended to read as
12 follows:

13 **320.6 Conditions — damages.**

14 1. ~~Such mains~~ Mains, pipes, and cattleways shall be so
15 erected and maintained as under this chapter shall not ~~to~~
16 interfere with public travel or with the future improvement
17 of the highway. The owner of ~~such~~ the mains, pipes, and
18 cattleways shall be responsible for all damages arising from
19 ~~the laying, maintenance~~ maintaining, or ~~erection of~~ erecting
20 ~~the same mains, pipes, or cattleways~~ or from the ~~same mains,~~
21 pipes, or cattleways not being kept in a proper state of
22 repair.

23 2. The location of ~~such~~ mains or pipes ~~shall~~ may be changed,
24 on reasonable notice, when ~~such~~ change ~~shall be~~ is necessary ~~in~~
25 due to the improvement or maintenance of the highway.

26 Sec. 165. Section 321.57, subsection 4, Code 2021, is
27 amended to read as follows:

28 4. The provisions of [this section](#) and sections 321.58
29 ~~to~~ through 321.62 shall not apply to any vehicles offered
30 for hire, work or service vehicles owned by a transporter or
31 dealer.

32 Sec. 166. Section 321.236, subsection 1, paragraphs c and d,
33 Code 2021, are amended to read as follows:

34 *c.* ~~(1)~~ If the local authority regulating the standing
35 or parking of vehicles under [this subsection](#) is located in a

1 county where the renewal of registration of a vehicle shall be
2 refused for unpaid restitution under [section 321.40](#), the simple
3 notice of fine under paragraph "b" shall contain the following
4 statement:

5 Failure to pay restitution owed by you can be grounds for
6 refusing to renew your motor vehicle's registration.

7 ~~(2) This paragraph "c" does not invalidate forms for notice~~
8 ~~of parking violations in existence prior to July 1, 1980.~~
9 ~~Existing forms may be used until supplies are exhausted.~~

10 d. ~~(1)~~ If the local authority regulating the standing or
11 parking of vehicles under [this subsection](#) is a county or is a
12 city which has an agreement with a county treasurer by which
13 the renewal of registration of a vehicle shall be refused for
14 uncontested and unpaid parking fines under [section 321.40](#), the
15 simple notice of a fine under paragraph "b" shall contain the
16 following statement:

17 Failure to pay parking fines owed by you can be grounds for
18 refusing to renew your motor vehicle's registration.

19 ~~(2) This paragraph "d" does not invalidate forms for notice~~
20 ~~of parking violations in existence prior to July 1, 2007.~~
21 ~~Existing forms may be used until supplies are exhausted.~~

22 Sec. 167. Section 321.236, subsection 8, Code 2021, is
23 amended to read as follows:

24 8. Restricting the use of highways as authorized in sections
25 [321.471](#) ~~to~~ through [321.473](#).

26 Sec. 168. Section 321.266, subsection 3, Code 2021, is
27 amended to read as follows:

28 3. Every law enforcement officer who, in the regular course
29 of duty, investigates a motor vehicle accident of which report
30 must be made as required in [subsections 1](#) ~~to 3~~ ~~of this section~~
31 and 2, either at the time of and at the scene of the accident
32 or thereafter by interviewing participants or witnesses shall,
33 within twenty-four hours after completing such investigation,
34 forward a written report of such accident to the department.

35 Sec. 169. Section 321.291, Code 2021, is amended to read as

1 follows:

2 **321.291 Information or notice.**

3 In every charge of violation of **section 321.285** the
4 ~~information~~ citation or complaint, and also the notice to
5 appear, shall specify the speed at which the defendant is
6 alleged to have driven and the speed limit applicable within
7 the district or at the location.

8 Sec. 170. Section 321.314, Code 2021, is amended to read as
9 follows:

10 **321.314 When signal required.**

11 No person shall turn a vehicle from a direct course upon
12 a highway unless and until such movement can be made with
13 reasonable safety and then only after giving a clearly audible
14 signal by sounding the horn if any pedestrian may be affected
15 by such movement or after giving an appropriate signal in
16 the manner ~~hereinafter~~ provided in sections 321.315 through
17 321.318 in the event any other vehicle may be affected by such
18 movement.

19 Sec. 171. Section 321.316, Code 2021, is amended to read as
20 follows:

21 **321.316 Stopping.**

22 ~~No~~ A person shall not stop or suddenly decrease the speed
23 of a vehicle without first giving an appropriate signal in the
24 manner provided ~~herein~~ in sections 321.314, 321.315, 321.317,
25 and 321.318 to the driver of any vehicle immediately to the
26 rear when there is opportunity to give such signal.

27 Sec. 172. Section 321.318, unnumbered paragraph 1, Code
28 2021, is amended to read as follows:

29 All signals ~~herein~~ required under this chapter which may be
30 given by hand and arm shall when so given be given from the left
31 side of the vehicle and the following manner and interpretation
32 thereof is suggested:

33 Sec. 173. Section 321.359, Code 2021, is amended to read as
34 follows:

35 **321.359 Moving other vehicle.**

1 ~~No~~ A person shall not move a vehicle not owned by ~~such~~ that
2 person into any ~~such~~ prohibited area described in section
3 321.358 or ~~away~~ to a place that is an unlawful distance from a
4 curb ~~such distance as is unlawful~~.

5 Sec. 174. Section 321.398, Code 2021, is amended to read as
6 follows:

7 **321.398 Lamps on other vehicles and equipment.**

8 All vehicles, including animal-drawn vehicles and including
9 those referred to in section 321.383 not ~~hereinbefore~~
10 specifically required to be equipped with lamps, shall at the
11 times specified in section 321.384 be equipped with at least
12 one lighted lamp or lantern exhibiting a white light visible
13 from a distance of five hundred feet to the front of such
14 vehicle and, except for animal-drawn vehicles, with a lamp
15 or lantern exhibiting a red light visible from a distance of
16 five hundred feet to the rear. Animal-drawn vehicles shall be
17 equipped with a flashing amber light visible from a distance
18 of five hundred feet to the rear of the vehicle during the time
19 specified in section 321.384.

20 Sec. 175. Section 321.409, subsection 1, unnumbered
21 paragraph 1, Code 2021, is amended to read as follows:

22 Except as ~~hereinafter~~ otherwise provided in this chapter,
23 the headlamps or the auxiliary driving lamp or the auxiliary
24 passing lamp or combination thereof on motor vehicles other
25 than motorcycles or motorized bicycles shall be so arranged
26 that the driver may select at will between distributions
27 of light projected to different elevations and the lamps
28 may, in addition, be so arranged that selection can be made
29 automatically, subject to the following limitations:

30 Sec. 176. Section 321.420, Code 2021, is amended to read as
31 follows:

32 **321.420 Number of lamps lighted.**

33 Whenever a motor vehicle equipped with headlamps as ~~herein~~
34 required in this chapter is also equipped with any auxiliary
35 lamps or a spot lamp or any other lamp on the front thereof

1 projecting a beam of an intensity greater than three hundred
2 candlepower, not more than a total of four of any such lamps on
3 the front of a vehicle shall be lighted at any one time when
4 upon a highway.

5 Sec. 177. Section 321.501, unnumbered paragraph 1, Code
6 2021, is amended to read as follows:

7 ~~Plaintiff~~ The plaintiff in any ~~such~~ action against a
8 nonresident shall cause the original notice of suit to be
9 served as follows:

10 Sec. 178. Section 321.507, Code 2021, is amended to read as
11 follows:

12 **321.507 Venue of actions.**

13 Actions against nonresidents as contemplated by ~~this law~~
14 sections 321.498, 321.500 through 321.502, 321.504 through
15 321.506, and 321.508 through 321.512 may be brought in the
16 county of which plaintiff is a resident, or in the county in
17 which the injury was received, or damage done.

18 Sec. 179. Section 321A.2, subsection 1, paragraph a, Code
19 2021, is amended to read as follows:

20 a. The department shall administer and enforce the
21 provisions of this chapter and may make rules necessary for its
22 administration and shall provide for hearings upon request of
23 persons aggrieved by orders or acts of the department under the
24 provisions of sections 321A.4 ~~to~~ through 321A.11.

25 Sec. 180. Section 321A.10, Code 2021, is amended to read as
26 follows:

27 **321A.10 Custody, disposition, and return of security.**

28 1. Security deposited in compliance with the requirements
29 of sections 321A.4 through 321A.9, this section, and section
30 321A.11 shall be placed by the department in the custody of the
31 state treasurer and shall be applicable only to the payment of
32 a judgment or judgments rendered against the person or persons
33 on whose behalf the deposit was made, for damages arising
34 out of the accident in question in an action at law, begun
35 not later than one year after the date of such accident, or

1 within one year after the date of deposit of any security under
2 section 321A.7, subsection 3, ~~and such.~~

3 2. The deposit or any balance thereof of the deposit shall
4 be returned to the depositor or the depositor's personal
5 representative when evidence satisfactory to the department has
6 been filed with the department that ~~there~~ one of the following
7 has occurred:

8 a. There has been a release from liability, or a final
9 adjudication of nonliability, or a warrant for confession of
10 judgment, or a duly acknowledged agreement, in accordance with
11 section 321A.6, subsection 4, ~~or whenever.~~

12 b. Whenever, after the expiration of one year from the
13 date of the accident, or within one year after the date of
14 deposit of any security under section 321A.7, subsection 3, the
15 department ~~shall be~~ is given reasonable evidence that there is
16 no ~~such~~ action for damages arising out of the accident pending
17 and no judgment rendered in any such action has been left
18 unpaid.

19 Sec. 181. Section 321A.23, subsection 1, Code 2021, is
20 amended to read as follows:

21 1. This chapter shall not be held to apply to or affect
22 policies of automobile insurance against liability which
23 may ~~now or hereafter~~ be required by any other law of this
24 state, and such policies, if they contain an agreement or are
25 endorsed to conform with the requirements of this chapter, may
26 be certified as proof of financial responsibility under this
27 chapter.

28 Sec. 182. Section 321A.30, Code 2021, is amended to read as
29 follows:

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

31 This chapter shall not prevent the owner of a motor vehicle,
32 the registration of which has been suspended ~~hereunder~~ under
33 this chapter, from effecting a bona fide sale of such motor
34 vehicle to another person whose rights or privileges are not
35 suspended under this chapter nor prevent the registration of

1 such motor vehicle by such transferee. **This chapter** shall not
2 in any way affect the rights of any secured party or lessor of
3 a motor vehicle registered in the name of another as owner who
4 becomes subject to the provisions of **this chapter**.

5 Sec. 183. Section 321J.10, subsection 8, Code 2021, is
6 amended to read as follows:

7 8. **Subsections 1 to through 7** of **this section** do not apply
8 where a test may be administered under **section 321J.7**.

9 Sec. 184. Section 321J.12, subsection 2, Code 2021, is
10 amended to read as follows:

11 2. The department shall require the defendant to install
12 an ignition interlock device of a type approved by the
13 commissioner of public safety on all vehicles owned or operated
14 by the defendant if the defendant seeks a temporary restricted
15 license. A temporary restricted license shall not be granted
16 by the department until the defendant installs the ignition
17 interlock device.

18 Sec. 185. Section 321J.20, subsection 5, Code 2021, is
19 amended to read as follows:

20 5. A person holding a temporary restricted license issued
21 by the department under **this chapter** shall be prohibited from
22 operating a school bus.

23 Sec. 186. Section 323A.2, subsection 1, unnumbered
24 paragraph 1, Code 2021, is amended to read as follows:

25 The orderly flow of an adequate supply of motor fuel is
26 declared to be essential to the economy and to the welfare of
27 the people of this state. Therefore, in the public interest
28 and notwithstanding the terms, provisions, or conditions of
29 any franchise, a franchisee unable to obtain motor fuel from
30 the franchisor may purchase the fuel from another available
31 source, subject to **subsections 2 to through 5** and provided the
32 franchisee has done all of the following:

33 Sec. 187. Section 327C.21, Code 2021, is amended to read as
34 follows:

35 **327C.21 Costs — attorney's fees.**

1 When a decree ~~shall be~~ is entered against a railroad
2 corporation or person under sections 327C.16 ~~to~~ through
3 327C.20, the court shall render judgment for costs, and
4 attorney's fees for counsel representing the state.

5 Sec. 188. Section 327D.40, Code 2021, is amended to read as
6 follows:

7 **327D.40 Authorization.**

8 Sections 327D.1 ~~to~~ through 327D.29 ~~of this chapter~~ shall
9 not be construed to prohibit the making of rates by two or
10 more railway companies for the transportation of property over
11 two or more of their respective lines within the state; and a
12 ~~less~~ lower charge by each of said companies for its portion
13 of such joint shipment than it charges for a shipment for the
14 same distance wholly over its own line within the state shall
15 not be considered a violation of ~~said~~ this chapter, and shall
16 not render such company ~~liable~~ subject to any of the penalties
17 ~~thereof~~ of this chapter.

18 Sec. 189. Section 327D.131, Code 2021, is amended to read
19 as follows:

20 **327D.131 Prima facie evidence.**

21 Certificates mentioned in sections 327D.127 ~~to~~ through
22 327D.130, this section, and section 327D.132 shall be prima
23 facie evidence of the facts ~~therein~~ recited in the certificates
24 in any action arising between consignors and consignees and
25 common carriers.

26 Sec. 190. Section 327D.132, Code 2021, is amended to read
27 as follows:

28 **327D.132 Violation — penalty.**

29 Any common carrier operating in this state violating any
30 of the provisions of sections 327D.127 to through 327D.131 by
31 neglecting or refusing to weigh cars or to furnish certificates
32 of weights as ~~therein~~ provided in those sections shall, upon
33 conviction, be subject to a schedule "one" penalty.

34 Sec. 191. Section 327D.190, Code 2021, is amended to read
35 as follows:

1 **327D.190 Damages by fire.**

2 Any corporation operating a railway shall be liable for
3 all damages sustained by any person on account of loss of or
4 injury to the person's property occasioned by fire set out or
5 caused by the operation of such railway. Such damages may
6 be recovered by the party injured in the manner set out in
7 sections 327G.6 ~~to~~ through 327G.8 and to the same extent, save
8 as to double damages.

9 Sec. 192. Section 327G.68, Code 2021, is amended to read as
10 follows:

11 **327G.68 Failure of company to act.**

12 In case of failure, neglect, or refusal of any railroad
13 company to comply with any of the provisions of sections
14 327G.65 ~~to~~ through 327G.67, the person, firm, corporation, or
15 association primarily to be served thereby may file a complaint
16 with the department setting forth the facts upon which such
17 grievance is based. The ~~said~~ department after reasonable
18 notice to the railroad company shall investigate and determine
19 all matters in controversy and make such order as the facts
20 in relation thereto will warrant. Any such order shall have
21 the same force and effect as other orders made by ~~said~~ the
22 department in other proceedings within its jurisdiction and
23 shall be enforced in the same manner.

24 Sec. 193. Section 329.6, Code 2021, is amended to read as
25 follows:

26 **329.6 Zoning powers.**

27 1. If any municipality owning or controlling an airport
28 adjacent to which there is an airport hazard area shall fail
29 or refuse, within sixty days after demand made upon it by
30 the department, to adopt reasonably adequate airport zoning
31 regulations under [section 329.3](#), or to proceed as provided in
32 section 329.4, the department may petition the district court
33 of the county in which such airport hazard area, or any part
34 thereof, is located, in the name of the state, praying that
35 zoning regulations be established for the airport hazard area

1 in question, and the provisions of section 329.4, subsections 3
2 ~~to~~ through 9, shall apply to such actions provided, however,
3 that such municipality shall be joined as a party defendant in
4 any such action.

5 2. The department may maintain actions in equity to restrain
6 and abate as nuisances the creation or establishment of airport
7 hazards appertaining to any airport within the state, in
8 violation of any zoning regulations adopted or established
9 pursuant to the provisions of this chapter.

10 Sec. 194. Section 331.303, subsection 6, Code 2021, is
11 amended to read as follows:

12 6. Adopt rules relating to the labor of prisoners in the
13 county jail in accordance with sections 356.16 ~~to~~ through
14 356.19, and may establish the cost of board and provide for the
15 transportation of certain prisoners in accordance with section
16 356.30.

17 Sec. 195. Section 331.321, subsection 1, paragraphs i and r,
18 Code 2021, are amended to read as follows:

19 *i.* One or more county engineers in accordance with sections
20 309.17 ~~to~~ through 309.19.

21 *r.* A county zoning commission, an administrative officer,
22 and a board of adjustment in accordance with sections 335.8 ~~to~~
23 through 335.11, if the board adopts county zoning under chapter
24 335.

25 Sec. 196. Section 331.323, subsection 2, paragraph a, Code
26 2021, is amended to read as follows:

27 *a.* Require additional security on an officer's bond, in
28 accordance with sections 65.2 and 65.3, or hear a petition of
29 the surety for release and require a new bond, in accordance
30 with sections 65.4 ~~to~~ through 65.8.

31 Sec. 197. Section 331.324, subsection 1, paragraph b, Code
32 2021, is amended to read as follows:

33 *b.* Grant claims for mileage and expenses of officers and
34 employees in accordance with sections 70A.9 ~~to~~ through 70A.13
35 and section 331.215, subsection 2.

1 Sec. 198. Section 331.341, subsection 3, Code 2021, is
2 amended to read as follows:

3 3. Contracts for improvements which may be paid for from
4 the secondary road fund shall be awarded in accordance with
5 sections 309.40 ~~to~~ through 309.41, 309.43, 310.14, 314.1,
6 314.2, and other applicable state law.

7 Sec. 199. Section 331.362, subsections 8 and 9, Code 2021,
8 are amended to read as follows:

9 8. The board shall proceed upon a petition to construct a
10 sidewalk in accordance with sections 320.1 to through 320.3.
11 The board may grant permission to lay gas and water mains,
12 construct and maintain cattleways, or construct sidewalks
13 in connection with the secondary roads, in accordance with
14 sections 320.4 ~~to~~ through 320.8.

15 9. A county may regulate traffic on and use of the secondary
16 roads, in accordance with sections 321.236 ~~to~~ through 321.239,
17 321.241, 321.247 through 321.250, 321.254, 321.255, 321.285,
18 subsection 4, sections 321.352, 321.471 to through 321.473, and
19 other applicable provisions of chapter 321, chapter 321E, and
20 sections 321G.9, 321I.10, and 327G.15.

21 Sec. 200. Section 331.381, subsections 4 and 14, Code 2021,
22 are amended to read as follows:

23 4. Comply with chapter 222, including but not limited to
24 sections 222.13, 222.14, and 222.59 to through 222.70, 222.73
25 through 222.75, and 222.77 through 222.82, in regard to the
26 care of persons with an intellectual disability.

27 14. Proceed in response to a petition to establish a county
28 library district in accordance with sections 336.2 ~~to~~ through
29 336.5, or a petition to provide library service by contract or
30 to terminate the service under section 336.18.

31 Sec. 201. Section 331.382, subsection 1, paragraphs b and i,
32 Code 2021, are amended to read as follows:

33 *b.* Establishment of a water recreational area as provided in
34 sections 461A.59 ~~to~~ through 461A.78.

35 *i.* Establishment of an airport commission as provided in

1 sections 330.17 ~~to~~ through 330.20.

2 Sec. 202. Section 331.401, subsection 1, paragraphs b, k,
3 and m, Code 2021, are amended to read as follows:

4 *b.* Establish budgets for the farm-to-market road fund and
5 the secondary road fund in accordance with [sections 309.10](#) and
6 [309.93](#) ~~to~~ through [309.97](#).

7 *k.* Levy taxes as certified to it by tax-certifying bodies
8 in the county, in accordance with the statutes authorizing the
9 levies and in accordance with [chapter 24](#), ~~and~~ [sections 444.1](#) ~~to~~
10 [through 444.4](#), and [sections 444.6 through 444.8](#), and levy taxes
11 as required in [chapters 433, 434, 437](#), and [438](#).

12 *m.* Apportion taxes upon receipt of a petition, in accordance
13 with [sections 449.1A](#) ~~to~~ [through 449.3](#).

14 Sec. 203. Section 331.402, subsection 1, Code 2021, is
15 amended to read as follows:

16 1. The payment of county obligations by anticipatory
17 warrants is subject to [chapters 74](#) and [74A](#) and other applicable
18 state law. Anticipatory warrants drawn on the secondary road
19 fund are also subject to [sections 309.46](#) ~~to~~ [through 309.55](#).

20 Sec. 204. Section 331.502, subsections 10, 19, and 28, Code
21 2021, are amended to read as follows:

22 10. Carry out duties relating to the determination of
23 residency, collection of funds due the county, and support of
24 persons with an intellectual disability as provided in sections
25 [222.13](#), [222.50](#), [222.61](#) ~~to~~ [through 222.66](#), [222.69](#), and [222.74](#).

26 19. Carry out duties relating to the establishment,
27 alteration, and vacation of public highways as provided in
28 sections [306.21](#), [306.25](#), [306.29](#) ~~to~~ [306.30](#), [306.37](#), and
29 [306.40](#).

30 28. Carry out duties relating to the establishment and
31 management of levee and drainage districts as provided in
32 [chapter 468](#), subchapter I, parts 1 ~~to~~ [through 5](#), [chapter 468](#),
33 subchapter II, parts 1, 3, and 6, and [chapter 468](#), subchapters
34 III and V.

35 Sec. 205. Section 331.512, subsections 2, 6, 7, and 10, Code

1 2021, are amended to read as follows:

2 2. Carry out duties relating to tax sales of property within
3 special charter cities as provided in sections 420.220 ~~to~~
4 through 420.229.

5 6. Carry out duties relating to the preparation of the tax
6 list as provided in sections 428.4, 441.17, 441.21, 443.2 to
7 through 443.4, 443.6 through 443.9, and 443.21.

8 7. Carry out duties relating to the valuation and taxation
9 of telegraph and telephone companies as provided in sections
10 433.8 ~~to~~ through 433.10 including mapping requirements as
11 provided in sections 433.14 and 433.15.

12 10. Carry out duties relating to the valuation and taxation
13 of pipeline companies as provided in sections 438.14 ~~to~~ through
14 438.16.

15 Sec. 206. Section 331.552, subsections 5, 13, 19, and 25,
16 Code 2021, are amended to read as follows:

17 5. Account for, report, and pay into the state treasury any
18 money, property, or securities received on behalf of the state
19 as provided in sections 8A.506 to through 8A.508.

20 13. Make transfer payments to the state for school expenses
21 for blind and deaf and hard-of-hearing children and support of
22 persons with mental illness as provided in sections 230.21, and
23 269.2, and 270.7.

24 19. Carry out duties relating to the sale and redemption of
25 anticipatory certificates for secondary road construction as
26 provided in sections 309.50 to through 309.55.

27 25. Carry out duties relating to the funding of drainage
28 districts as provided in chapter 468, subchapter I, parts 1
29 ~~to~~ through 5, chapter 468, subchapter II, parts 1, 5, and 6,
30 chapter 468, subchapter III, and chapter 468, subchapter IV,
31 parts 1 and 2.

32 Sec. 207. Section 331.554, subsection 5, paragraph b, Code
33 2021, is amended to read as follows:

34 *b.* In lieu of the requirements and procedures specified
35 in sections 74.1, 74.2, and 74.3, when warrants other than

1 anticipatory warrants are presented for payment and not paid
2 for want of funds or are only partially paid, the treasurer
3 may issue a warrant order for an amount equal to the unpaid
4 warrants drawn on a fund. The warrant order shall be dated
5 and include the fund name, amount, and the rate of interest
6 established under [section 74A.6](#). The warrant order shall be
7 endorsed by the treasurer, "not paid for want of funds", and
8 include the treasurer's signature. The treasurer shall keep
9 a list of all warrants comprising a warrant order and shall
10 submit a duplicate copy of the warrant order to the auditor.
11 The procedures of [sections 74.4 ~~to~~ through 74.7](#) apply to
12 warrant orders.

13 Sec. 208. Section 331.557, subsections 1 and 2, Code 2021,
14 are amended to read as follows:

15 1. Issue, renew, and replace lost or damaged vehicle
16 registration cards or plates and issue and transfer
17 certificates of title for vehicles as provided in sections
18 [321.17 ~~to~~ through 321.20B, 321.22 through 321.26, 321.28](#)
19 [through 321.32, 321.34, 321.35, and 321.37 through 321.52](#).

20 2. Collect, pay to the state, or refund registration fees
21 as provided in sections [321.105 ~~to~~ through 321.106, 321.109](#)
22 [through 321.113, 321.115 through 321.117, 321.119 through](#)
23 [321.135, 321.145, and 321.148 through 321.156](#).

24 Sec. 209. Section 331.559, subsection 1, Code 2021, is
25 amended to read as follows:

26 1. Determine and collect taxes on mobile homes and
27 manufactured homes as provided in sections [435.22 ~~to~~ through](#)
28 [435.26](#).

29 Sec. 210. Section 331.602, subsection 29, Code 2021, is
30 amended to read as follows:

31 29. Record the name and description of a farm as provided in
32 sections [557.22 ~~to~~ through 557.26](#).

33 Sec. 211. Section 331.653, subsections 30 and 32, Code 2021,
34 are amended to read as follows:

35 30. Collect unpaid motor vehicle fees and penalties as

1 provided in sections 321.133 ~~to~~ through 321.135.

2 32. Enforce sections 321.372 ~~to~~ through 321.379 relating to
3 school buses.

4 Sec. 212. Section 335.12, Code 2021, is amended to read as
5 follows:

6 **335.12 Rules.**

7 The board of adjustment shall adopt rules in accordance with
8 the provisions of any regulation or ordinance adopted pursuant
9 to this chapter. Meetings of the board of adjustment shall be
10 held at the call of the chairperson and at such other times
11 as the board may determine. ~~Such~~ The chairperson, or in the
12 chairperson's absence, the acting chairperson, may administer
13 oaths and compel the attendance of witnesses. All meetings of
14 the board shall be open to the public. The board shall keep
15 minutes of its proceedings, showing the vote of each member
16 upon each question, or if absent or failing to vote, indicating
17 such fact, and shall keep records of its examinations and other
18 official actions, all of which shall be immediately filed in
19 the office of the board and shall be a public record.

20 Sec. 213. Section 335.16, Code 2021, is amended to read as
21 follows:

22 **335.16 Decision.**

23 In exercising the ~~above-mentioned~~ powers ~~such~~ in section
24 335.15, the board of adjustment may, in conformity with
25 the provisions of this chapter, reverse or affirm, wholly
26 or partly, or may modify the order, requirement, decision,
27 or determination appealed from and may make such order,
28 requirement, decision, or determination as ought to be made,
29 and to that end shall have all the powers of the officer from
30 whom the appeal is taken.

31 Sec. 214. Section 335.17, Code 2021, is amended to read as
32 follows:

33 **335.17 Vote required.**

34 The concurring vote of three members of the board
35 of adjustment shall be necessary to reverse any order,

1 requirement, decision, or determination of ~~any such an~~
2 administrative official, or to decide in favor of the applicant
3 on any matter upon which ~~it~~ the board is required to pass under
4 ~~any such an~~ ordinance or to effect any variation in ~~such an~~
5 ordinance.

6 Sec. 215. Section 335.19, Code 2021, is amended to read as
7 follows:

8 **335.19 Review by court.**

9 Upon the presentation of such petition, the court may allow
10 a writ of certiorari directed to the board of adjustment to
11 review ~~such the~~ decision of the board of adjustment and shall
12 prescribe ~~therein~~ within the writ the time within which a
13 return ~~thereto~~ must be made and served upon the relator's
14 attorney, which shall not be less than ten days and may be
15 extended by the court. The allowance of the writ shall not
16 stay proceedings upon the decision appealed from, but the court
17 may, on application, on notice to the board and on due cause
18 shown, grant a restraining order.

19 Sec. 216. Section 335.20, Code 2021, is amended to read as
20 follows:

21 **335.20 Record advanced.**

22 The board of adjustment shall not be required to return the
23 original papers acted upon by ~~it~~ the board, but it shall be
24 sufficient to return certified or sworn copies ~~thereof~~ of the
25 originals or of such portions ~~hereof~~ of the originals as may be
26 called for by ~~such the~~ writ under section 335.19. The return
27 shall concisely set forth such other facts as may be pertinent
28 and material to show the grounds of the decision appealed from
29 and shall be verified.

30 Sec. 217. Section 335.21, subsection 2, Code 2021, is
31 amended to read as follows:

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

1 Sec. 218. Section 335.27, Code 2021, is amended to read as
2 follows:

3 **335.27 Agricultural land preservation ordinance.**

4 If a county adopts an agricultural land preservation
5 ordinance under [this chapter](#) which subjects farmland to
6 the same use restrictions provided in [section 352.6](#) for
7 agricultural areas, [then section 6B.3, subsection 1](#), paragraph
8 "f", and [sections 352.10 to through 352.12](#) shall apply to farms
9 and farm operations which are subject to the agricultural land
10 preservation ordinance.

11 Sec. 219. Section 335.30, subsection 1, Code 2021, is
12 amended to read as follows:

13 1. A county shall not adopt or enforce zoning regulations or
14 other ordinances which disallow the plans and specifications of
15 a proposed residential structure solely because the proposed
16 structure is a manufactured home. However, a zoning ordinance
17 or regulation shall require that a manufactured home be located
18 and installed according to the same standards, including but
19 not limited to, a permanent foundation system, set-back, and
20 minimum square footage, which would apply to a site-built,
21 single family dwelling on the same lot, and shall require
22 that the home is assessed and taxed as a site-built dwelling.
23 A zoning ordinance or other regulation shall not require a
24 perimeter foundation system for a manufactured home which is
25 incompatible with the structural design of the manufactured
26 home structure. A county shall not require more than one
27 permanent foundation system for a manufactured home. For
28 purposes of [this section](#), a permanent foundation may be a
29 pier footing foundation system designed and constructed to be
30 compatible with the structure and the conditions of the site.
31 When units are located outside a manufactured home community
32 or mobile home park, requirements may be imposed which ensure
33 visual compatibility of the permanent foundation system
34 with surrounding residential structures. As used in this
35 section, "manufactured home" means a factory-built structure,

1 which is manufactured or constructed under the authority of 42
2 U.S.C. §5403 and is to be used as a place for human habitation,
3 but which is not constructed or equipped with a permanent hitch
4 or other device allowing it to be moved other than for the
5 purpose of moving to a permanent site, and which does not have
6 permanently attached to its body or frame any wheels or axles.
7 This section shall not be construed as abrogating a recorded
8 restrictive covenant.

9 Sec. 220. Section 349.10, Code 2021, is amended to read as
10 follows:

11 **349.10 New date fixed if all rejected.**

12 If all certified statements are rejected under the
13 provisions of [section 349.9](#), the board shall fix a new date
14 for the selection of official newspapers and nothing herein in
15 this chapter shall be construed to prevent the applicants so
16 rejected from filing new certified statements.

17 Sec. 221. Section 356.15, subsection 1, unnumbered
18 paragraph 1, Code 2021, is amended to read as follows:

19 All charges and expenses for the safekeeping and maintenance
20 of prisoners shall be allowed by the board of supervisors,
21 with the exception of charges and expenses for the following
22 prisoners:

23 Sec. 222. Section 356.28, Code 2021, is amended to read as
24 follows:

25 **356.28 Employment.**

26 The sheriff or any suitable person or agency designated by
27 the court may endeavor to secure employment for unemployed
28 prisoners granted privileges under sections 356.26 ~~to~~ through
29 356.35.

30 Sec. 223. Section 356.30, Code 2021, is amended to read as
31 follows:

32 **356.30 Prisoner to pay for board — limitations.**

33 Every prisoner of a county jail under a sentence to
34 accommodate the person's work schedule in accordance with
35 section 356.26 is liable for the cost of the prisoner's board

1 in the jail as fixed by the county board of supervisors. The
2 sheriff shall charge the prisoner's account for the board and
3 any meals provided in [section 356.31](#). If the prisoner is
4 gainfully self-employed the prisoner shall pay the sheriff for
5 the board, in default of which the prisoner's privilege under
6 this chapter is automatically forfeited. If necessarily absent
7 from jail at a meal time, the prisoner shall at the prisoner's
8 request be furnished with a lunch to carry to work. If the
9 jail food is furnished directly, by the county, the sheriff
10 shall account for and pay over the meal payments to the county
11 treasurer. The county board of supervisors may by resolution
12 provide that the county furnish or pay for the transportation
13 of prisoners employed under [sections 356.26 ~~to~~ through 356.35](#)
14 to and from the place of employment. However, the charges
15 for board and meals under [this section](#) shall not exceed
16 fifty percent of the wages or salaries of the prisoner, after
17 deductions required by law, including deductions to satisfy
18 any court-ordered child support obligations, earned during the
19 period of time for which the charges are made.

20 Sec. 224. Section 356.33, subsection 1, Code 2021, is
21 amended to read as follows:

22 1. District judges, district associate judges, and judicial
23 magistrates, within their respective jurisdictional authority,
24 may make all determinations and orders under sections 356.26
25 ~~to~~ [through](#) 356.35.

26 Sec. 225. Section 356A.4, Code 2021, is amended to read as
27 follows:

28 **356A.4 Work release.**

29 A person detained, committed, or transferred to a facility
30 established and maintained pursuant to [section 356A.1](#) or
31 [356A.2](#), may further be released from such facility during
32 necessary and reasonable hours, by court order, for the
33 purposes stated in [section 356.26](#). Such release and any wages
34 earned shall be governed by the provisions of sections 356.27
35 ~~to~~ [through](#) 356.35 except that during such time the released

1 person shall not be in the legal custody of the sheriff; any
2 wages earned shall be collected, managed, and dispensed by the
3 person in charge of the facility and not the sheriff; and any
4 wages earned shall first be applied to the reasonable cost of
5 housing such person in the facility.

6 Sec. 226. Section 357.5, Code 2021, is amended to read as
7 follows:

8 **357.5 Decision at hearing.**

9 On the day fixed for ~~such~~ hearing under section 357.4,
10 the board of supervisors shall by resolution establish the
11 benefited water district or disallow the petition. For
12 adequate reasons, the board of supervisors may defer action
13 on ~~such~~ the petition for not to exceed ten days after the day
14 first set for a hearing.

15 Sec. 227. Section 357.8, Code 2021, is amended to read as
16 follows:

17 **357.8 Plat.**

18 The ~~said~~ engineer appointed under section 357.6 shall
19 prepare a preliminary plat showing the proper design in general
20 outline, the size and location of the water mains, the general
21 location of hydrants, if ~~such~~ hydrants are included in ~~said~~ the
22 petition, valves, and other appurtenances, and shall show the
23 lots and parcels of land within the proposed district as they
24 appear on the county auditor's plat books, together with the
25 names of the owners and the amount which it is estimated that
26 ~~such~~ each lot or parcel will be assessed.

27 Sec. 228. Section 357.14, subsection 1, Code 2021, is
28 amended to read as follows:

29 1. If the ~~result of said~~ majority of votes cast at the
30 election ~~be~~ are in favor of ~~said~~ the improvement, the board of
31 supervisors shall instruct the engineer to complete the plans
32 and specifications, ready for receiving bids for construction
33 of the project, ~~which the~~ The engineer shall ~~do~~ complete the
34 plans and specifications within thirty days of receiving notice
35 to do so, unless for adequate reason the board ~~shall extend~~

1 extends the time.

2 Sec. 229. Section 357.24, Code 2021, is amended to read as
3 follows:

4 **357.24 Fee of engineer.**

5 The fee for engineering services shall be fixed by the board
6 of supervisors and the engineer may be paid either a percentage
7 or a per diem, from proceeds of the bond sale or by cash from
8 the contractor, if the contractor takes bonds in settlement for
9 the contractor's work under the contract.

10 Sec. 230. Section 357.26, Code 2021, is amended to read as
11 follows:

12 **357.26 Duties of trustees.**

13 It is anticipated that **this chapter** will usually be utilized
14 to finance a distribution system where the source of supply
15 is without the district, and not under its control, and that
16 individuals within the district will pay water rent to a
17 municipality or corporation without the district. It is
18 intended that the trustees may so operate the utility as will
19 best serve the users, and they are expressly authorized to buy
20 and sell water, to fix the rates to consumers and make all
21 contracts reasonable or necessary to accomplish the purpose of
22 this chapter and to carry on all the operations incident to
23 maintaining and operating said utility and to the procuring and
24 furnishing of water to the consumers ~~therein~~ in the district.
25 If the development of a source of supply is within the means of
26 the district, the trustees may install wells, tanks, meters,
27 and any other equipment properly pertaining to operate ~~it~~ the
28 utility.

29 Sec. 231. Section 359.31, Code 2021, is amended to read as
30 follows:

31 **359.31 Power and control.**

32 Township trustees shall control any such cemeteries, or
33 appoint trustees for the ~~same~~ cemeteries, or sell the ~~same~~
34 property to any private corporation for cemetery purposes.

35 Sec. 232. Section 359.45, Code 2021, is amended to read as

1 follows:

2 **359.45 Anticipatory bonds.**

3 Townships may anticipate the collection of taxes authorized
4 by [section 359.43](#) and for such purposes may direct the county
5 board of supervisors to issue bonds under sections 331.441 ~~to~~
6 [through](#) 331.449 relating to essential county purpose bonds
7 except that the bonds are payable only from tax levies on
8 property subject to the levy under [section 359.43](#).

9 Sec. 233. Section 360.1, subsection 1, Code 2021, is amended
10 to read as follows:

11 1. The trustees, on a petition of a majority of the
12 resident freeholders of any civil township, shall request the
13 county commissioner of elections to submit the question of
14 building or acquiring by purchase, or acquiring by a lease with
15 purchase option, a public hall to the electors thereof. The
16 county commissioner shall conduct the election pursuant to the
17 applicable provisions of [chapters 39 ~~to~~ through 53](#) and certify
18 the result to the trustees.

19 Sec. 234. Section 364.17, subsection 3, paragraph a,
20 subparagraph (3), Code 2021, is amended to read as follows:

21 (3) Authority for the issuance of citations pursuant
22 to [sections 805.1 ~~to~~ through 805.5](#) upon a failure to
23 satisfactorily remedy a violation.

24 Sec. 235. Section 372.2, subsection 2, paragraph b, Code
25 2021, is amended to read as follows:

26 *b.* The council shall notify the county commissioner of
27 elections to publish notice of the election and conduct the
28 election pursuant to [chapters 39 ~~to~~ through 53](#). The county
29 commissioner of elections shall certify the results of the
30 election to the council.

31 Sec. 236. Section 384.54, subsection 13, Code 2021, is
32 amended to read as follows:

33 13. Corrections of assessments or valuations made by order
34 of the district court are conclusive and not subject to review
35 on appeal, or otherwise, except as provided in subsections 10

1 ~~to~~ through 12 of this section. When court confirmation is
2 obtained there is no right of appeal under the provisions of
3 section 384.66.

4 Sec. 237. Section 384.75, subsection 1, Code 2021, is
5 amended to read as follows:

6 1. Any provision of law, resolution, or ordinance
7 specifying a time when or the order in which acts must be done
8 in a proceeding which may result in a special assessment, is
9 subject to the qualifications of sections 384.72 ~~to~~ through
10 384.74.

11 Sec. 238. Section 384.76, Code 2021, is amended to read as
12 follows:

13 **384.76 Application to joint undertakings.**

14 The provisions of this subchapter apply to any public
15 improvement undertaken jointly by the city and another city or
16 by the city and the state or any other political subdivision
17 of the state, and a city may enter into an agreement for such
18 purpose under the provisions of chapter 28E and may assess and
19 pay its portion of the cost of a public improvement as provided
20 in this subchapter, but any requirement of this subchapter
21 in respect to approval of detailed plans and specifications,
22 calling for construction bids, awarding construction contracts
23 and acceptance of the completed improvement may be carried
24 out by each city with other cities, the state or any other
25 political subdivision of the state, as provided in an
26 agreement entered into as permitted by chapter 28E. However,
27 an agreement between the city and the state department of
28 transportation is also governed by the provisions of sections
29 313.21 ~~to~~ through 313.23.

30 Sec. 239. Section 386.7, subsection 1, Code 2021, is amended
31 to read as follows:

32 1. Section 386.6, subsections 1 ~~to~~ through 5, are applicable
33 to a self-liquidating improvement to the same extent as they
34 are applicable to an improvement and the proceedings initiating
35 a self-liquidating improvement shall be governed thereby.

1 Sec. 240. Section 390.3, subsection 2, Code 2021, is amended
2 to read as follows:

3 2. However, in the performance of a joint agreement,
4 the governing body is not subject to statutes generally
5 applicable to public contracts, including hearings on
6 plans, specifications, form of contracts, costs, notice, and
7 competitive bidding required under **chapter 26** and section
8 384.103, unless all parties to the joint agreement are cities
9 located within the state of Iowa.

10 Sec. 241. Section 403.15, subsection 1, Code 2021, is
11 amended to read as follows:

12 1. There is hereby created in each municipality a public
13 body corporate and politic to be known as the "urban renewal
14 agency" of the municipality. An urban renewal agency shall not
15 transact any business or exercise its powers ~~hereunder~~ under
16 this chapter until or unless the local governing body has made
17 the finding prescribed in **section 403.4**, and has elected to
18 have the urban renewal project powers exercised by an urban
19 renewal agency as provided in **section 403.14**.

20 Sec. 242. Section 403.16, Code 2021, is amended to read as
21 follows:

22 **403.16 Personal interest prohibited.**

23 1. For purposes of this section:

24 a. "Action" does not include resolutions advisory to the
25 local governing body or agency by any citizens group, board,
26 body, or commission designated to serve a purely advisory
27 approving or recommending function under this chapter.

28 b. "Action affecting such property" includes only that
29 action directly and specifically affecting such property as
30 a separate property but shall not include any action, any
31 benefits of which accrue to the public generally, or which
32 affects all or a substantial portion of the properties included
33 or planned to be included in such a project.

34 c. "Participation" does not include discussion or debate
35 preliminary to a vote of a local governing body or agency upon

1 proposed ordinances or resolutions relating to such a project
2 or any abstention from such a vote.

3 2. ~~No~~ A public official or employee of a municipality,
4 or board or commission ~~thereof~~ of a municipality, and ~~no~~ a
5 commissioner or employee of an urban renewal agency, which
6 has been vested by a municipality with urban renewal project
7 powers under section 403.14, shall not voluntarily acquire any
8 personal interest, ~~as described in this section~~, whether direct
9 or indirect, in any urban renewal project, or in any property
10 included or planned to be included in any urban renewal project
11 of such municipality, or in any contract or proposed contract
12 in connection with such urban renewal project. Where ~~such~~
13 an acquisition is not voluntary, the interest acquired shall
14 be immediately disclosed in writing to the local governing
15 body, and such disclosure shall be entered upon the minutes of
16 the governing body. If any such official, commissioner, or
17 employee presently owns or controls, or has owned or controlled
18 within the preceding two years, any interest, ~~as described~~
19 proscribed in this section, whether direct or indirect, in any
20 property which the official, commissioner, or employee knows is
21 included or planned to be included in an urban renewal project,
22 the official, commissioner, or employee shall immediately
23 disclose this fact in writing to the local governing body,
24 and such disclosure shall be entered upon the minutes of the
25 governing body; ~~and any.~~ Any such official, commissioner, or
26 employee with an interest proscribed in this section shall not
27 participate in any action by the municipality, or board or
28 commission ~~thereof~~ of the municipality, or urban renewal agency
29 affecting such property, which is proscribed in this section.
30 ~~For the purposes of this section the following definitions and~~
31 ~~standards of construction shall apply:~~

32 1. ~~"Action affecting such property"~~ shall include only
33 that action directly and specifically affecting such property
34 as a separate property but shall not include any action, any
35 benefits of which accrue to the public generally, or which

~~1 affects all or a substantial portion of the properties included
2 or planned to be included in such a project.~~

3 ~~2.~~ 3. Employment by a public body, its agencies, or
4 institutions or by any other person having ~~such~~ an interest
5 proscribed in this section shall not be deemed an interest
6 by ~~such~~ the employee or of any ownership or control by ~~such~~
7 the employee of interests of the employee's employer. Such
8 an employee may participate in an urban renewal project
9 so long as any benefits of such participation accrue to
10 the public generally, such participation affects all or a
11 substantial portion of the properties included or planned to
12 be included in such a project, or such participation promotes
13 the public purposes of such project, and shall limit only that
14 participation by an employee which directly or specifically
15 affects property in which an employer of an employee has an
16 interest.

17 ~~3. The word "participation" shall be deemed not to include
18 discussion or debate preliminary to a vote of a local governing
19 body or agency upon proposed ordinances or resolutions relating
20 to such a project or any abstention from such a vote.~~

21 4. The designation of a bank or trust company as depository,
22 paying agent, or agent for investment of funds shall not be
23 deemed a matter of interest or personal interest proscribed by
24 this section.

25 5. Stock ownership in a corporation having such an interest
26 shall not be deemed an indicia of an interest, or of ownership
27 or control by the person owning such stocks, proscribed by this
28 section when less than five percent of the outstanding stock of
29 the corporation is owned or controlled directly or indirectly
30 by such person.

31 ~~6. The word "action" shall not be deemed to include
32 resolutions advisory to the local governing body or agency by
33 any citizens group, board, body, or commission designated to
34 serve a purely advisory approving or recommending function
35 under this chapter.~~

1 7. 6. The limitations of **this section** shall be construed to
2 permit action by a public official, commissioner, or employee
3 where any benefits of such an action accrue to the public
4 generally, ~~such~~ the action affects all or a substantial portion
5 of the properties included or planned to be included in such
6 a project, or ~~such~~ the action promotes the public purposes
7 of such project, ~~and~~. The limitations of this section shall
8 be construed to limit only that action by a public official,
9 commissioner, or employee which directly or specifically
10 affects property in which such official, commissioner, or
11 employee has an interest or in which an employer of such
12 official, commissioner, or employee has an interest. Any
13 disclosure required to be made by **this section** to the local
14 governing body shall concurrently be made to an urban renewal
15 agency which has been vested with urban renewal project
16 powers by the municipality pursuant to the provisions of
17 section 403.14. ~~No~~ A commissioner or other officer of any
18 urban renewal agency, board, or commission exercising powers
19 pursuant to **this chapter** shall not hold any other public office
20 under the municipality, other than the commissionership or
21 office with respect to such urban renewal agency, board, or
22 commission. Any violation of the provisions of **this section**
23 shall constitute misconduct in office, but ~~no~~ ordinance or
24 resolution of a municipality or agency shall not be invalid by
25 reason of a vote or votes cast in violation of the standards of
26 this section unless ~~such~~ the vote or votes were decisive in the
27 passage of ~~such~~ the ordinance or resolution.

28 Sec. 243. Section 414.2, Code 2021, is amended to read as
29 follows:

30 **414.2 Districts.**

31 For any or all of ~~said~~ the purposes of this chapter, the
32 local legislative body, ~~hereinafter~~ referred to as the council,
33 may divide the city into districts, including historical
34 preservation districts but only as provided in section
35 303.34, of such number, shape, and area as may be deemed best

1 suited to carry out the purposes of **this chapter**; and within
2 such districts ~~it~~ the council may regulate and restrict the
3 erection, construction, reconstruction, alteration, repair, or
4 use of buildings, structures, or land. All such regulations
5 and restrictions shall be uniform for each class or kind of
6 buildings throughout each district, but the regulations in one
7 district may differ from those in other districts.

8 Sec. 244. Section 414.7, subsection 1, Code 2021, is amended
9 to read as follows:

10 1. The council shall provide for the appointment of a board
11 of adjustment. In the regulations and restrictions adopted
12 pursuant to the authority of **this chapter**, the council shall
13 provide that the board of adjustment may in appropriate cases
14 and subject to appropriate conditions and safeguards make
15 special exceptions to the terms of the ordinances in harmony
16 with ~~its~~ the general purpose and intent of the ordinances and
17 in accordance with general or specific rules contained in
18 the ~~ordinance~~ ordinances and provide that any property owner
19 aggrieved by the action of the council in the adoption of such
20 regulations and restrictions may directly petition the board
21 of adjustment ~~direct~~ to modify regulations and restrictions as
22 applied to such property owners.

23 Sec. 245. Section 419.13, Code 2021, is amended to read as
24 follows:

25 **419.13 Exception to budget law and certain bond provisions.**

26 The provisions of **sections 73A.12 ~~to~~ through 73A.16** shall
27 not apply to bonds issued under the provisions of **this chapter**.

28 Sec. 246. Section 419.17, subsection 1, unnumbered
29 paragraph 1, Code 2021, is amended to read as follows:

30 Cities may also issue revenue bonds for projects located
31 within a qualified urban renewal area or an area designated
32 a revitalization area pursuant to sections 404.1 ~~to~~ through
33 404.7. The revenue bonds shall be issued pursuant to the
34 provisions of **this chapter** and all provisions of **this chapter**
35 shall apply, except that:

1 Sec. 247. Section 420.41, subsection 1, paragraph g, Code
2 2021, is amended to read as follows:

3 g. In respect of the power to enact, make, adopt, amend
4 and repeal ordinances necessary or proper in connection with
5 any provisions referred to in paragraphs "a" ~~to~~ through "f"
6 ~~inclusive~~, of this subsection.

7 Sec. 248. Section 420.229, Code 2021, is amended to read as
8 follows:

9 **420.229 Delinquent city taxes — exclusive collection**
10 **procedure.**

11 All general city taxes and special assessments which,
12 under the provisions of sections 420.220 ~~to 420.229~~ shall
13 through 420.228, are not ~~be~~ collectible by sale or ~~shall be~~
14 are collectible by sale only in events or in a manner ~~hereby~~
15 prescribed in this chapter shall respectively be deemed barred
16 or barred as to collection ~~thereof~~ in any other event or any
17 other manner than so prescribed.

18 Sec. 249. Section 420.240, Code 2021, is amended to read as
19 follows:

20 **420.240 Redemption statutes applicable.**

21 The provisions of sections 447.7 to through 447.13 shall,
22 so far as ~~the same~~ those sections shall be applicable, and
23 are not ~~herein~~ changed or modified in this chapter, apply to
24 sales of real estate for delinquent taxes ~~herein~~ contemplated
25 in this chapter; but where the words "auditor of the county"
26 or "treasurer" are used in ~~said~~ those sections the words "city
27 clerk", "recorder", "auditor", or "person authorized to make
28 out the tax list" and "city collector" or "city treasurer or
29 officer authorized to receive same" shall be substituted.

30 Sec. 250. Section 420.244, Code 2021, is amended to read as
31 follows:

32 **420.244 Force and effect.**

33 All deeds and conveyances ~~hereafter~~ made and executed on
34 account of any general or special tax sale shall be of the
35 same force and effect as deeds made by the county treasurer

1 as provided in [sections 448.3 to through 448.5](#) for delinquent
2 county taxes.

3 Sec. 251. Section 420.245, Code 2021, is amended to read as
4 follows:

5 **420.245 Rights and remedies.**

6 The purchaser as well as the owner of any real property
7 sold on account of such general or special delinquent taxes or
8 assessments shall be entitled to all the rights and remedies
9 which are granted and prescribed by [sections 446.35, 446.36,](#)
10 and [448.6 to through 448.14](#), but wherever the words "county
11 and county treasurer and auditor" are used, the words "city,
12 city treasurer, city clerk, recorder, auditor, or collector or
13 officer authorized to act as ~~collector,~~ "collector", shall be
14 substituted.

15 Sec. 252. Section 420.246, Code 2021, is amended to read as
16 follows:

17 **420.246 Tax and deed statutes applicable.**

18 Sections 446.16, [446.32](#), and [448.10 to through 448.12](#) are
19 applicable to cities acting under special charters, except
20 that, where the word "treasurer" is used, there shall be
21 substituted the words "city collector or treasurer or deputy
22 treasurer or deputy or officer authorized to collect city
23 taxes"; and where the word "auditor" is used, there shall be
24 substituted the words "city clerk or recorder".

25 Sec. 253. Section 420.247, Code 2021, is amended to read as
26 follows:

27 **420.247 Failure to obtain deed — cancellation of sale.**

28 After July 4, 1942, [section 446.37](#) shall apply to cities
29 acting under special charter which collect their own taxes,
30 except that the terms "county auditor" and "county treasurer"
31 in said section to section 446.37 shall be taken, for the
32 purposes of [this section](#), to refer to the persons performing
33 their respective functions in relation to tax sales by such
34 cities.

35 Sec. 254. Section 421.17, subsection 19, paragraph b, Code

1 2021, is amended to read as follows:

2 *b.* (1) The provisions of sections 17A.10 ~~to~~ through 17A.18A
3 relating to contested cases shall not apply to any matters
4 involving the equalization of valuations of classes of property
5 as authorized by this chapter and chapter 441.

6 (2) This exemption from the provisions of sections 17A.10
7 to through 17A.18A shall not apply to a hearing before the
8 director as provided in section 441.49, subsection 5.

9 Sec. 255. Section 421.27, subsection 9, paragraph a,
10 subparagraph (3), Code 2021, is amended to read as follows:

11 (3) In ~~this~~ the case of all other entities, including
12 corporations described in section 422.36, subsection 5, and all
13 other entities required to file an information return under
14 section 422.15, subsection 2, the entity's Iowa net income
15 after the application of the Iowa business activity ratio, if
16 applicable, multiplied by the top income tax rate imposed under
17 section 422.5A for the tax year.

18 Sec. 256. Section 422.5, subsection 1, paragraph b,
19 subparagraph (1), Code 2021, is amended to read as follows:

20 (1) The tax imposed upon the taxable income of a nonresident
21 shall be computed by reducing the amount determined pursuant
22 to paragraph "a" by the amounts of nonrefundable credits under
23 this subchapter and by multiplying this resulting amount by a
24 fraction of which the nonresident's net income allocated to
25 Iowa, as determined in section 422.8, subsection 2, paragraph
26 "a", is the numerator and the nonresident's total net income
27 computed under section 422.7 is the denominator. This
28 ~~provision~~ subparagraph also applies to individuals who are
29 residents of Iowa for less than the entire tax year.

30 Sec. 257. Section 422.5, subsection 4, Code 2021, is amended
31 to read as follows:

32 4. The tax ~~herein~~ levied under this section shall be
33 computed and collected as ~~hereinafter~~ provided in this
34 subchapter.

35 Sec. 258. Section 422.7, subsection 12, paragraph a,

1 subparagraph (3), Code 2021, is amended to read as follows:

2 (3) An individual, whether or not domiciled in this state
3 at the time of the hiring, who is on parole or probation and to
4 whom the ~~interstate probation and parole compact under section~~
5 ~~907A.1, Code 2001, applies, or to whom the~~ interstate compact
6 for adult offender supervision under [chapter 907B](#) applies.

7 Sec. 259. Section 422.7, subsection 12A, paragraph a,
8 subparagraph (2), Code 2021, is amended to read as follows:

9 (2) An individual, whether or not domiciled in this state
10 at the time of the hiring, who is on parole or probation and to
11 whom the ~~interstate probation and parole compact under section~~
12 ~~907A.1, Code 2001, applies, or to whom the~~ interstate compact
13 for adult offender supervision under [chapter 907B](#) applies.

14 Sec. 260. Section 422.7, subsection 32, paragraph c,
15 subparagraph (2), subparagraph division (b), Code 2021, is
16 amended to read as follows:

17 (b) (i) ~~Except as provided in subparagraph subdivision~~
18 ~~(ii),~~ *“Elementary or secondary school”* means an all
19 of the following:

20 (i) An elementary or secondary school in this state which is
21 accredited under [section 256.11](#), and adheres to the provisions
22 of the federal Civil Rights Act of 1964 and [chapter 216](#).

23 (ii) ~~“Elementary or secondary school” includes an An~~
24 elementary or secondary school located out of state that
25 educates a beneficiary who meets the definition of *“children*
26 *requiring special education”* in [section 256B.2](#), if the
27 elementary or secondary school is accredited under the laws of
28 the state in which it is located and adheres to the federal
29 Civil Rights Act of 1964 and applicable state law analogous to
30 chapter 216.

31 Sec. 261. Section 422.12, subsection 2, unnumbered
32 paragraph 1, Code 2021, is amended to read as follows:

33 There shall be deducted from but not to exceed the tax, after
34 the ~~same shall have been~~ tax is computed as provided in this
35 subchapter, the following:

1 Sec. 262. Section 422.35, subsection 6, paragraph a,
2 subparagraph (3), Code 2021, is amended to read as follows:

3 (3) An individual, whether or not domiciled in this state
4 at the time of the hiring, who is on parole or probation and to
5 whom the ~~interstate probation and parole compact under section~~
6 ~~907A.1, Code 2001, applies, or to whom the interstate compact~~
7 for adult offender supervision under **chapter 907B** applies.

8 Sec. 263. Section 422.35, subsection 6A, paragraph a,
9 subparagraph (2), Code 2021, is amended to read as follows:

10 (2) An individual, whether or not domiciled in this state
11 at the time of the hiring, who is on parole or probation and to
12 whom the ~~interstate probation and parole compact under section~~
13 ~~907A.1, Code 2001, applies, or to whom the interstate compact~~
14 for adult offender supervision under **chapter 907B** applies.

15 Sec. 264. Section 422.89, unnumbered paragraph 1, Code
16 2021, is amended to read as follows:

17 The penalty for underpayment of any installment of estimated
18 tax imposed under **section 422.88** shall not be imposed if the
19 total amount of all payments of estimated tax made on or before
20 the last date prescribed for the payment of such installment
21 equals or exceeds the amount which would have been required
22 to be paid on or before such date if the estimated tax ~~amount~~
23 amounts at least to one of the following:

24 Sec. 265. Section 426A.15, Code 2021, is amended to read as
25 follows:

26 **426A.15 Penalty.**

27 Any person making a false affidavit for the purpose of
28 obtaining the exemption provided for in sections 426A.11 ~~to~~
29 through 426A.14 or who knowingly receives such exemption
30 without being legally entitled thereto, or who makes claim for
31 exemption in more than one county in the state shall be guilty
32 of a fraudulent practice.

33 Sec. 266. Section 427.1, subsection 8, paragraph b, Code
34 2021, is amended to read as follows:

35 **b.** All deeds or leases by which such property is held shall

1 be filed for record before the property ~~herein~~ described in
2 this subsection shall be omitted from the assessment. All such
3 property shall be listed upon the tax rolls of the district or
4 districts in which it is located and shall have ascribed to it
5 an actual fair market value and an assessed or taxable value,
6 as contemplated by [section 441.21](#), whether such property be
7 is subject to a levy or ~~be~~ is exempted as ~~herein~~ provided in
8 this subsection and such information shall be open to public
9 inspection.

10 Sec. 267. Section 427A.1, subsection 1, paragraph h, Code
11 2021, is amended to read as follows:

12 h. Property assessed by the department of revenue pursuant
13 to sections 428.24 ~~to~~ through 428.26, 428.28, and 428.29, or
14 chapters 433, [434](#), [437](#), [437A](#), [437B](#), and [438](#).

15 Sec. 268. Section 427B.26, subsection 2, unnumbered
16 paragraph 1, Code 2021, is amended to read as follows:

17 In lieu of the valuation and assessment provisions in
18 section 441.21, subsection 8, paragraphs "b", "c", and "d", and
19 sections 428.24 ~~to~~ through 428.26, 428.28, and 428.29, wind
20 energy conversion property which is first assessed for property
21 taxation on or after January 1, 1994, and on or after the
22 effective date of the ordinance enacted pursuant to subsection
23 1, shall be valued by the local assessor for property tax
24 purposes as follows:

25 Sec. 269. Section 427B.26, subsection 3, Code 2021, is
26 amended to read as follows:

27 3. The taxpayer shall file with the local assessor by
28 February 1 of the assessment year in which the wind energy
29 conversion property is first assessed for property tax
30 purposes, a declaration of intent to have the property
31 assessed at the value determined under [this section](#) in lieu
32 of the valuation and assessment provisions in section 441.21,
33 subsection 8, paragraphs "b", "c", and "d", and sections 428.24
34 ~~to~~ through 428.26, 428.28, and 428.29.

35 Sec. 270. Section 428A.1, subsections 2 and 3, Code 2021,

1 are amended to read as follows:

2 2. When each deed, instrument, or writing by which any real
3 property in this state is granted, assigned, transferred, or
4 otherwise conveyed is presented for recording to the county
5 recorder, a declaration of value signed by at least one of the
6 sellers or one of the buyers or their agents shall be submitted
7 to the county recorder. However, if the deed, instrument, or
8 writing contains multiple parcels some of which are located in
9 more than one county, separate declarations of value shall be
10 submitted on the parcels located in each county and submitted
11 to the county recorder of that county when paying the tax as
12 provided in [section 428A.5](#). A declaration of value is not
13 required for those instruments described in [section 428A.2](#),
14 subsections 2 ~~to~~ through 5, 7 ~~to~~ through 13, and 16 ~~to~~ through
15 21, or described in [section 428A.2, subsection 6](#), except in the
16 case of a federal agency or instrumentality, or if a transfer
17 is the result of acquisition of lands, whether by contract or
18 condemnation, for public purposes through an exercise of the
19 power of eminent domain.

20 3. The declaration of value shall state the full
21 consideration paid for the real property transferred. If
22 agricultural land, as defined in [section 9H.1](#), is purchased by
23 a corporation, limited partnership, trust, alien or nonresident
24 alien, the declaration of value shall include the name and
25 address of the buyer, the name and address of the seller, a
26 legal description of the agricultural land, and identify the
27 buyer as a corporation, limited partnership, trust, alien, or
28 nonresident alien. The county recorder shall not record the
29 declaration of value, but shall enter on the declaration of
30 value the information the director of revenue requires for the
31 production of the sales/assessment ratio study and transmit
32 all declarations of value to the city or county assessor in
33 whose jurisdiction the property is located. The city or county
34 assessor shall provide the information the director of revenue
35 requires for the production of the sales/assessment ratio study

1 at times as directed by the director of revenue. The assessor
2 shall retain for three years from December 31 of the year in
3 which the transfer of realty for which the declaration was
4 filed took place. The director of revenue shall, upon receipt
5 of the information required to be filed under [this chapter](#)
6 by the city or county assessor, send to the office of the
7 secretary of state that part of the declaration of value which
8 identifies a corporation, limited partnership, trust, alien,
9 or nonresident alien as a purchaser of agricultural land as
10 defined in [section 9H.1](#).

11 Sec. 271. Section 437.11, Code 2021, is amended to read as
12 follows:

13 **437.11 Rate — purposes.**

14 Such portions of the transmission line or lines within the
15 state referred to in [section 437.2](#), as are located outside
16 cities, shall be taxable upon said assessment provided for by
17 sections 437.6 ~~to~~ through 437.9 at the same rate, by the same
18 officers and for the same purposes as property of individuals
19 within such counties, townships, or lesser taxing districts,
20 outside cities, and the county treasurer shall collect said
21 taxes at the same time and in the same manner as other taxes,
22 and the same penalties shall be due and collectible as for the
23 nonpayment of individual taxes.

24 Sec. 272. Section 437.12, Code 2021, is amended to read as
25 follows:

26 **437.12 Assessment exclusive.**

27 Every transmission line or part of a transmission line, of
28 which the department of revenue is required by [this chapter](#)
29 to find the value, shall be exempt from other assessment or
30 taxation either under [sections 428.24 to through 428.26](#), or
31 under any other law of this state except as provided in this
32 chapter.

33 Sec. 273. Section 437B.2, subsection 1, Code 2021, is
34 amended to read as follows:

35 1. *“Centrally assessed property tax”* means property tax

1 imposed with respect to the value of property determined by the
2 director pursuant to sections 428.24 ~~to~~ through 428.26, 428.28,
3 and 428.29, Code 2013, and allocated to water service.

4 Sec. 274. Section 438.7, Code 2021, is amended to read as
5 follows:

6 **438.7 Consolidated list of real estate.**

7 The department of revenue shall, by some convenient method
8 of binding, arrange the statements required to be made by
9 sections 438.4 ~~to~~ through 438.6 so as to form a consolidated
10 list of all real estate reported to the department as being
11 owned or used for pipeline purposes within the state of Iowa.

12 Sec. 275. Section 441.22, Code 2021, is amended to read as
13 follows:

14 **441.22 Forest and fruit-tree reservations.**

15 Forest and fruit-tree reservations fulfilling the conditions
16 of ~~sections 427C.1 to 427C.13~~ chapter 427C shall be exempt from
17 taxation. In all other cases where trees are planted upon
18 any tract of land, without regard to area, for forest, fruit,
19 shade, or ornamental purposes, or for windbreaks, the assessor
20 shall not increase the valuation of the property because of
21 such improvements.

22 Sec. 276. Section 441.47, unnumbered paragraph 1, Code
23 2021, is amended to read as follows:

24 The department of revenue on or about August 15, 1977, and
25 every two years thereafter shall order the equalization of the
26 levels of assessment of each class of property in the several
27 assessing jurisdictions by adding to or deducting from the
28 valuation of each class of property such percentage in each
29 case as may be necessary to bring the same to its taxable value
30 as fixed in this chapter, ~~and chapters 427 to~~ through 440, and
31 chapter 443. The department shall adjust to actual value the
32 valuation of any class of property as set out in the abstract
33 of assessment when the valuation is at least five percent above
34 or below actual value as determined by the department. For
35 purposes of such value adjustments and before such equalization

1 the director shall adopt, in the manner prescribed by chapter
2 17A, such rules as may be necessary to determine the level of
3 assessment for each class of property in each county. The
4 rules shall cover:

5 Sec. 277. Section 441.56, Code 2021, is amended to read as
6 follows:

7 **441.56 Assessor's duties — combined appointment.**

8 When the duties of the county assessor are combined with the
9 duties of another officer or employee as provided in section
10 331.323, subsection 1, the person named to perform the combined
11 duties shall be appointed as provided in sections 441.5 ~~to~~
12 through 441.8.

13 Sec. 278. Section 443.2, Code 2021, is amended to read as
14 follows:

15 **443.2 Tax list.**

16 1. Before the first day of July in each year, the county
17 auditor shall transcribe the assessments of the townships and
18 cities into a book or record, to be known as the tax list,
19 properly ruled and headed, with separate columns, in which
20 shall be entered the names of the taxpayers, descriptions of
21 lands, number of acres and value, numbers of city lots and
22 value, and each description of tax, with a column for polls and
23 one for payments, and shall complete it by entering the amount
24 due on each installment, separately, and carrying out the total
25 of both installments. The total of all columns of each page of
26 each book or other record shall balance with the tax totals.
27 After computing the amount of tax due and payable on each
28 property, the county auditor shall round the total amount of
29 tax due and payable on the property to the nearest even whole
30 dollar.

31 2. The county auditor shall list the aggregate actual
32 value and the aggregate taxable value of all taxable property
33 within the county and each political subdivision including
34 property subject to the statewide property tax imposed under
35 section 437A.18 or [437B.14](#) on the tax list in order that the

1 actual value of the taxable property within the county or a
2 political subdivision may be ascertained and shown by the tax
3 list for the purpose of computing the debt-incurring capacity
4 of the county or political subdivision. As used in this
5 section, "actual value" is the value determined under section
6 441.21, subsections 1 ~~to~~ through 3, prior to the reduction to
7 a percentage of actual value as otherwise provided in section
8 441.21. "Actual value" of property subject to statewide
9 property tax is the assessed value under [section 437A.18](#) or
10 [437B.14](#).

11 Sec. 279. Section 444.8, Code 2021, is amended to read as
12 follows:

13 **444.8 Mandatory provisions.**

14 The provisions of sections 444.1 ~~to~~ through 444.4, 444.6,
15 and 444.7, and the methods of computation, certification, and
16 levy ~~therein provided~~ in those sections shall be obligatory
17 on all officers within the several counties of the state upon
18 whom devolves the duty of determining, certifying, and levying
19 taxes.

20 Sec. 280. Section 455B.137, Code 2021, is amended to read
21 as follows:

22 **455B.137 Privileged information.**

23 Information received by the department or any employees
24 of the department through filed reports, inspections, or as
25 otherwise authorized in [this division II](#) or chapter 459,
26 subchapter II, concerning trade secrets, secret industrial
27 processes, or other privileged communications, except emission
28 data, shall not be disclosed or opened to public inspection,
29 except as may be necessary in a proceeding concerning a
30 violation of ~~said~~ this division II or chapter 459, subchapter
31 II, or of any rules promulgated thereunder under this division
32 II or chapter 459, subchapter II, or as otherwise authorized or
33 ordered by appropriate court action or proceedings. Nothing
34 in [this section](#) shall be construed to prevent the director
35 from compiling or publishing analyses or summaries relating to

1 the general condition of the atmosphere; provided that such
2 analyses or summaries do not reveal any information otherwise
3 confidential under [this section](#).

4 Sec. 281. Section 455B.183, subsection 4, Code 2021, is
5 amended to read as follows:

6 4. Plans and specifications for all other waste disposal
7 systems and public water supply systems, including sewer
8 extensions and water supply distribution system extensions not
9 reviewed by a city or county public works department under
10 this section, shall be submitted to the department before a
11 written permit may be issued. Plans and specifications for
12 public water supply systems and water supply distribution
13 system extensions must be certified by a licensed engineer as
14 provided in [subsection 1](#), paragraph "a". The construction of
15 any such waste disposal system or public water supply system
16 shall be in accordance with standards formulated and adopted
17 by the ~~department~~ commission pursuant to section 455B.173,
18 subsections 5 ~~to~~ through 8. If it is necessary or desirable to
19 make material changes in the plans or specifications, revised
20 plans or specifications together with reasons for the proposed
21 changes must be submitted to the department for a supplemental
22 written permit. The revised plans and specifications for a
23 public water supply system must be certified by a licensed
24 engineer as provided in [subsection 1](#), paragraph "a".

25 Sec. 282. Section 455B.223, Code 2021, is amended to read
26 as follows:

27 **455B.223 Competent operator required.**

28 It shall be unlawful for any person, firm, corporation,
29 municipal corporation, or other governmental subdivision or
30 agency, operating a water treatment plant, water distribution
31 system, or wastewater treatment plant to operate same unless
32 the competency of the operator to operate such plant or system
33 is duly certified to by the director under the provisions of
34 this part 2 of division III. It shall also be unlawful for any
35 person to perform the duties of an operator, as defined herein

1 in this part, without being duly certified under the provisions
2 of ~~said~~ this part.

3 Sec. 283. Section 455B.224, Code 2021, is amended to read
4 as follows:

5 **455B.224 Simple misdemeanor.**

6 Any person, including any firm, corporation, municipal
7 corporation, or other governmental subdivision or agency,
8 violating any provisions of this part 2 of division III or the
9 rules adopted ~~thereunder~~ under this part after written notice
10 ~~thereof~~ of the violation by the executive director is guilty of
11 a simple misdemeanor. Each day of operation in such violation
12 of ~~said~~ this part or any rules adopted ~~thereunder~~ under this
13 part shall constitute a separate offense. It shall be the duty
14 of the appropriate county attorney to secure injunctions of
15 continuing violations of any provisions of ~~said~~ this part or
16 the rules adopted ~~thereunder~~ under this part.

17 Sec. 284. Section 455B.307, subsection 2, Code 2021, is
18 amended to read as follows:

19 2. The director may issue any order necessary to secure
20 compliance with or prevent a violation of the provisions of
21 this part 1 of **division IV** or the rules adopted pursuant to
22 ~~the~~ this part. The attorney general shall, on request of
23 the department, institute any legal proceedings necessary in
24 obtaining compliance with an order of the commission or the
25 director or prosecuting any person for a violation of the
26 provisions of ~~the~~ this part or rules issued pursuant to ~~the~~
27 this part.

28 Sec. 285. Section 455B.473, subsection 6, Code 2021, is
29 amended to read as follows:

30 6. **Subsections 1** ~~to~~ through 3 do not apply to an underground
31 storage tank for which notice was given pursuant to section
32 103, subsection c, of the Comprehensive Environmental Response,
33 Compensation, and Liabilities Act of 1980.

34 Sec. 286. Section 455B.803, subsection 2, paragraph e, Code
35 2021, is amended to read as follows:

1 e. On July 1, 2020, the commission shall cease enforcement
2 of the removal, collection, and recovery plans under this
3 section. ~~On or before July 1, 2020, the commission shall~~
4 ~~review the mercury-added switch removal, collection, and~~
5 ~~recovery portion of this division and submit a recommendation~~
6 ~~to the general assembly regarding the necessity of continuing~~
7 ~~the enforcement of the removal, collection, and recovery plans~~
8 ~~under this section.~~

9 Sec. 287. Section 456A.24, subsection 2, unnumbered
10 paragraph 1, Code 2021, is amended to read as follows:

11 Acquire by purchase, condemnation, lease, agreement,
12 gift, and devise lands or waters suitable for the purposes
13 hereinafter enumerated in this subsection, and rights-of-way
14 ~~thereto~~ to those lands and waters, and to maintain the same
15 lands and waters for the following purposes, to wit:

16 Sec. 288. Section 456A.24, subsections 3 and 7, Code 2021,
17 are amended to read as follows:

18 3. Extend and consolidate lands or waters suitable for the
19 ~~above~~ purposes enumerated in subsection 2 by exchange for other
20 lands or waters and to purchase, erect, and maintain buildings
21 necessary to the work of the department.

22 7. Pay the salaries, wages, compensation, traveling,
23 and other necessary expenses of the commissioners, director,
24 officers, and other employees of the department, ~~and to~~; expend
25 money for necessary supplies and equipment, ~~and to~~ make such
26 other expenditures as may be necessary for the carrying into
27 effect the purposes of this chapter.

28 Sec. 289. Section 458A.2, subsections 7 and 19, Code 2021,
29 are amended to read as follows:

30 7. "Gas" means and includes all natural gas and all other
31 fluid hydrocarbons which are produced at the wellhead and not
32 ~~hereinabove~~ defined in this section as oil.

33 19. "Waste" means and includes all of the following:

34 a. Physical waste, as that term is generally understood in
35 the oil and gas industry.

1 *b.* The inefficient, excessive, or improper use of, or the
2 unnecessary dissipation of reservoir energy~~7.~~

3 *c.* The location, spacing, drilling, equipping, operating,
4 or producing of any oil or gas well or wells in a manner which
5 causes, or tends to cause, reduction in the quantity of oil or
6 gas ultimately recoverable from a pool under prudent and proper
7 operations, or which causes or tends to cause unnecessary or
8 excessive surface loss or destruction of oil or gas~~7.~~

9 *d.* The inefficient storing of oil~~7~~and.

10 *e.* The production of oil or gas in excess of transportation
11 or marketing facilities or in excess of reasonable market
12 demand.

13 Sec. 290. Section 458A.16, subsection 2, Code 2021, is
14 amended to read as follows:

15 2. If any A person is guilty of a fraudulent practice if the
16 person, for the purpose of evading this chapter, or any rule or
17 order of the department, ~~makes~~ does any of the following:

18 *a.* Makes or causes to be made any false entry or statement
19 in a report required by this chapter or by any rule or order~~, or~~
20 ~~makes.~~

21 *b.* Makes or causes to be made any false entry in any record,
22 account, or memorandum required by this chapter, or by any rule
23 or order~~, or omits.~~

24 *c.* Omits, or causes to be omitted, from any record, account,
25 or memorandum, full, true, and correct entries as required by
26 this chapter, or by any rule or order~~, or removes.~~

27 *d.* Removes from this state or destroys, mutilates, alters,
28 or falsifies any ~~such~~ record, account, or memorandum~~, the~~
29 ~~person is guilty of a fraudulent practice~~ required by this
30 chapter, or by any rule or order.

31 Sec. 291. Section 459.501, subsection 3, paragraph a,
32 subparagraph (3), subparagraph division (a), subparagraph
33 subdivision (i), Code 2021, is amended to read as follows:

34 (i) Providing for seizure of animals pursuant to sections
35 ~~169.3D~~ 163.3D and ~~169.3E~~ 163.3E.

1 Sec. 292. Section 460.302, subsection 3, paragraph a,
2 subparagraph (1), Code 2021, is amended to read as follows:

3 (1) On July 1, 1987, initiate a pilot demonstration
4 and research project concerning elimination of groundwater
5 contamination attributed to the use of agricultural chemicals
6 and agricultural drainage wells. The project shall be
7 established in a location in north central Iowa determined by
8 the department to be the most appropriate. A demonstration
9 project shall also be established in northeast Iowa to study
10 techniques for the cleanup of sinkholes.

11 Sec. 293. Section 461A.34, Code 2021, is amended to read as
12 follows:

13 **461A.34 Powers in municipalities.**

14 Municipalities, or individuals, or corporations organized
15 only for that the purpose only of establishing a park, acting
16 separately or in conjunction with each other, may establish
17 like parks outside the limits of cities, and when. If a park is
18 established without the support of the public state parks fund,
19 the municipalities, corporations, or persons establishing the
20 same park, as the case may be, shall have control thereof of
21 the park independently of the executive council; but. However,
22 none of the ~~said~~ municipalities, individuals, or corporations,
23 acting under the provisions of **this section** shall establish,
24 maintain, or operate any such park as ~~herein~~ contemplated in
25 this section for pecuniary profit.

26 Sec. 294. Section 461A.44, Code 2021, is amended to read as
27 follows:

28 **461A.44 Prohibited areas.**

29 No person shall enter upon portions of any state park
30 or preserve in disregard of official signs forbidding ~~same~~
31 entrance upon park or preserve property, except by permission
32 of the director or the director's representative.

33 Sec. 295. Section 461A.59, Code 2021, is amended to read as
34 follows:

35 **461A.59 Powers in municipalities.**

1 Municipalities or corporations organized only for that
2 the purpose only of establishing a water recreational area,
3 acting separately or in conjunction with each other in counties
4 not having a county conservation board, may establish water
5 recreational areas ~~and when~~. If a water recreational area is
6 established without the support of public funds of the state
7 of Iowa, the municipalities or corporations establishing the
8 ~~same~~ water recreational area, as the case may be, shall have
9 control ~~thereof~~ of the water recreational area independently of
10 the executive council.

11 Sec. 296. Section 461A.61, unnumbered paragraph 1, Code
12 2021, is amended to read as follows:

13 ~~Said~~ A petition filed under section 461A.60 shall state:

14 Sec. 297. Section 462A.14D, subsection 8, Code 2021, is
15 amended to read as follows:

16 8. Subsections 3 to through 7 of this section do not apply
17 where a test may be administered under section 462A.14A,
18 subsection 4, paragraph "f".

19 Sec. 298. Section 462A.29, Code 2021, is amended to read as
20 follows:

21 **462A.29 Official duty exempted.**

22 Peace officers, members of the commission, ~~its~~ and the
23 commission's deputies, agents, and employees are not violating
24 the provisions of this chapter while acting within the scope
25 of their employment in search and rescue operations, law
26 enforcement duty, emergency duty, and other resource management
27 activities as determined by rules of the commission.

28 Sec. 299. Section 468.37, Code 2021, is amended to read as
29 follows:

30 **468.37 Contracts.**

31 All agreements and contracts for work or materials in
32 constructing the improvements of ~~such~~ a district shall be in
33 writing, and be signed by the chairperson of the board of
34 supervisors for and on behalf of the district and the parties
35 who are to perform the work or furnish the materials specified

1 in ~~such~~ the contract. ~~Such~~ The contract shall specify the
2 particular work to be done or materials to be furnished, the
3 time when it shall begin and when it shall be completed, the
4 amount to be paid and the times of payment, ~~with~~ and contain
5 such other terms and conditions as to details as are necessary
6 to a clear understanding of the terms ~~thereof~~ of the contract.

7 Sec. 300. Section 468.71, Code 2021, is amended to read as
8 follows:

9 **468.71 Form, negotiability, and effect.**

10 Each ~~of such certificates~~ improvement certificate shall
11 state the amount of one or more drainage assessments or part
12 thereof made against the property, designating ~~it~~ the property
13 and the owner thereof liable for the payment of ~~such the~~
14 assessments. ~~Said~~ The certificates shall be negotiable and
15 transfer to the bearer all right and interest in and to the
16 tax in every such assessment or part thereof described in ~~such~~
17 the certificates, and shall authorize such bearer to collect
18 and receive every assessment embraced in ~~said certificate~~
19 the certificates by or through any of the methods provided
20 by law for ~~their~~ collection of the assessments as the ~~same~~
21 certificates mature.

22 Sec. 301. Section 468.72, Code 2021, is amended to read as
23 follows:

24 **468.72 Interest — place of payment.**

25 ~~Such~~ Improvement certificates issued under section 468.70
26 shall bear interest at a rate determined by the board, payable
27 annually, and shall be paid by the taxpayer to the county
28 treasurer, who shall receipt for the ~~same~~ interest payment and
29 cause the amount to be credited on the certificates issued
30 ~~therefor~~ for the drainage assessments.

31 Sec. 302. Section 468.214, Code 2021, is amended to read as
32 follows:

33 **468.214 Applicable statutes.**

34 Except as otherwise provided ~~herein~~ in this part, all
35 provisions of this chapter relative to assessment of damages,

1 appointment of an engineer, employment of counsel, payment for
2 work, levy and collection of drainage and levee assessments
3 and taxes, the issue of improvement certificates and drainage
4 or levee bonds, the taking of appeals and the manner of trial
5 thereof and all other proceedings relating thereto shall apply.

6 Sec. 303. Section 468.259, unnumbered paragraph 1, Code
7 2021, is amended to read as follows:

8 In lieu of the hearings provided for in [section 468.258](#), the
9 board of either district may call an election for the purpose
10 of determining the dissolution of the contained district or the
11 acceptance of that district's improvements and rights-of-way
12 by the overlying district. The questions may be submitted at
13 a regular election of the district or at a special election
14 called for that purpose. It is not mandatory for the county
15 commissioner of elections to conduct the elections, however
16 the provisions of [sections 49.43 to through 49.47](#), and of
17 subchapter III of [this chapter](#), as they are applicable, shall
18 govern the elections, and the question to be submitted shall be
19 set forth in the notice of election.

20 Sec. 304. Section 468.274, Code 2021, is amended to read as
21 follows:

22 **468.274 Notice.**

23 Immediately upon the filing of the report of the
24 commissioners and the engineer, if the ~~same~~ report recommends
25 the establishment of such district, notice shall be given
26 by the auditor of each county to the owners of all the lots
27 and tracts of land in the auditor's own county respectively
28 embraced within such district as recommended by the
29 commissioners as shown by the transfer books in the office of
30 the auditor of each of said counties, and also to the persons
31 in actual occupancy of all the lots or tracts of land in such
32 district, and also to each lienholder or encumbrancer of any of
33 such lots or tracts as shown by the records of the respective
34 counties.

35 Sec. 305. Section 468.371, Code 2021, is amended to read as

1 follows:

2 **468.371 Registration.**

3 When bonds have been executed as ~~aforesaid~~ provided in this
4 part they shall be delivered to the county treasurer and the
5 treasurer's receipt taken ~~therefor~~ for each bond. The county
6 treasurer shall register ~~the same~~ each bond in a book provided
7 for that purpose, which shall show the number of each bond, its
8 date, date of sale, amount, date of maturity, and the name and
9 address of the purchaser, and if exchanged what evidences of
10 debt were received ~~therefor, which~~ for each bond. The record
11 shall at all times be open to the inspection of the owners of
12 property within the district. The treasurer shall ~~thereupon~~
13 certify on the back of each bond as follows:

14 This bond duly and properly registered in my office this
15 day of (month), ... (year).

16

17 Treasurer of the County of

18

19 Sec. 306. Section 468.553, Code 2021, is amended to read as
20 follows:

21 **468.553 Record of bonds.**

22 When the bonds have been executed as ~~aforesaid~~ provided
23 in this part they shall be delivered to the county treasurer
24 and the treasurer's receipt taken ~~therefor~~ for each of the
25 bonds. The treasurer shall register ~~said~~ each of the bonds in
26 a book provided for that purpose which shall show the number of
27 each bond, its date, date of sale, amount, date of maturity,
28 and the name and address of the purchaser, and if exchanged
29 what evidences of indebtedness were received ~~therefor, which~~
30 for each bond. The record shall at all times be open to the
31 inspection of the owners of property within ~~said~~ the drainage
32 district. The treasurer shall ~~thereupon~~ certify on the back
33 of each bond as follows:

34 This bond duly and properly registered in my office this
35 day of (month), ... (year).

1

2 Treasurer of the County of

3

4 Sec. 307. Section 476.4, subsection 3, Code 2021, is amended
5 to read as follows:

6 3. Every rate, charge, rule, and regulation contained in
7 any filing made with the commission on or prior to July 4,
8 1963, shall be effective as of such date, subject, however, to
9 investigation as provided in this chapter. If any such filing
10 is made prior to the time the commission prescribes rules as
11 ~~aforesaid~~, and if such filing does not comply as to form or
12 substance with such rules, then the public utility which filed
13 the same shall within a reasonable time after the adoption of
14 such rules make a new filing or filings complying with such
15 rules, which new filing or filings shall be deemed effective
16 as of July 4, 1963.

17 Sec. 308. Section 476.22, Code 2021, is amended to read as
18 follows:

19 **476.22 Definition.**

20 As used in ~~sections 476.23 to 476.26~~ this subchapter, unless
21 the context otherwise requires, "electric utility" includes a
22 public utility furnishing electricity as defined in section
23 476.1 and a city utility as defined in section 390.1.

24 Sec. 309. Section 476.49, subsection 1, paragraph c, Code
25 2021, is amended to read as follows:

26 *c.* "Distributed generation facility" means ~~the same as~~
27 ~~defined in section 476.58, subsection 1, paragraph "b",~~
28 ~~subparagraph (2) or (3)~~ an alternative energy production
29 facility or a small hydro facility as defined in section
30 476.42.

31 Sec. 310. Section 478.10, Code 2021, is amended to read as
32 follows:

33 **478.10 Franchise transferable — notice.**

34 When any ~~such~~ electric transmission line or lines are sold
35 and transferred either by voluntary or judicial sale, ~~such~~ the

1 transfer shall carry with it the franchise under which the ~~said~~
2 improvement is owned, maintained, or operated. If a transfer
3 of such franchise is made before the improvement for which
4 it was issued is constructed, in whole or in part, ~~such the~~
5 transfer shall not be effective ~~till~~ until the person, company,
6 or corporation to whom it was issued ~~shall file files~~ in the
7 office of the utilities board granting the franchise a notice
8 in writing stating the date of ~~such the~~ transfer and the name
9 and address of the transferee.

10 Sec. 311. Section 481A.33, Code 2021, is amended to read as
11 follows:

12 **481A.33 Violations relating to dams.**

13 1. Whoever shall erect A person who erects any dam or other
14 obstruction prohibited by this chapter or at a place or in a
15 manner prohibited shall be guilty of a simple misdemeanor, ~~or~~
16 ~~shall injure or destroy.~~

17 2. A person who injures or destroys any dam lawfully
18 erected, shall be guilty of an aggravated misdemeanor.

19 Sec. 312. Section 491.10, Code 2021, is amended to read as
20 follows:

21 **491.10 Interpretative clause.**

22 Nothing in sections 491.5 to through 491.9 shall be
23 construed as repealing or modifying any statute now in force in
24 respect to the approval of articles of incorporation relating
25 to insurance companies or investment companies.

26 Sec. 313. Section 491.107, subsection 2, Code 2021, is
27 amended to read as follows:

28 2. The procedure set forth in sections 491.6 to through
29 491.9 of ~~this chapter~~ shall be applicable to the filing of
30 articles of consolidation or merger.

31 Sec. 314. Section 492.4, Code 2021, is amended to read as
32 follows:

33 **492.4 Certain corporations excepted.**

34 Sections 492.1 ~~to through~~ 492.3 shall not apply to railway or
35 quasi-public corporations organized before October 1, 1897.

1 Sec. 315. Section 492.10, Code 2021, is amended to read as
2 follows:

3 **492.10 Cancellation of stock — reimbursement.**

4 The capital stock of any corporation issued in violation of
5 the terms and provisions of sections 492.5 ~~to~~ through 492.8
6 shall be void, and in a suit brought by the attorney general on
7 behalf of the state in any court having jurisdiction, a decree
8 of cancellation shall be entered; and if the corporation has
9 received any money or thing of value for the said stock, such
10 money or thing of value shall be returned to the individual,
11 firm, company, or corporation from whom it was received, and if
12 represented by labor or other service of intangible nature, the
13 value thereof shall constitute a claim against the corporation
14 issuing stock in exchange therefor.

15 Sec. 316. Section 492.11, Code 2021, is amended to read as
16 follows:

17 **492.11 Dissolution — distribution of assets.**

18 Any corporation violating the provisions of sections 492.5
19 ~~to~~ through 492.8 shall, upon the application of the attorney
20 general, in behalf of the state, made to any court of competent
21 jurisdiction, be dissolved, its affairs wound up, and its
22 assets distributed among the stockholders other than those who
23 have received the stock so unlawfully issued.

24 Sec. 317. Section 492.12, Code 2021, is amended to read as
25 follows:

26 **492.12 Violation.**

27 Any officer, agent, or representative of a corporation who
28 violates any of the provisions of sections 492.5 ~~to~~ through
29 492.8 shall be guilty of a simple misdemeanor.

30 Sec. 318. Section 495.1, Code 2021, is amended to read as
31 follows:

32 **495.1 Capital stock and permit.**

33 Sections 492.5 ~~to~~ through 492.9 are applicable to any
34 foreign corporation which directly or indirectly owns, uses,
35 operates, controls, or is concerned in the operation of

1 any public gasworks, electric light plant, heating plant,
 2 waterworks, interurban or street railway located within the
 3 state, or the carrying on of any gas, electric light, electric
 4 power, heating business, waterworks, interurban or street
 5 railway business within the state, or that owns or controls,
 6 directly or indirectly, any of the capital stock of any
 7 corporation which owns, uses, operates or is concerned in
 8 the operation of any public gasworks, electric light plant,
 9 electric power plant, heating plant, waterworks, interurban
 10 or street railway located within the state, or any foreign
 11 corporation that exercises any control in any way or in any
 12 manner over any of such works, plants, interurban or street
 13 railways or the business carried on by such works, plants,
 14 interurban or street railways by or through the ownership of
 15 the capital stock of any corporation or corporations or in any
 16 other manner whatsoever, ~~and the.~~ The ownership, operation,
 17 or control of any such works, plants, interurban or street
 18 railways or the business carried on by any of such works or
 19 plants or the ownership or control of the capital stock in any
 20 corporation owning or operating any of such works, plants,
 21 interurban or street railways by any foreign corporation in
 22 violation of [this chapter](#) is unlawful.

23 Sec. 319. Section 508.32, Code 2021, is amended to read as
 24 follows:

25 **508.32 Proceeds of policy held in trust.**

26 1. As used in this section:

27 a. "Annuity contracts" and "life insurance policies" include
 28 accident and health insurance policies and contracts, and
 29 include undertakings, duties, and obligations incidental to or
 30 in furtherance of any such policies or contracts.

31 b. "Proceeds" includes additions and contributions.

32 c. "Trust" includes but is not limited to settlement options
 33 and contracts issued pursuant to policies or contracts, and
 34 funds held in a separate or segregated account in connection
 35 with pension or profit-sharing plans pursuant to agreements

1 with the policyholders.

2 ~~1.~~ 2. Any life insurance company organized under the
 3 provisions of [this chapter](#) and doing business in this
 4 state, shall have the power to hold in trust the premiums
 5 or consideration paid for, or the proceeds of any life
 6 insurance policy or annuity contract, either individual or
 7 group, issued by it, upon such terms and subject to such
 8 limitations as to revocation or control by the policyholder
 9 or beneficiary thereunder, as shall have been agreed to in
 10 writing by such company and the policyholder; provided that
 11 the trust provisions contemplated in [this section](#) shall in no
 12 manner subject the corporation to any of the provisions of
 13 the laws of Iowa relating to banks or trust companies; and
 14 provided further, that the trust or trusts for premiums or
 15 considerations may be invested by such company in the manner
 16 specified in the trust instruments or agreements and held in
 17 a separate or segregated account; and provided further, that
 18 the forms of such trust agreements for beneficiaries shall
 19 be first submitted to and approved by the commissioner of
 20 insurance. ~~The word "trust" shall include, but not be limited~~
 21 ~~to settlement options and contracts issued pursuant to policies~~
 22 ~~or contracts, and funds held in a separate or segregated~~
 23 ~~account in connection with pension or profit-sharing plans~~
 24 ~~pursuant to agreements with the policyholders.~~

25 ~~2.~~ 3. ~~As used in [this section](#), life insurance policies~~
 26 ~~and annuity contracts include accident and health insurance~~
 27 ~~policies and contracts, and include undertakings, duties,~~
 28 ~~and obligations incidental to or in furtherance of any such~~
 29 ~~policies or contracts. As used in [this section](#), proceeds~~
 30 ~~include additions and contributions. Funds held by an~~
 31 insurance company as authorized by [this section](#) may be
 32 held in a separate account established pursuant to section
 33 508A.1, except that [section 508A.1, subsection 5](#), shall not
 34 be applicable to such account. However, funds held by an
 35 insurance company as authorized in [this section](#) shall not be

1 chargeable with liabilities arising out of any other business
2 the company may conduct.

3 ~~3.~~ 4. An instrument or agreement issued or used by an
4 insurance company as authorized by [this section](#) does not
5 constitute a security as defined in [section 502.102](#).

6 Sec. 320. Section 511.12, Code 2021, is amended to read as
7 follows:

8 **511.12 Officers not to profit by investments.**

9 ~~No such~~ An officer or director of a life insurance company or
10 association shall gain through not profit from the investment
11 of funds of any such the company.

12 Sec. 321. Section 514D.3, subsection 1, unnumbered
13 paragraph 1, Code 2021, is amended to read as follows:

14 The commissioner shall issue rules to establish specific
15 standards, including standards of full and fair disclosure,
16 that set forth the manner, content, and required disclosure
17 for the sale of policies of individual accident and sickness
18 insurance and individual subscriber contracts which shall be
19 in addition to and in accordance with applicable laws of this
20 state, including but not limited to sections 514A.1 ~~to~~ through
21 514A.8 and sections 514A.10 through 514A.12. These rules may
22 include, but shall not be limited to, any of the following
23 subjects:

24 Sec. 322. Section 514D.4, subsection 2, Code 2021, is
25 amended to read as follows:

26 2. [This section](#) does not prohibit the issuance of a policy
27 which combines two or more of the categories of coverage
28 enumerated in paragraphs "a" ~~to~~ through "f" of subsection
29 1. A category of coverage referred to in paragraph "g", "h",
30 or "i" of [subsection 1](#) shall not be combined in a policy or
31 contract either with another category of coverage referred to
32 in paragraph "g", "h", or "i" of [subsection 1](#) or with a category
33 of coverage referred to in any of paragraphs "a" ~~to~~ through
34 "f" of [subsection 1](#) unless a rule issued by the commissioner
35 specifically authorizes that combination of coverages.

1 Sec. 323. Section 514D.7, subsection 2, Code 2021, is
2 amended to read as follows:

3 2. A policy of accident and sickness insurance which is
4 exempt from the provisions of sections 514A.1 ~~to~~ through 514A.8
5 and sections 514A.10 through 514A.12 by virtue of an exemption
6 set forth in section 514A.1 or 514A.8.

7 Sec. 324. Section 515.41, Code 2021, is amended to read as
8 follows:

9 **515.41 Certificate of authority.**

10 The certificate and statements ~~above~~ contemplated in
11 sections 515.38 through 515.40 shall be filed in the division
12 and the commissioner of insurance shall deliver to the company
13 a copy of the report of the examination, in the event one
14 is made, together with the commissioner's written permission
15 for ~~it~~ the company to commence the business proposed in its
16 articles of incorporation, which permission shall be ~~its~~ the
17 company's authority to commence business and issue policies.

18 Sec. 325. Section 515.48, subsection 1, paragraph b, Code
19 2021, is amended to read as follows:

20 b. Loss by depreciation as ~~herein~~ referred to in this
21 subsection may include the cost of repair and replacement.

22 Sec. 326. Section 515.48, subsection 10, Code 2021, is
23 amended to read as follows:

24 10. Insure any additional risk not specifically included
25 within any of the ~~foregoing~~ classes enumerated in this section,
26 which is a proper subject for insurance, is not prohibited
27 by law or contrary to sound public policy, and which, after
28 public notice and hearing, is specifically approved by
29 the commissioner of insurance, except title insurance or
30 insurance against loss or damage by reason of defective title,
31 encumbrances or otherwise. When such additional kind of
32 insurance is approved by the commissioner, the commissioner
33 shall designate within which classification of risks provided
34 for in section 515.49 it shall fall.

35 Sec. 327. Section 515.109, subsection 2, paragraph c, Code

1 2021, is amended to read as follows:

2 *c.* The standard policy provided for ~~herein~~ in this section
3 need not be used for effecting reinsurance between insurers.

4 Sec. 328. Section 515.111, Code 2021, is amended to read as
5 follows:

6 **515.111 Nuclear loss or damage excluded.**

7 Insurers issuing the standard policy pursuant to section
8 515.109 are authorized to affix ~~thereto~~ to or include ~~therein~~
9 within a policy a written statement that the policy does not
10 cover loss or damage caused by nuclear reaction or nuclear
11 radiation or radioactive contamination, all whether directly or
12 indirectly resulting from an insured peril under the policy.
13 However, ~~that~~ nothing contained in **this section** shall be
14 construed to prohibit the attachment to any such policy of an
15 endorsement or endorsements specifically assuming coverage for
16 loss or damage caused by nuclear reaction or nuclear radiation
17 or radioactive contamination.

18 Sec. 329. Section 515A.11, subsection 1, Code 2021, is
19 amended to read as follows:

20 1. Every group, association or other organization of
21 insurers which engages in joint underwriting or joint
22 reinsurance, shall be subject to regulation with respect
23 thereto as herein provided, subject, however, with respect to
24 joint underwriting, to all other provisions of **this chapter**
25 and, with respect to joint reinsurance, to **sections 515A.12** and
26 **515A.16** ~~to~~ through **515A.19**.

27 Sec. 330. Section 518B.2, Code 2021, is amended to read as
28 follows:

29 **518B.2 Reimbursement fund created.**

30 There is hereby created the federal riot reinsurance
31 reimbursement fund in the office of the treasurer of state
32 which shall be operated under the joint control of the
33 director of the department of administrative services and the
34 commissioner. The fund shall consist of all payments made by
35 insurers in accordance with the provisions of **this chapter**.

1 The director of the department of administrative services
2 shall have the same power to enforce the collection of the
3 assessments provided ~~hereunder~~ under this chapter as any other
4 obligation due the state.

5 Sec. 331. Section 520.2, Code 2021, is amended to read as
6 follows:

7 **520.2 Execution of contract.**

8 ~~Such~~ Reciprocal or interinsurance contracts may be executed
9 by an attorney, agent, or other representative ~~herein~~
10 designated as the attorney in fact, duly authorized and acting
11 for such subscribers under powers of attorney, ~~and such.~~ The
12 attorney may be a corporation. ~~Such~~ The attorney shall have
13 the power and authority to execute any and all instruments,
14 papers, and documents incident to and a part of the business
15 of the reciprocal or interinsurance exchange, including deeds
16 for the conveyance of real estate, and acquisition and sale
17 of securities. ~~Such~~ The attorney shall have the power and
18 authority to do all things necessary and incident to the
19 management and operation of such business. The certificate
20 of the commissioner of insurance certifying the name of the
21 attorney for any reciprocal or interinsurance exchange shall be
22 sufficient proof of the authority of any such attorney.

23 Sec. 332. Section 520.11, Code 2021, is amended to read as
24 follows:

25 **520.11 Implied powers of corporations.**

26 Any corporation ~~now or hereafter~~ organized under the laws
27 of this state shall, in addition to the rights, powers, and
28 franchises specified in its articles of incorporation, have
29 full power and authority to exchange insurance contracts of the
30 kind and character ~~herein~~ mentioned in this chapter. The right
31 to exchange such contracts is hereby declared to be incidental
32 to the purposes for which such corporations are organized and
33 as fully granted as the rights and powers expressly conferred.

34 Sec. 333. Section 523.11, Code 2021, is amended to read as
35 follows:

1 **523.11 Arbitrage transactions excepted.**

2 The provisions of [sections 523.7, 523.8, and 523.9](#) shall
3 not apply to foreign or domestic arbitrage transactions unless
4 made in contravention of such rules and regulations as the
5 commissioner may adopt in order to carry out the purposes of
6 [sections 523.7 ~~to~~ through 523.10, this section, and sections](#)
7 [523.12 through 523.14.](#)

8 Sec. 334. Section 523.12, Code 2021, is amended to read as
9 follows:

10 **523.12 Equity security defined.**

11 The term "*equity security*" when used in [sections 523.7](#)
12 [to through 523.11, this section, and sections 523.13 and](#)
13 [523.14](#) means any stock or similar security; or any security
14 convertible, with or without consideration, into such a
15 security, or carrying any warrant or right to subscribe to or
16 purchase such a security; or any such warrant or right; or
17 any other security which the commissioner shall deem to be of
18 similar nature and consider necessary or appropriate, by such
19 rules and regulations as the commissioner may prescribe in the
20 public interest or for the protection of investors, to treat
21 as an equity security.

22 Sec. 335. Section 523.14, Code 2021, is amended to read as
23 follows:

24 **523.14 Rules.**

25 The commissioner shall have the power to make such rules
26 and regulations as may be necessary for the execution of the
27 functions vested in the commissioner by [sections 523.7 ~~to~~](#)
28 [through 523.13](#), and may for such purpose classify domestic
29 stock insurance companies, securities, and other persons or
30 matters, within the commissioner's jurisdiction. No provisions
31 of [sections 523.7, 523.8, and 523.9](#) imposing any liability
32 shall apply to any act done or omitted in good faith in
33 conformity with any rule or regulation of the commissioner,
34 notwithstanding that such rule or regulation may, after such
35 act or omission, be amended or rescinded or determined by

1 judicial or other authority to be invalid for any reason.

2 Sec. 336. Section 524.1305, subsection 6, Code 2021, is
3 amended to read as follows:

4 6. Safe-deposit boxes, the contents of which have not been
5 removed by the owners after the date specified in the notice
6 given under paragraph "b" of [subsection 3](#) of [this section](#),
7 shall be opened under the supervision of the superintendent
8 and the contents placed in sealed packages which, together
9 with unclaimed property held by the state bank in safekeeping,
10 shall be transmitted to the treasurer of state. Amounts due to
11 depositors who are unknown, or who are under a disability and
12 there is no person legally competent to receive the amount, or
13 who cannot be found after the exercise of reasonable diligence,
14 shall be transmitted to the treasurer of state, together with a
15 statement giving the name of the person, if known, entitled to
16 the amount, the person's last known address, the amount due the
17 person, and other information about the person as the treasurer
18 of state may reasonably require. All property transmitted
19 to the treasurer of state pursuant to [this subsection](#) shall
20 be treated as abandoned, retained by the treasurer of state,
21 and subject to claim, in the manner provided for in sections
22 ~~556.14 to~~ [through](#) 556.21. All amounts due creditors described
23 in [section 490.1440](#) shall be deposited with the treasurer of
24 state in accordance with that section. Such amounts shall be
25 retained by the treasurer of state and are subject to claim in
26 the manner provided for in [section 490.1440](#).

27 Sec. 337. Section 524.1602, subsection 3, Code 2021, is
28 amended to read as follows:

29 3. On which it has money loaned, credit extended, or holds
30 discounted or purchased evidences of indebtedness or agreements
31 for the payment of money, in violation of sections 524.904
32 ~~through~~, [524.905](#), and [524.907](#).

33 Sec. 338. Section 524.1807, Code 2021, is amended to read
34 as follows:

35 **524.1807 Penalties.**

1 Any bank holding company which willfully violates any
2 provision of sections ~~524.1801~~ 524.1802 through 524.1806 shall,
3 upon conviction, be fined not less than one hundred dollars nor
4 more than one thousand dollars for each day during which the
5 violation continues. Any individual who willfully participates
6 in a violation of any provisions of sections ~~524.1801~~ 524.1802
7 through 524.1806 shall be guilty of a serious misdemeanor.

8 Sec. 339. Section 535.11, subsection 3, Code 2021, is
9 amended to read as follows:

10 3. With respect to an account other than an open account,
11 the creditor may impose a finance charge not exceeding that
12 permitted by [section 537.2201, subsections 2 through 5](#).

13 Sec. 340. Section 536.21, Code 2021, is amended to read as
14 follows:

15 **536.21 Rules.**

16 The superintendent is hereby authorized and empowered to
17 ~~make~~ adopt such reasonable and relevant rules pursuant to
18 chapter 17A as may be necessary for the execution and the
19 enforcement of the provisions of [this chapter](#), in addition
20 hereto and not inconsistent herewith. ~~All rules shall be filed~~
21 ~~and entered by the superintendent in the banking division of~~
22 ~~the department of commerce in an indexed, permanent book or~~
23 ~~record, with the effective date thereof suitably indicated, and~~
24 ~~such book or record shall be a public document.~~

25 Sec. 341. Section 537.5110, subsection 2, paragraph a, Code
26 2021, is amended to read as follows:

27 a. A creditor who believes in good faith that a consumer is
28 in default may give the consumer written notice of the alleged
29 default, and, if the consumer has a right to cure the default,
30 shall give the consumer the notice of right to cure provided
31 in [section 537.5111](#) before commencing any legal action in any
32 court on an obligation of the consumer and before repossessing
33 collateral. However, [this subsection](#) and [subsection 4](#) do not
34 require a creditor to give notice of right to cure prior to
35 the filing of a petition by a creditor seeking to enforce the

1 consumer's obligation in which attachment under [chapter 639](#)
2 is sought upon any of the grounds specified in section 639.3,
3 subsections ~~3~~ through 12.

4 Sec. 342. Section 543C.2, subsection 2, paragraph a, Code
5 2021, is amended to read as follows:

6 a. The names, addresses, and business background of
7 the subdivider as required in [subsection 1](#), paragraphs "a"
8 ~~to~~ through "d". If such subdivider is a partnership or
9 corporation, the names, addresses, and business background of
10 each of the partners, officers, and principal stockholders, the
11 nature of their fiduciary relationship and their past, present,
12 or anticipated financial relationship to the subdivider.

13 Sec. 343. Section 543D.23, subsection 1, paragraphs d and e,
14 Code 2021, are amended to read as follows:

15 d. Rulemaking under chapter 17A, including orders on
16 petitions for rulemaking.

17 e. Orders on petitions for declaratory orders or waivers ~~or~~
18 ~~variances~~.

19 Sec. 344. Section 557A.3, Code 2021, is amended to read as
20 follows:

21 **557A.3 Applicability to time-share programs located**
22 **out-of-state.**

23 1. [Sections 557A.4 to through 557A.10](#) apply only to
24 time-share programs located in Iowa.

25 2. [Sections 557A.1, 557A.2, and 557A.11 to through 557A.20](#)
26 apply to any time-share program, wherever located, which is
27 marketed in Iowa.

28 Sec. 345. Section 561.7, Code 2021, is amended to read as
29 follows:

30 **561.7 Changes — nonconsenting spouse.**

31 1. The owner may, from time to time, change the limits of
32 the homestead by changing the metes and bounds, as well as the
33 record of the plat and description, or vacate it.

34 2. ~~Such~~ The changes described in subsection 1 shall not
35 prejudice conveyances or liens made or created ~~previously~~

1 ~~thereto~~ prior to the changes.

2 3. No such change of the entire homestead, made without the
3 concurrence of the other spouse, shall affect that spouse's
4 rights, or those of the children.

5 Sec. 346. Section 573.14, subsection 1, Code 2021, is
6 amended to read as follows:

7 1. The fund provided for in section 573.13 shall be retained
8 by the public corporation for a period of thirty days after the
9 completion and final acceptance of the improvement. If at the
10 end of the thirty-day period claims are on file, ~~as provided~~
11 the public corporation shall continue to retain from the unpaid
12 funds a sum equal to double the total amount of all claims
13 on file. The remaining balance of the unpaid fund, or if no
14 claims are on file, the entire unpaid fund, shall be released
15 and paid to the contractor.

16 Sec. 347. Section 573.23, Code 2021, is amended to read as
17 follows:

18 **573.23 Abandonment of public work — effect.**

19 When a contractor abandons the work on a public improvement
20 or is legally excluded ~~therefrom~~ from work on a public
21 improvement, the improvement shall be deemed completed for the
22 purpose of filing claims as ~~herein provided~~ in this chapter,
23 from the date of the official cancellation of the contract.
24 The only fund available for the payment of the claims of
25 persons for labor performed or material furnished shall be
26 the amount then due the contractor, if any, and if ~~said~~ that
27 amount ~~be~~ is insufficient to satisfy ~~said~~ the claims, the
28 claimants shall have a right of action on the bond given for
29 the performance of the contract.

30 Sec. 348. Section 591.12, Code 2021, is amended to read as
31 follows:

32 **591.12 Effect of foregoing statutes.**

33 Sections 591.1 ~~to~~ through 591.11 ~~hereof~~ shall not affect
34 pending litigation and shall not operate to revive rights or
35 claims previously barred, and shall not permit an action to be

1 brought or maintained upon any claim or cause of action which
2 was barred by any statute which was in force prior to July 4,
3 1955.

4 Sec. 349. Section 600.5, subsection 11, Code 2021, is
5 amended to read as follows:

6 11. A description of the facilities and resources,
7 including those provided under a subsidy agreement pursuant
8 to sections 600.17 ~~to~~ through 600.22, that the petitioner is
9 willing and able to supply for the nurture and care of any
10 minor person to be adopted.

11 Sec. 350. Section 600.18, subsection 1, Code 2021, is
12 amended to read as follows:

13 1. Any prospective adoptive parent desiring financial
14 assistance shall state this fact in the petition for adoption.
15 The department of human services shall investigate the person
16 petitioning for adoption and the child and shall file with the
17 juvenile court or court a statement of whether the department
18 will provide assistance as provided in sections section 600.17
19 ~~to~~, this section, and sections 600.19 through 600.22, the
20 estimated amount, extent, and duration of assistance, and any
21 other information the juvenile court or court may order.

22 Sec. 351. Section 600.22, Code 2021, is amended to read as
23 follows:

24 **600.22 Rules.**

25 The department of human services shall adopt rules in
26 accordance with the provisions of chapter 17A, which are
27 necessary for the administration of sections 600.17 ~~to~~ through
28 600.21 and 600.23.

29 Sec. 352. Section 600A.7, subsection 1, Code 2021, is
30 amended to read as follows:

31 1. The hearing on termination of parental rights shall be
32 conducted in accordance with the provisions of sections 232.91
33 ~~to~~ through 232.96 and otherwise in accordance with the rules of
34 civil procedure. Such hearing shall be held no earlier than
35 one week after the child is born.

1 Sec. 353. Section 602.10122, subsection 5, Code 2021, is
2 amended to read as follows:

3 5. Soliciting legal business for the attorney or office,
4 either by the attorney or representative. Nothing ~~herein~~
5 contained in this section shall be construed to prevent or
6 prohibit listing in legal or other directories, law lists and
7 other similar publications, or the publication of professional
8 cards in any such lists, directories, newspapers or other
9 publication.

10 Sec. 354. Section 614.17, subsection 2, Code 2021, is
11 amended to read as follows:

12 2. For the purposes of this section, section 614.17A, and
13 sections 614.18 ~~to~~ through 614.20, a person who holds title
14 to real estate by will or descent from a person who held the
15 title of record to the real estate at the date of that person's
16 death or who holds title by decree or order of a court, or
17 under a tax deed, trustee's, referee's, guardian's, executor's,
18 administrator's, receiver's, assignee's, master's in chancery,
19 or sheriff's deed, holds chain of title the same as though
20 holding by direct conveyance.

21 Sec. 355. Section 624.28, Code 2021, is amended to read as
22 follows:

23 **624.28 Priority.**

24 ~~Said~~ The lien under section 624.27 shall be prior and
25 superior to the lien of any mortgage or trust deed executed
26 since July 4, 1862, by any railway corporation or partnership,
27 and prior and superior to the lien of any mortgage or trust
28 deed executed after August 9, 1897, by any interurban railway
29 or street railway corporation or partnership.

30 Sec. 356. Section 626.83, Code 2021, is amended to read as
31 follows:

32 **626.83 Deficiency — additional execution.**

33 If the property levied on sells for less than sufficient
34 to satisfy the execution, the judgment holder may order
35 out another, which shall be credited with the amount of the

1 previous sale. The proceedings under the second execution
2 shall conform to those ~~hereinbefore~~ prescribed in this chapter
3 for the first execution.

4 Sec. 357. Section 626.98, Code 2021, is amended to read as
5 follows:

6 **626.98 Deed.**

7 If the debtor or the debtor's assignee fails to redeem,
8 the sheriff then in office must, at the end of the period for
9 redemption provided by law for the particular action, execute
10 a deed to the person who is entitled to the certificate as
11 ~~hereinbefore~~ provided in section 626.95, or to that person's
12 assignee. If the person entitled is dead, the deed shall be
13 made to the person's heirs.

14 Sec. 358. Section 631.3, subsection 4, Code 2021, is amended
15 to read as follows:

16 4. Upon the request of a party to the action, the clerk or
17 a judicial officer shall issue subpoenas for the attendance of
18 witnesses at a hearing. Sections 622.63 ~~to~~ through 622.67,
19 622.69, 622.76, and 622.77 apply to subpoenas issued pursuant
20 to this chapter.

21 Sec. 359. Section 633.126, subsection 2, Code 2021, is
22 amended to read as follows:

23 2. "*Fiduciary*", for the purposes of this section and
24 sections 633.127 ~~to~~ through 633.129, means acting in any
25 of the following capacities, namely: testamentary trustee
26 appointed by any court, trustee under any written agreement,
27 declaration or instrument of trust, executor, administrator,
28 guardian, or conservator, custodian under chapter 565B, or
29 other capacity permitted under any state or federal law or
30 regulation governing collective investment funds maintained by
31 a bank or trust company.

32 Sec. 360. Section 633.198, Code 2021, is amended to read as
33 follows:

34 **633.198 Attorney fee.**

35 There shall also be allowed and taxed as part of the costs of

1 administration of estates as an attorney fee for the personal
2 representative's attorney, such reasonable fee as may be
3 determined by the court, for services rendered, but not in
4 excess of the schedule of fees ~~herein~~ provided in this part for
5 personal representatives.

6 Sec. 361. Section 633.210, Code 2021, is amended to read as
7 follows:

8 **633.210 Rules of descent.**

9 The estate of a person dying intestate shall descend as
10 provided in sections 633.211 ~~to~~ through 633.226.

11 Sec. 362. Section 633.523, Code 2021, is amended to read as
12 follows:

13 **633.523 No sufficient evidence of survivorship.**

14 Where the title to property or the devolution thereof
15 depends upon priority of death, and there is no sufficient
16 evidence that the persons have died otherwise than
17 simultaneously, the property of each person shall be disposed
18 of as if the person had survived, except as provided otherwise
19 in sections 633.524 ~~to~~ through 633.527.

20 Sec. 363. Section 636.3, Code 2021, is amended to read as
21 follows:

22 **636.3 Defects rectified.**

23 ~~No~~ A defective bond or other security or affidavit in any
24 case shall not prejudice the party giving or making ~~it~~ the
25 bond, security, or affidavit, provided it be so that the defect
26 is rectified, within a reasonable time after the defect is
27 discovered, so as not to cause essential injury to the other
28 party.

29 Sec. 364. Section 636.6, Code 2021, is amended to read as
30 follows:

31 **636.6 New bond required.**

32 Whenever the board of supervisors of any county shall have
33 knowledge that any attorney at law is surety upon any official
34 bond, ~~above referred to~~ as prohibited under section 636.5, it
35 shall require ~~said~~ the officer to forthwith file a new bond.

1 Sec. 365. Section 636.9, Code 2021, is amended to read as
2 follows:

3 **636.9 Effect of affidavit.**

4 The taking of ~~such~~ an affidavit under section 636.8 shall
5 not exempt the officer from any liability to which the officer
6 might otherwise be subject for taking insufficient security.

7 Sec. 366. Section 636.12, Code 2021, is amended to read as
8 follows:

9 **636.12 Certificate revoked — notice.**

10 Should ~~said~~ the certificate of authority for a corporate
11 surety be withdrawn at any time, the commissioner of insurance
12 shall at once notify the clerk of each district court to that
13 effect.

14 Sec. 367. Section 636.32, Code 2021, is amended to read as
15 follows:

16 **636.32 Receipt taken.**

17 If ~~said~~ a fiduciary not governed by the probate code shall
18 otherwise discharge all the duties imposed upon that fiduciary
19 by such appointment, the fiduciary may take the receipt of
20 the clerk of the district court for such funds, moneys, or
21 securities so deposited, which receipt shall specifically
22 set forth from whom said funds, moneys, or securities, were
23 derived, the amount thereof, and the name of the person to whom
24 due or to become due, if known.

25 Sec. 368. Section 636.33, Code 2021, is amended to read as
26 follows:

27 **636.33 Final discharge.**

28 ~~Said~~ A fiduciary not governed by the probate code may file
29 the receipt described in [section 636.32](#) with the fiduciary's
30 final report, and if it shall be made to appear to the
31 satisfaction of the court that the fiduciary has in all other
32 respects complied with the law governing the fiduciary's
33 appointment and duties, the court may approve such final report
34 and enter the fiduciary's discharge.

35 Sec. 369. Section 641.5, Code 2021, is amended to read as

1 follows:

2 **641.5 Sheriff indemnified.**

3 ~~In case~~ If any sheriff ~~shall be~~ is held liable to pay any
4 damages by reason of the wrongful execution of any writ of
5 attachment issued under sections 641.2 to through 641.4 and if
6 a judgment is rendered ~~therefor~~ for those damages, the amount
7 ~~thereof~~ of the judgment, when paid by such sheriff, shall
8 become a claim against the state in the sheriff's favor, and a
9 warrant ~~therefor~~ for that amount shall be drawn by the director
10 of the department of administrative services upon proper proof.

11 Sec. 370. Section 657.2, subsection 8, Code 2021, is amended
12 to read as follows:

13 8. Any object or structure ~~hereafter~~ erected within one
14 thousand feet of the limits of any municipal or regularly
15 established airport or landing place, which may endanger or
16 obstruct aerial navigation, including take-off and landing,
17 unless such object or structure constitutes a proper use or
18 enjoyment of the land on which the same is located.

19 Sec. 371. Section 657.3, Code 2021, is amended to read as
20 follows:

21 **657.3 Penalty — abatement.**

22 ~~Whoever~~ A person who is convicted of erecting, causing, or
23 continuing a public or common nuisance as provided in this
24 chapter, or at common law when the ~~same~~ common law has not been
25 modified or repealed by statute, ~~where~~ if no other punishment
26 ~~therefor~~ for the offense is specially provided, shall be guilty
27 of an aggravated misdemeanor ~~and the~~. The court may order ~~such~~
28 the nuisance abated, and issue a warrant as provided in this
29 chapter.

30 Sec. 372. Section 679A.9, Code 2021, is amended to read as
31 follows:

32 **679A.9 Change of award by arbitrators.**

33 On application of a party or, if an application to the
34 district court is pending under sections 679A.11 to through
35 679A.13, on submission to the arbitrators by the district court

1 under the conditions the district court orders, the arbitrators
2 may modify or correct the award upon the grounds stated in
3 section 679A.13, subsection 1, paragraphs "a" and "c", or for
4 the purpose of clarifying the award. The application shall
5 be made within twenty days after delivery of the award to the
6 applicant. Written notice of the application shall be given to
7 the opposing party, stating that the opposing party must serve
8 any objections to the application within ten days from the
9 notice. The modified or corrected award is subject to sections
10 679A.11 ~~to~~ through 679A.13.

11 Sec. 373. Section 709.13, Code 2021, is amended to read as
12 follows:

13 **709.13 Child in need of assistance complaints.**

14 During or following an investigation into allegations of
15 violations of [this chapter](#) or of [chapter 726](#) or [728](#) involving
16 an alleged victim under the age of eighteen and an alleged
17 offender who is not a person responsible for the care of the
18 ~~child~~ alleged victim, anyone with knowledge of the alleged
19 offense may file a complaint pursuant to [section 232.83](#)
20 alleging the ~~child~~ alleged victim to be a child in need of
21 assistance as defined under section 232.2. In all cases, the
22 complaint shall be filed by any peace officer with knowledge of
23 the investigation when the peace officer has reason to believe
24 that the alleged victim may require treatment as a result of
25 the alleged offense and that the ~~child's~~ alleged victim's
26 parent, guardian, or custodian will be unwilling or unable to
27 provide the treatment.

28 Sec. 374. Section 901.1, Code 2021, is amended to read as
29 follows:

30 **901.1 Short title.**

31 Chapters 901 ~~to~~ through 909 shall be known and may be cited
32 as the "Iowa Corrections Code".

33 Sec. 375. Section 903.3, Code 2021, is amended to read as
34 follows:

35 **903.3 Work release.**

1 The court may direct that a prisoner sentenced to
2 confinement in a county jail, alternate jail facility, or
3 community correctional residential treatment facility, be
4 released from custody during specified hours, as provided by
5 sections 356.26 ~~to~~ through 356.35.

6 Sec. 376. Section 910.3, subsections 7 and 8, Code 2021, are
7 amended to read as follows:

8 7. If the defendant has any mental or physical impairment
9 which would limit or prohibit the performance of a ~~public~~
10 community service, the defendant shall so state. The court
11 may order a mental or physical examination, or both, of the
12 defendant to determine a proper course of action.

13 8. The court shall enter a permanent restitution order
14 setting out the amount of restitution including the amount of
15 ~~public~~ community service to be performed as restitution and
16 the persons to whom restitution must be paid. A permanent
17 restitution order entered at the time of sentencing is part of
18 the final judgment of sentence as defined in [section 814.6](#) and
19 shall be considered in a properly perfected appeal.

20 Sec. 377. Section 915.36, subsections 1 and 5, Code 2021,
21 are amended to read as follows:

22 1. Prior to an arrest or the filing of an information or
23 indictment, whichever occurs first, against a person charged
24 with a violation of [chapter 709, section 726.2](#), or section
25 728.12, committed with or on a child, as defined in section
26 232.2, the identity of the child or any information reasonably
27 likely to disclose the identity of the child shall not be
28 released to the public by any public employee except as
29 authorized by the court ~~of~~ having jurisdiction.

30 5. [This section](#) also applies to a ~~child~~ alleged victim of
31 a violation of [chapter 709, section 726.2](#), or [section 728.12](#),
32 after attaining who has attained the age of eighteen but who
33 was a child, as defined in section 232.2, at the time the
34 violation occurred.

35 Sec. 378. 2019 Iowa Acts, chapter 89, section 22, subsection

1 1, is amended to read as follows:

2 1. The section of this division of this Act amending section
3 ~~29C.20~~ 29C.20C.

4 Sec. 379. 2019 Iowa Acts, chapter 89, section 24, is amended
5 to read as follows:

6 SEC. 24. RETROACTIVE APPLICABILITY. The following applies
7 retroactively to the effective date of 2019 Iowa Acts, Senate
8 File 570, if enacted:

9 The section of this division of this Act amending section
10 ~~29C.20~~ 29C.20C.

11 Sec. 380. Section 910.2B, subsection 1, unnumbered
12 paragraph 1, as enacted by 2020 Iowa Acts, chapter 1074,
13 section 73, is amended to read as follows:

14 All of the following, if entered by a district court prior
15 to the effective date of this division of this Act, shall be
16 converted to permanent restitution orders:

17 Sec. 381. 2020 Iowa Acts, chapter 1118, section 80, is
18 amended to read as follows:

19 SEC. 80. EFFECTIVE DATE. This division of this Act, being
20 deemed of immediate importance, takes effect upon enactment.

21 Sec. 382. REPEAL. Sections 100B.8, 100B.9, and 256.85, Code
22 2021, are repealed.

23 DIVISION II

24 APPLICABILITY PROVISIONS

25 Sec. 383. RETROACTIVE APPLICABILITY. The following apply
26 retroactively to May 10, 2019:

27 1. The section of this Act amending 2019 Iowa Acts, chapter
28 89, section 22.

29 2. The section of this Act amending 2019 Iowa Acts, chapter
30 89, section 24.

31 Sec. 384. RETROACTIVE APPLICABILITY. The following applies
32 retroactively to June 25, 2020:

33 The section of this Act amending section 910.2B, as enacted
34 by 2020 Iowa Acts, chapter 1074, section 73.

35 Sec. 385. RETROACTIVE APPLICABILITY. The following applies

1 retroactively to June 29, 2020:

2 The section of this Act amending 2020 Iowa Acts, chapter
3 1118, section 80.

4 EXPLANATION

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

7 This bill contains statutory corrections that adjust
8 language to reflect current practices, insert earlier
9 omissions, delete redundancies and inaccuracies, delete
10 temporary language, resolve inconsistencies and conflicts,
11 update ongoing provisions, or remove ambiguities. The Code
12 sections amended include the following:

13 Division I:

14 Sections 7C.12, 12B.14, 15.108, 20.10, 24.9, 37.26, 37.27,
15 43.46, 48A.5, 84A.2, 86.12, 89A.6, 91A.12, 96.28, 97.50,
16 97.53, 97B.1A, 97B.43, 97B.56, 125.85, 144.41, 144.50, 144.56,
17 145A.7, 177A.19, 196.10, 205.8, 210.23, 218.92, 222.1, 222.2,
18 225.17, 227.2, 227.10, 227.15, 229.17, 229.19, 229.22, 229.24,
19 232.9, 232.11, 232.127, 232.142, 233A.11, 249.1, 256B.9,
20 257.22, 257B.28, 296.4, 306.19, 306.22, 306.27, 321.57,
21 321A.2, 321J.10, 323A.2, 327C.21, 327D.190, 327G.68, 331.303,
22 331.321, 331.323, 331.324, 331.341, 331.382, 331.402, 331.554,
23 331.559, 331.602, 331.653, 356.28, 356.30, 356.33, 356A.4,
24 359.45, 360.1, 364.17, 372.2, 384.54, 384.75, 384.76, 386.7,
25 419.13, 419.17, 420.41, 420.244, 420.245, 420.246, 421.17,
26 426A.15, 437.11, 437.12, 438.7, 441.56, 455B.473, 462A.14D,
27 468.259, 491.10, 491.107, 492.4, 492.10, 492.11, 492.12,
28 514D.4, 515A.11, 523.14, 524.1305, 535.11, 537.5110, 543C.2,
29 557A.3, 600.5, 600.22, 600A.7, 614.17, 631.3, 633.126, 633.210,
30 633.523, 679A.9, 901.1, and 903.3: Changes "to" to "through"
31 in string citations in all of these Code sections to conform
32 the string citations to similar string citations in the Code
33 and to clarify that the last reference in the string is part of
34 the citation.

35 Section 9G.6: Updates style and language and divides a long

1 sentence into two sentences in this Code section relating to
2 the issuance of land patents by the secretary of state.

3 Sections 10.1 and 10.10: Redrafts language describing
4 membership interests in limited liability companies to remove
5 language that will be repealed on July 1, 2021, and to place
6 all of the remaining language in single lettered paragraphs.

7 Section 15.335: Adds the word "tax" before the word "year"
8 in two places to conform to similar language appearing earlier
9 in the same sentences in this provision relating to the
10 research activities corporate tax credit.

11 Section 15.354: Revises language in subsection 2, paragraph
12 "d", relating to the review and scoring of new applications
13 for tax incentives for workforce house projects, to conform
14 to similar language regarding review and scoring of original
15 applications contained in subsection 2, paragraph "a", that
16 indicates that it is the applications for funds, not the
17 applicants, that are reviewed and scored by the economic
18 development authority.

19 Sections 20.19, 24.24, 96.26, 125.3, 125.7, 135.79, 161A.48,
20 210.21, 210.24, 218.100, 225.15, 229.21, 260C.39, 275.11,
21 275.23, 275.24, 276.1, 276.3, 285.1, 331.362, 331.381, 331.401,
22 331.512, 331.552, 331.557, 427A.1, 427B.26, 437B.2, 441.47,
23 444.8, 514D.3, 514D.7, 523.11, 523.12, and 600.18: Redrafts
24 string citations in all of these Code sections, that currently
25 include two Code section citations and the word "to", to
26 eliminate numeric self-references and references to repealed or
27 reserved Code sections, and to clarify that the last reference
28 in the former string citation is part of the citation.

29 Section 24.3: Updates an expression of a negative and
30 replaces the word "hereinafter" with "in this chapter" to
31 clarify this provision relating to the conditions precedent to
32 certification or levy of a property tax by a municipality.

33 Section 29B.1: Redrafts this Code section relating to
34 the applicability of the Iowa code of military justice to
35 alphabetize and place the applicable definitions within a

1 single subsection, and to place the language of the short title
2 for Code chapter 29B in its own subsection.

3 Section 34A.2: Places language from two definitions
4 formerly found in Code section 476.96, that was repealed by
5 2018 Iowa Acts, chapter 1160, section 32, but is currently
6 referenced in these definitions that apply to the Code chapter
7 governing emergency telephone systems.

8 Section 35C.4: Updates to clarify and conform this
9 provision relating to actions for mandamus or judicial review
10 of denials of veterans preferences in employment, or reductions
11 of salary with the intent to bring about the resignation or
12 discharge of an incumbent employee or office holder, to current
13 Code style.

14 Section 43.3: Replaces the word "hereinafter" with "in this
15 chapter" to clarify the applicability of this Code section
16 governing offices affected by primary elections.

17 Section 43.13: Replaces the word "therein" with a reference
18 to Code section 43.11 to clarify language referencing back to
19 an earlier reference to Code section 43.11 in this provision
20 regarding the effect of a failure to file nomination papers for
21 a candidate on an official primary ballot.

22 Section 43.108: Updates language, deletes an incorrect
23 comma, and supplies a missing "or" to clarify language relating
24 to the organization of a state convention by a political party.

25 Section 44.10: Updates language and replaces the words "so
26 withdrawn" with specific language to clarify this provision
27 regarding the effect of a withdrawal of a candidate's
28 nomination on the contents of an official ballot.

29 Section 54.8: Conforms language relating to ballots marked
30 in violation of an elector's pledge in subsection 2 of this
31 Code section to similar language in subsection 3.

32 Section 74.2: Numbers unnumbered paragraphs, updates
33 language, divides a long sentence into two, and adds a comma
34 after a "subsection 1" reference in subsection 2, in this
35 provision relating to endorsement and interest on certain

1 warrants that are presented to the treasurer of state.

2 Section 80.4: Replaces the word "aforesaid" with a
3 reference to the rest of this Code section pertaining to
4 allocation of the duties of the department of public safety to
5 clarify the meaning of this provision that provides additional
6 flexibility to the commissioner of public safety to make those
7 allocations.

8 Section 80.5: Strikes the word "hereinafter" to clarify
9 this provision outlining the general duties of the department
10 of public safety and to conform with the practice of assigning
11 duties to that department in various parts of the Code.

12 Section 80.9A: Adds the words "of the department" to conform
13 this provision to the balance of this Code section governing
14 the authority and duties of peace officers of the department
15 of public safety.

16 Section 80B.13: Adds the words "reserve peace officers" and
17 "reserve peace officer's" in provisions relating to issuance of
18 certificates and the process for revocation or suspension of
19 certification to conform with changes made by 2020 Iowa Acts,
20 chapter 1037, that permitted the suspension and revocation of
21 certificates held by reserve peace officers by the Iowa law
22 enforcement academy council.

23 Section 85.31: Replaces an archaic reference to "aforesaid"
24 with specific subsection references to clarify this provision
25 regarding payment of workers' compensation to dependents of an
26 employee who dies from work-related injuries.

27 Section 85.34: Strikes redundant, archaic internal
28 references to conform to similar references in paragraphs "w"
29 and "x" of this Code section pertaining to calculation of
30 workers' compensation for permanent disabilities and during a
31 healing period for permanent partial disabilities.

32 Section 85.37: Redrafts language to eliminate obsolete
33 language and incorporate the current standard into the
34 remaining text in language relating to calculation of weekly
35 workers' compensation benefit amounts for employees who have

1 become temporarily totally disabled or who are within a healing
2 period for a permanent partial disability.

3 Section 85.61: Strikes language made redundant by identical
4 language contained in the lead-in paragraph, replaces an
5 archaic reference to "herein" with a Code chapter reference,
6 and replaces the use of "incompetent's" as a noun with the term
7 "incompetent person's" to conform to current Code style in
8 this definitions Code section for the Code chapter relating to
9 workers' compensation.

10 Section 85.65A: Removes an archaic initial date while
11 retaining the deadline for an examination of the outstanding
12 liabilities of the second injury fund by the commissioner of
13 insurance.

14 Section 85A.3: Updates archaic language describing the
15 application of the Code chapter governing occupational diseases
16 to employers as defined by the workers' compensation law.

17 Section 85A.11: Updates the language and style, removes an
18 archaic reference to the disease "brucellosis", and divides
19 a long sentence into two in this provision relating to the
20 testing of employees for brucellosis and the process for
21 verification of those results of those tests.

22 Section 85A.13: Replaces "herein" with a reference to the
23 Code chapter in this provision regarding occupational disease
24 compensation for pneumoconiosis.

25 Section 89A.2: Conforms the use of terminology within an
26 exception to elevator maintenance, construction, alteration,
27 and installation requirements and clarifies the meaning of the
28 word "thereof" in this provision regarding the scope of the
29 Code chapter regulating elevators.

30 Section 96.9: Replaces the word "herein" with a subsection
31 reference to clarify the meaning of language relating to
32 deposit of funds requisitioned for the payment of expenses of
33 administration related to unemployment compensation.

34 Section 99.1A: Numbers unnumbered paragraphs, updates
35 language, and divides a long sentence into two in this

1 provision prohibiting houses of prostitution or other
2 nuisances.

3 Section 99F.7A: Adds the word "sports" before the word
4 "wagering" within the term "advance deposit sports wagering"
5 to conform to other uses of that term within this subsection
6 regarding operating agreements by licensees to conduct this
7 type of wagering.

8 Sections 100B.8 and 100B.9: Repeals these two provisions
9 relating to the transition of employees and former location of
10 the fire service institute that was part of and located at Iowa
11 state university, but now is part of the department of public
12 safety and located at Camp Dodge.

13 Section 123.63: Updates language to clarify the meaning of
14 this Code section relating to issuance of a temporary writ of
15 injunction in an action to enjoin a nuisance.

16 Section 123.65: Replaces "herein" with a reference to the
17 Code section relating to contempt in this provision relating
18 to punishment for violations of injunctions issued against
19 nuisances.

20 Section 123.66: Replaces "hereunder" with more specific
21 language, based on similar language in Code section 123.67, in
22 this Code section relating to priority of actions to enjoin a
23 nuisance or to establish a violation of an injunction against a
24 nuisance over other business pending before the district court.

25 Section 124.204: Reenacts part of the language previously
26 contained in 2019 Iowa Acts, chapter 130, that could not be
27 codified due to changes made by 2020 Iowa Acts, chapter 1023,
28 to this Code section specifying the controlled substances that
29 fall within schedule I.

30 Section 124E.12: Strikes a reference to the department of
31 transportation to conform this provision, removing liability
32 for civil or disciplinary penalties by the board of medicine
33 or any other licensing board or entity for activities relating
34 to a patient's possession or use of medical cannabidiol, to
35 similar changes made by 2020 Iowa Acts, chapter 1116.

1 Section 135B.34: Corrects the applicability language for a
2 definition that applies to this Code section governing criminal
3 history and abuse record checks of hospital employees.

4 Section 135C.46: Updates a string citation by changing
5 the word "to" to "through" and by changing the last citation
6 to refer to Code section 135C.42 in language relating to
7 assessment and collection of penalties from health care
8 facilities by the director of inspections and appeals. Code
9 section 135C.43, which was removed from the citation, relates
10 to judicial review of final administrative actions of the
11 department of inspections and appeals.

12 Section 135P.3: Conforms the use of terminology within this
13 provision relating to adverse health care incidents in health
14 facilities to other uses within this same Code section and
15 to the definition of "health facility" found in Code section
16 135P.1.

17 Section 142.13: Updates language and replaces the word
18 "herein" with a chapter reference in this provision relating
19 to the burial of a deceased person whose body has been used for
20 scientific purposes in a private cemetery lot, if the person
21 owns or has the right of burial in that lot.

22 Section 144.5: Replaces the word "hereunder" with a Code
23 chapter reference in this provision relating to the duties of
24 the state registrar of vital statistics.

25 Section 144.20: Updates terminology used to describe the
26 social services entity that provides additional information
27 relating to adoptions to the court to conform to the
28 terminology currently used to describe those entities in Code
29 chapters 600 and 600A.

30 Section 144F.2: Adds references to the provisions within
31 Code chapter 232D that pertain to the powers and duties of a
32 guardian for a minor to language relating to the designation of
33 a lay caregiver to provide patient assistance after discharge
34 from a hospital. Those powers and duties were contained in
35 Code section 633.635, but were moved to Code chapter 232D by

1 2019 Iowa Acts, chapter 56.

2 Section 144F.6: Adds a reference to the provision within
3 Code chapter 232D that governs the duties of a guardian for a
4 minor to this provision regarding construction of Code chapter
5 144F that relates to lay caregiver designations after patient
6 discharge from a hospital.

7 Section 148C.4: Adds the words "but is not limited to"
8 to reflect the breadth of the actual scope of practice of
9 physician assistants referenced earlier in this provision
10 describing medical services that physician assistants may
11 provide.

12 Section 148C.5: Deletes references to rules relating
13 to medical services by physician assistants that no longer
14 exist, and updates a reference to a rule that was amended and
15 renumbered as "v", to conform to rulemaking changes made in ARC
16 5177C, IAB Vol. XLIII, No. 6, p. 504 (9/9/20).

17 Section 152.10: Changes "to" to "through" to clarify that
18 Code section 147.89 is a part of the string citation, and
19 changes "prescribe" to "adopt" to conform to Code chapter
20 17A terminology, in this provision regarding revocation or
21 suspension of nursing licenses.

22 Section 153.15: Reformats the style and changes the word
23 "herein" to "in this section" to clarify this Code section
24 regarding the scope of practice of dental hygienists.

25 Section 153.17: Replaces the word "herein" with a
26 Code chapter reference to reflect the location of all of
27 the exceptions to the prohibition against the practice of
28 dentistry, dental surgery, or dental hygiene by persons who are
29 not dentists, dental surgeons, or dental hygienists.

30 Section 153.33: Updates language and archaic internal
31 references, divides long sentences, and corrects an internal
32 reference to improve the clarity and readability of this
33 provision relating to the powers of the board of dentistry.

34 Section 154.1: Repeats language used earlier in a
35 sentence to replace "of the above pharmaceuticals" in this

1 provision relating to the use of diagnostic and therapeutic
2 pharmaceuticals by optometrists.

3 Section 154.2: Replaces "herein defined" with "described
4 in this chapter" to reflect the content of the Code chapter
5 governing the practice of optometry in this provision relating
6 to the scope of the Code chapter.

7 Section 189.17: Replaces "established hereunder" with
8 "adopted pursuant to this subchapter" to clarify the meaning
9 and conform the language to other provisions referencing
10 rulemaking under Code chapter 17A in this provision.

11 Sections 190B.101, 190B.102, and 190B.103: Changes
12 references to "chapter" to "subchapter" in these provisions
13 that formerly were not part of a subchapter, but are now
14 contained in subchapter I of Code chapter 190B, to reflect the
15 addition of a new subchapter II by 2020 Iowa Acts, chapter
16 1074, and to reflect the fact that the definitions and other
17 provisions in what is now subchapter I do not apply to the new
18 subchapter II.

19 Section 200.8: Deletes an unnecessary phrase and moves the
20 word "the registrant" to place the subject and verb together
21 and to improve the readability of this provision regarding the
22 filing of annual statements relating to the distribution of
23 specialty fertilizer in this state.

24 Section 200.16: Divides a long sentence into two, moves
25 language, and updates the style to improve the readability
26 of this provision regarding stop sale orders for commercial
27 fertilizer or soil conditioners.

28 Section 200.18: Replaces "thereunder" in two places with
29 a Code chapter reference and the word "the" with "this" to
30 clarify this provision relating to requirements established
31 for and penalties for violations of requirements for
32 commercial fertilizer, soil conditioners, or anhydrous ammonia
33 installations, equipment, or operation.

34 Section 204.8: Changes language to more closely
35 resemble other language describing the maximum delta-9

1 tetrahydrocannabinol concentration that may be present in a
2 hemp crop sample.

3 Section 208A.4: Numbers unnumbered paragraphs and updates
4 language to clarify this provision relating to state inspection
5 of antifreeze prior to sale.

6 Section 210.8: Replaces the word "herein" with a Code
7 chapter reference and changes "to" to "through" within a
8 string citation to clarify that the last Code section cited
9 is included within the citation in this provision regarding
10 standards for sale of dry commodities.

11 Section 210.18: Numbers unnumbered paragraphs and redrafts
12 a string citation, to eliminate a reference to a repealed Code
13 section and to clarify that the last Code section cited is part
14 of the citation, in this provision requiring that commodities
15 bought and sold by weight or measure conform to certain
16 standard weights and measures.

17 Section 217.3: Changes the words "board of welfare" to
18 "agency" to reflect the replacement of county boards of social
19 welfare with other entities beginning in 1993 with the changes
20 made by 1993 Iowa Acts, chapter 54.

21 Section 218.31: Replaces the word "same" with "witnesses"
22 and "thereto" with "to the investigation" to clarify and
23 improve the readability of this provision relating to
24 investigations of institutions by an administrator of the
25 department of human services.

26 Section 218.43: Updates archaic language to improve the
27 readability of this provision relating to deductions from
28 the wages of a resident of a department of human services
29 institution for the costs taxed to the resident for the
30 resident's commitment to the institution.

31 Section 218.44: Updates archaic language to improve
32 the readability of this provision relating to payment of
33 wages earned by a resident of a department of human services
34 institution to dependents, the resident, or the county of
35 commitment for the costs of the resident's care.

1 Section 232.72: Replaces the word "they" with the words
2 "the office and the county attorney" to clarify the meaning
3 of this provision relating to transfers of reports and other
4 information pertaining to child abuse that have been received
5 in a county in which the child's home is not located to the
6 county in which the child's home is located.

7 Section 233A.15: Numbers unnumbered paragraphs, and
8 replaces a reference to "above" with a subsection reference to
9 clarify this provision relating the detailing of children at
10 the state training school to perform services at parks, game
11 and forest areas, and other lands under the jurisdiction of the
12 department of natural resources.

13 Section 252B.1: Adds a terminal comma before the last
14 item in a series and replaces a comma and the word "and" with
15 the word "or" to distinguish between two mutually exclusive
16 categories of persons in this definition of "child" under the
17 Code chapter governing child support recovery.

18 Section 256.43: Strikes a reference to Code section 256.9,
19 subsection 55, that contained language providing for the
20 establishment of the online learning program model until it was
21 stricken by 2020 Iowa Acts, chapter 1107, section 4, from this
22 provision regarding the establishment of an online learning
23 program model by the director of the department of education.
24 A reference to "program" is also stricken from subsection 1,
25 paragraph "i", because the program model no longer exists.

26 Section 256.85: Repeals this Code section that permits the
27 Iowa public broadcasting division to use the Iowa facilities
28 improvement corporation resources to purchase energy efficiency
29 packages. The Iowa facilities improvement corporation filed
30 articles of dissolution with the secretary of state and was
31 dissolved in 2008.

32 Section 256B.6: Replaces the word "herein" with a Code
33 chapter reference in language regarding the enrollment of
34 children requiring special education in special classes or
35 supporting services provided by a school district or area

1 education agency.

2 Section 260C.48: Deletes obsolete transition language
3 regarding community college instructor qualifications from this
4 provision establishing accreditation standards for community
5 college programs.

6 Section 261A.24: Replaces the word "the" with "this" to
7 clarify this provision relating to the issuance of obligations
8 and powers of the higher education loan authority.

9 Section 261E.11: Strikes language referring to an online
10 learning program that was eliminated by changes made in
11 2020 Iowa Acts, chapter 1107, in this provision regarding
12 internet-based and Iowa communications network coursework.

13 Section 272.2: Changes the word "crime" to "offense" to
14 conform the terminology to a definition of "offense directly
15 relates" that was added to Code section 272.1, and to other
16 similar changes made to terminology by 2020 Iowa Acts, chapter
17 1103, in this Code section relating to denial or revocation of
18 an education practitioner's license because of certain conduct.

19 Section 279.9: Adds language similar to language found in
20 Code section 279.9B, divides a long sentence, and updates other
21 language to clarify and improve the readability of this Code
22 section regarding rules adopted by school boards governing the
23 use of tobacco, alcoholic beverages, or controlled substances
24 by students of the schools.

25 Section 280.3: Strikes a reference to subsection 3, that had
26 contained language regarding the core curriculum subject areas
27 that must be contained in the minimum educational program until
28 the subsection was stricken and rewritten by 2020 Iowa Acts,
29 chapter 1117, in this provision regarding the minimum education
30 program curriculum requirements for public and nonpublic
31 schools.

32 Section 280.19A: Strikes obsolete language from this
33 provision governing the development of plans for alternative
34 options education programs for at-risk students.

35 Section 294.11: Updates and simplifies language, and

1 changes "to" to "through" within a string citation to clarify
2 that the last Code section is contained within the citation, in
3 this provision regarding the adoption of a resolution by the
4 board of directors of a school district to terminate a pension
5 and annuity retirement system.

6 Section 309.25: Updates language and divides a long
7 sentence into two to clarify and improve the readability of
8 this provision governing the considerations that must be made
9 by a county board of supervisors when adopting a secondary road
10 program or project.

11 Section 309.26: Updates language and divides a long
12 sentence into two to clarify and improve the readability of
13 this provision governing the provisional selection of roads
14 that are to be embraced within a secondary road program or
15 project.

16 Section 311.9: Updates language and punctuation, and
17 adds an internal reference to Code section 311.8, to clarify
18 this provision excluding publicly owned real estate from the
19 apportionment of costs of a proposed secondary road assessment
20 district project.

21 Section 311.15: Updates language to improve the clarity of
22 this provision relating to hearings and orders regarding the
23 proposed establishment of secondary road assessment districts.

24 Section 311.17: Changes punctuation and moves language
25 to improve the clarity of language relating to agreements
26 for installment payments of assessments for secondary road
27 assessment district projects that are over \$500.

28 Section 320.6: Numbers unnumbered paragraphs and updates
29 language governing highways and the construction and
30 maintenance of mains, pipes, and cattleways.

31 Section 321.236: Strikes obsolete language relating to
32 parking violation forms that were superseded by changes to the
33 law requiring new forms in 1980 and in 2007 and clarifies the
34 applicability of the last Code section reference in a string
35 citation relating to powers of local authorities over the use

1 of highways by replacing the word "to" with "through".

2 Section 321.266: Rewrites a string citation to eliminate
3 an unnecessary self-reference that was editorially created
4 when 1976 Iowa Acts, chapter 1173, section 1, was codified as
5 subsection 4 of this Code section. The 1976 language did not
6 indicate placement for the new language and, when it was added,
7 it appears that the original reference to the entire Code
8 section was editorially altered to account for the addition of
9 subsection 4, although the reporting requirements are contained
10 in subsections 1 and 2 only.

11 Section 321.291: Changes the word "information" to
12 "citation or complaint" to reflect the fact that Code section
13 321.285 is punishable as a scheduled violation and would be
14 charged by citation or complaint.

15 Section 321.314: Replaces a reference to "hereinafter" with
16 a string citation to Code sections 321.315 through 321.318 in
17 this provision relating to when use of a turn signal of some
18 form is required.

19 Section 321.316: Updates an expression of a negative and
20 replaces a vague reference to "herein" with references to
21 provisions governing the signals that may be given by operators
22 of vehicles to indicate changes in vehicle speed or turns.

23 Section 321.318: Replaces a reference to "herein" with
24 a Code chapter reference in this provision relating to the
25 methods for the giving of signals by operators of vehicles.

26 Section 321.359: Updates language to clarify and connect
27 this provision relating to unlawful movement of a vehicle
28 by a person who does not own the vehicle to the immediately
29 preceding Code section that prohibits vehicles from being moved
30 to certain places.

31 Section 321.398: Strikes the unclear word "hereinbefore"
32 from this provision governing the lighting equipment required
33 for various vehicles.

34 Section 321.409: Replaces the expression "hereinafter
35 provided" with "otherwise provided in this chapter" to clarify

1 language establishing requirements for the arrangement of
2 various lighting equipment on motor vehicles.

3 Section 321.420: Replaces the word "herein" with a Code
4 chapter reference to clarify this provision governing the
5 number of lamps on a motor vehicle that may be lighted at any
6 one time.

7 Section 321.501: Updates the language of this provision
8 governing the service of original notice of suit in an action
9 for damages from a motor vehicle accident upon a nonresident.

10 Section 321.507: Replaces "this law" with a series of
11 citations to the Code sections relating to actions for damages
12 from motor vehicle accidents that are maintained against
13 nonresidents in this provision relating to venue for those
14 actions.

15 Section 321A.10: Divides and redrafts language to improve
16 the readability of this provision relating to security that is
17 given following an accident under the Code chapter governing
18 motor vehicle financial responsibility.

19 Section 321A.23: Strikes the phrase "now or hereafter",
20 that was enacted in 1947 Iowa Acts, chapter 172, and refers to
21 any time after that legislation's effective date of October
22 1, 1947, from language providing that Iowa's motor vehicle
23 financial responsibility law does not affect or apply to
24 automobile liability insurance policies that are required under
25 another state's law, but permitting those policies to be used
26 to comply with Iowa's law if they substantially conform.

27 Section 321A.30: Replaces "hereunder" with "under this
28 chapter" in this provision relating to sales of vehicles by
29 persons whose registration rights or privileges have been
30 suspended to other persons. This provision was enacted in
31 1947 Iowa Acts, chapter 172, and that Act was codified in Code
32 chapter 321A.

33 Sections 321J.12 and 321J.20: Adds the word "restricted"
34 between the words "temporary" and "license" to match
35 other terminology used in these Code sections relating to

1 establishing requirements relating to the issuance and holding
2 of a temporary restricted license.

3 Section 327D.40: Replaces "to" with "through" in a string
4 citation to clarify that the last Code section is included
5 within the citation and updates archaic language to improve the
6 readability of this provision relating to rate-making between
7 railways for the transportation of property.

8 Section 327D.131: Replaces "to" with "through"
9 and eliminates a numeric self-reference to clarify the
10 applicability of the citation to the listed Code sections and
11 replaces "therein" with a reference to certificates to clarify
12 this provision relating to certificates of weights issued by
13 railways for carloads of bulk commodities that are transported
14 by rail.

15 Section 327D.132: Replaces "to" with "through" in a string
16 citation to clarify that the last Code section is included
17 within the citation and replaces the word "therein" with "in
18 those sections" to clarify this provision relating to penalties
19 for certain statutory violations by common carriers.

20 Section 329.6: Numbers unnumbered paragraphs and changes
21 "to" to "through" in a string citation to clarify that the last
22 Code section is included within the citation in this provision
23 relating to municipal zoning for airport areas.

24 Section 331.502: Replaces "to" with "through" in two
25 provisions to clarify that the last Code section listed in each
26 case is part of the citation string in this provision regarding
27 the duties of county auditors. In subsection 19, a reference
28 to Code section 306.31 is stricken from a series of citations
29 because the former duty of the county auditor to swear in
30 appraisers was stricken from that Code section by 1999 Iowa
31 Acts, chapter 171, section 31.

32 Section 335.12: Adds the words "of adjustment" in two
33 places and replaces "such" with "the" to clarify which board
34 is referenced in this provision relating to adoption of rules
35 by county boards of adjustment.

1 Section 335.16: Replaces the words "above mentioned"
2 with a specific Code section reference for hypertext linkage
3 and adds the words "of adjustment" to clarify which board is
4 referenced in this provision relating to decisions by the board
5 of adjustment in appeals from orders, requirements, decisions,
6 or determinations made by a county officer, department, board,
7 or bureau.

8 Section 335.17: Adds the words "of adjustment" and
9 updates language to clarify this provision relating to the
10 vote required for a board of adjustment to reverse an order,
11 requirement, decision, or determination made by a county
12 officer, department, board, or bureau.

13 Section 335.19: Updates to conform this language to nearly
14 identical language found in Code section 303.62, in this
15 provision relating to writs of certiorari directed by a court
16 to a board of adjustment to review the decision of the board of
17 adjustment.

18 Section 335.20: Updates language and adds a reference
19 to the Code section describing the issuance of the writ of
20 certiorari to improve the clarity and to obviate a printing
21 error that was made during the publication of the 1971 Code, in
22 which the "t" in "thereof" was inadvertently dropped, in this
23 provision relating to the record that must be sent by a board
24 of adjustment to the reviewing court upon the issuance of a
25 writ of certiorari.

26 Section 335.21: Adds the words "of adjustment" and updates
27 language to clarify this provision relating to when costs may
28 be allowed against a board of adjustment by a court for board
29 decisions.

30 Section 335.27: Adds the word "then" to set off the balance
31 of the sentence from the prefatory clause, and replaces "to"
32 with "through" to clarify that the last provision listed is
33 part of the citation string, in this provision regarding county
34 agricultural land preservation ordinances.

35 Section 335.30: Strikes a comma after "including but not

1 limited to" and adds a comma after "square footage" to clarify
2 that the clause relating to foundation, set-back, and minimum
3 square footage is one of the standards that must apply to both
4 manufactured homes and site-built, single-family dwellings that
5 are constructed on the same lot.

6 Section 349.10: Clarifies that the requirements of the Code
7 chapter pertaining to the selection of official newspapers do
8 not prevent applicant newspapers, that have been previously
9 rejected, from again applying to become an official newspaper
10 if all certified statements have been rejected.

11 Section 356.15: Conforms the second part of a sentence to
12 the initial language in the sentence in this provision relating
13 to charges and expenses that may be allowed for prisoners in
14 jails and municipal holding facilities.

15 Section 357.5: Replaces the word "such" with a specific
16 reference to the Code section that provides for the setting of
17 a hearing in this provision governing the decisions by boards
18 of supervisors regarding the establishment of a benefited water
19 district.

20 Section 357.8: Replaces the word "said" with a reference
21 to the Code section under which an engineer is appointed and
22 replaces "such" with the word "hydrants", in this provision
23 relating to the preliminary plat showing water mains and
24 hydrants that is prepared by the engineer.

25 Section 357.14: Conforms the language describing the
26 results of an election on a proposed benefited water district
27 improvement to language contained in Code section 357.12,
28 divides a long sentence, and updates language in this provision
29 regarding procedures to be followed if a proposal for the
30 construction of an improvement is approved in an election.

31 Section 357.24: Removes a comma after "per diem" to
32 reconnect an essential clause to the rest of the sentence in
33 this provision relating to payment of fees for engineering
34 services for water district improvements.

35 Section 357.26: Adds a terminal comma before the last item

1 to two series and replaces "therein" with "in the district" and
2 "it" with "the utility" in this provision relating to duties of
3 the trustees of a benefitted water district.

4 Section 359.31: Updates archaic language to improve the
5 readability of this provision regarding the power of township
6 trustees over cemeteries.

7 Section 390.3: Adds a comma after the word "notice" to
8 clarify the relationship between the items in the series and
9 the subsequent Code citations in this provision relating to
10 performance of joint agreements for electrical utilities.

11 Section 403.15: Replaces the word "hereunder" with a Code
12 chapter reference to clarify this provision relating to urban
13 renewal agencies.

14 Section 403.16: Redrafts to clarify language and conform
15 the style of this provision prohibiting public officials and
16 employees from having personal interests in urban renewal
17 projects to current Code style.

18 Section 414.2: Updates archaic language and strikes the
19 word "hereinafter" to clarify and improve the readability
20 of this provision relating to the division of a city into
21 districts for purposes of regulation of buildings and land use
22 and construction by the city council.

23 Section 414.7: Updates and clarifies language to improve
24 the readability of this provision relating to the appointment
25 of a board of adjustment by a city council.

26 Section 420.229: Updates language, changes "to" to
27 "through" and removes a self-reference in a string citation,
28 and replaces the word "hereby" with a Code chapter reference
29 in this provision that prescribes the methods of collection of
30 delinquent city taxes.

31 Section 420.240: Replaces "to" with "through" to clarify
32 that the last provision listed is part of the citation
33 string, replaces "herein" with a Code chapter reference in
34 two instances, and updates style of other language in this
35 provision relating to the applicability of Code sections

1 providing for redemption of property sales of real estate for
2 delinquent taxes.

3 Section 420.247: Conforms the style of this Code section to
4 the style used in the surrounding Code sections and repeats a
5 Code section citation to facilitate hypertext linkage in this
6 provision relating to tax sales by special charter cities.

7 Section 421.27: Changes "this" to "the" to conform
8 the language of a subparagraph to the language of other
9 subparagraphs in this provision establishing penalties for
10 failure to timely file tax returns or pay taxes.

11 Section 422.5: Replaces the word "provision" with
12 "subparagraph", replaces the word "herein" with a Code section
13 reference, and replaces "hereinafter" with a subchapter
14 reference to clarify this provision relating to tax rates that
15 are to be imposed upon the taxable income of every resident and
16 certain nonresidents of this state.

17 Section 422.7: Strikes an obsolete provision relating to
18 deductions from a taxpayer's income for wages paid to persons
19 who were on parole or probation and to whom the interstate
20 probation and parole compact under Code section 907A.1,
21 Code 2001, applied. A definition of the term "elementary or
22 secondary school" is also redrafted to conform to current Code
23 style and to improve readability. The old interstate probation
24 and parole compact was replaced with the interstate compact for
25 adult offender supervision that is contained in Code chapter
26 907B.

27 Section 422.12: Updates and simplifies archaic language in
28 this provision relating to deductions that may be made from
29 computed income tax.

30 Section 422.35: Strikes an obsolete provision relating to
31 deductions from corporate income for wages paid to persons
32 who were on parole or probation and to whom the interstate
33 probation and parole compact under Code section 907A.1, Code
34 2001, applied. The old interstate probation and parole compact
35 was replaced with the interstate compact for adult offender

1 supervision that is contained in Code chapter 907B.

2 Section 422.89: Changes "amount" to "amounts" to clarify
3 this provision enumerating situations in which penalties for
4 underpayment of tax will not be imposed.

5 Section 427.1: Replaces "herein" with a subsection
6 reference to clarify this provision regarding the recording
7 of deeds or leases for the property of religious, literary,
8 and charitable societies for the purposes of exempting those
9 properties from property taxation.

10 Section 428A.1: Changes "to" to "through" in three string
11 citations to clarify that the last subsection cited is included
12 within the citation and adds the word "the" to improve the
13 readability of this provision relating to declarations of value
14 for purposes of calculation of the real estate transfer tax.

15 Section 441.22: Changes a string citation to a reference
16 to Code chapter 427C, which currently consists, but did not
17 always, of all of the Code sections in the current string
18 citation in this provision exempting certain forest and
19 fruit-tree reservations from property taxation.

20 Section 443.2: Numbers unnumbered paragraphs and changes
21 "to" to "through" within a string citation to clarify that the
22 last subsection should be included within the string within
23 this provision describing the contents and purpose of the
24 county auditor record known as the tax list.

25 Section 455B.137: Corrects a referencing error made in
26 this provision, relating to privileged information held by the
27 department of natural resources, in 2002, when Code sections
28 were moved from division II of Code chapter 455B to become what
29 is now Code chapter 459, the animal agriculture compliance Act,
30 by 2002 Iowa Acts, chapter 1137.

31 Section 455B.183: Changes "to" to "through" to clarify
32 that the last subsection in a string citation is part of the
33 string and changes "department" to "commission" in one instance
34 to conform to similar changes made by 2020 Iowa Acts, chapter
35 1032, in this provision relating to standards for construction

1 of waste disposal systems and public water supply systems.

2 Section 455B.223: Replaces the word "herein" with a part
3 reference, to reflect the defining of the term "operator"
4 in Code section 455B.211, and replaces the word "said" with
5 "this" to clarify this provision requiring competent operators
6 for water treatment plants, water distribution systems, and
7 wastewater treatment plants.

8 Section 455B.224: Replaces "thereunder" with a part
9 reference in three places, replaces "thereof" with "of the
10 violation", and "said" with "this" in two places to update and
11 clarify this provision establishing a penalty for violations of
12 water treatment requirements.

13 Section 455B.307: Replaces "the" with "this" in three
14 places to clarify this provision relating to measures that may
15 be taken by the director of the department of natural resources
16 and the attorney general to secure compliance with or prevent
17 violations of the Code sections and administrative rules
18 establishing solid waste disposal requirements.

19 Section 455B.803: Strikes obsolete language requiring the
20 environmental protection commission to submit recommendations
21 to the general assembly regarding the necessity of continuing
22 enforcement of mercury-added switch removal, collection, and
23 recovery plan requirements.

24 Section 456A.24: Replaces "hereinafter" and "above" with
25 subsection references and updates other language to clarify
26 this provision relating to acquisition of lands for public
27 hunting, fishing, and trapping areas; fish hatcheries, fish
28 nurseries, game farms, and animal refuges; and for other works
29 of the department of natural resources; and makes changes
30 to clarify a series regarding payment of salaries, wages,
31 compensation, traveling, and other expenses of the department
32 of natural resources.

33 Section 458A.2: Replaces "hereinabove" with a Code
34 section reference, to correct a referencing error made in the
35 preparation of the 1991 Iowa Code when the definitions in this

1 Code section were alphabetized, and conforms the style of an
2 alphanumeric list to current Code style in this definitions
3 Code section for the Code chapter pertaining to exploration for
4 oil, gas, and other minerals.

5 Section 458A.16: Moves language and sets out the elements of
6 the prohibited activities in this provision penalizing certain
7 activities done in violation of requirements established by the
8 department of natural resources for the exploration for oil,
9 gas, and other minerals.

10 Section 459.501: Corrects two incorrect references in
11 this provision relating to compensation under the livestock
12 remediation fund for abandoned animals that have been seized by
13 the department of agriculture and land stewardship.

14 Section 460.302: Adds a comma after a date at the end
15 of a prefatory clause in this provision relating to a pilot
16 demonstration and research project to eliminate groundwater
17 contamination from agricultural chemicals and agricultural
18 drainage wells.

19 Section 461A.34: Redrafts to clarify the meaning and
20 improve the readability of this Code section regarding
21 municipal, individual, and corporate powers to establish parks.

22 Section 461A.44: Replaces the word "same" with more
23 specific language to clarify this provision prohibiting
24 entrance onto park or preserve property without permission from
25 department of natural resources officials.

26 Section 461A.59: Redrafts to clarify the meaning and
27 improve the readability of this Code section regarding the
28 establishment of water recreational areas by municipalities or
29 private corporations.

30 Section 461A.61: Replaces "said petition" with more
31 specific language to clarify this provision relating to
32 petitions to establish a water recreational area.

33 Section 462A.29: Replaces "its" with "and the commission's"
34 to clarify this provision exempting peace officers, the natural
35 resource commission, and deputies, agents, and employees

1 of the commission from liability for engaging in certain
2 employment-related activities.

3 Section 468.37: Updates language to clarify this provision
4 regarding contracts for improvements in districts established
5 to deal with surface water drainage issues.

6 Section 468.71: Updates language to clarify this provision
7 relating to improvement certificates issued to authorize
8 the bearer to collect and receive assessments for drainage
9 improvements.

10 Section 468.72: Updates language to clarify this provision
11 regarding the interest rate for drainage improvement
12 certificates.

13 Section 468.214: Replaces "herein" with a part reference
14 to clarify this provision relating to the applicability of
15 the Code provisions in the Code chapter regarding levee and
16 drainage districts and improvements to damages, personnel,
17 work, assessments and taxes, improvement certificates and
18 drainage or levee bonds, and various proceedings relating to
19 all of those things.

20 Section 468.274: Replaces the word "same" with "report"
21 in this provision regarding the notice that must be given if
22 the drainage commissioners and an engineer determine that an
23 intercounty drainage or levee district should be established.

24 Section 468.371: Replaces "aforesaid" with a part reference
25 and updates other language to clarify the meaning of this
26 provision relating to registration of bonds issued to finance
27 the indebtedness of drainage or levee districts that operate
28 a pumping station.

29 Section 468.553: Replaces "aforesaid" with a part
30 reference, updates other language, and divides a long sentence
31 to clarify the meaning of this provision relating to records of
32 drainage refunding bonds executed to extend the financing of
33 indebtedness of drainage or levee districts.

34 Section 476.4: Strikes the ambiguous word "aforesaid"
35 to simplify this provision relating to the effectiveness of

1 tariffs filed with the utilities board on or prior to July 4,
2 1963.

3 Section 476.22: Replaces a string citation that uses the
4 word "to" with a subchapter reference to clarify that the
5 string citation includes all of the Code sections that appear
6 within subchapter II of the Code chapter relating to public
7 utility regulation.

8 Section 476.49: Replaces Code provision references with
9 the language that actually appears in the Code provisions
10 referenced, because those provisions reference yet another Code
11 section, to simplify the referencing within this definition of
12 the term "distributed generation facility".

13 Section 478.10: Strikes an ambiguous use of the word "such"
14 and updates the remainder of the language to clarify and
15 improve the readability of this provision relating to notices
16 regarding and the effect of transfers of electric transmission
17 line franchises.

18 Section 481A.33: Redrafts to update the language and to
19 divide two separate offenses from each other in this provision
20 establishing penalties for erection of improper dams or other
21 obstructions and injury or destruction of lawful dams.

22 Section 495.1: Changes "to" to "through" within a string
23 citation to clarify that the last Code section referenced is
24 included within the citation and divides a long sentence in
25 two in this provision relating to the applicability of Code
26 provisions regarding the issuance of capital stock by foreign
27 corporations that directly or indirectly own, use, operate,
28 or control certain public utilities and interurban and street
29 railways.

30 Section 508.32: Redrafts and reformats language which
31 includes definitions of terms to highlight those definitions,
32 relocates and alphabetizes all definitions to conform to
33 current Code style, and redesignates the resulting subsections
34 and paragraphs in this provision regarding proceeds of life
35 insurance policies and annuity contracts that are held in trust

1 by a life insurance company.

2 Section 511.2: Redrafts language to conform to current Code
3 style and to reflect language currently contained in the Code
4 section headnote in this provision prohibiting officers and
5 directors of life insurance companies from profiting from the
6 investment of funds of the companies.

7 Section 515.41: Replaces a reference to "above" with a
8 Code section string citation and the words "it" and "its"
9 with references to the company in this provision regarding
10 certificates of authority that will be issued by the insurance
11 commissioner for an insurance company, which is not a life
12 insurance company, after the company has filed certain
13 documentation with the commissioner.

14 Section 515.48: Replaces a reference to "herein" with a
15 subsection reference in this provision regarding insurance
16 policies that may be issued by insurance companies, other than
17 life insurance companies, for losses incurred by depreciation.

18 Section 515.109: Replaces the word "herein" with the words
19 "in this section" in this provision establishing the form for
20 fire insurance policies.

21 Section 515.111: Replaces "thereto" with "to" and "therein"
22 with "within a policy" and strikes an unnecessary "that" to
23 clarify and improve the readability of this provision allowing
24 insurance companies, other than life insurance companies,
25 to exclude from coverage, under policies issued by those
26 companies, loss or damage caused by nuclear reaction, nuclear
27 radiation, or radioactive contamination.

28 Section 518B.2: Replaces "hereunder" with "under this
29 chapter" to clarify this provision regarding the federal riot
30 reinsurance reimbursement fund.

31 Section 520.2: Divides a long sentence and redrafts
32 language to update and clarify this provision relating to
33 execution of reciprocal or interinsurance contracts.

34 Section 520.11: Strikes an archaic reference to "now
35 or hereafter" and replaces a reference to "herein" with a

1 Code chapter reference in this Code section relating to the
2 implied power of a corporation to enter into reciprocal or
3 interinsurance contracts.

4 Section 524.1602: Adds a terminal comma before the last
5 item in a series and redrafts a string citation to eliminate a
6 reference to a reserved Code section in language relating to
7 certain conduct for which the superintendent of banking may
8 impose a penalty on a state bank.

9 Section 524.1807: Removes the first Code section currently
10 cited in a string citation, because that Code section only
11 contains definitions of terms, in this provision imposing
12 penalties upon bank holding companies for violations of the
13 Code sections listed in the citation string.

14 Section 536.21: Replaces obsolete language establishing a
15 separate mechanism for the adoption, filing, and publication
16 of rules by the superintendent of banking regarding regulated
17 loans with language citing to the Iowa administrative procedure
18 Act, found in Code chapter 17A, that is currently being
19 followed by the superintendent for the adoption of rules on
20 this subject.

21 Section 543D.23: Adds a citation to Code chapter 17A to
22 improve hypertext linkage, and strikes the term "variance" to
23 conform to changes made to Code section 17A.9A by 2020 Iowa
24 Acts, chapter 1090, in this provision relating to the authority
25 of the superintendent of banking over the real estate appraiser
26 examining board.

27 Section 561.7: Numbers unnumbered paragraphs, updates
28 style, and clarifies the language in this provision relating
29 to changes to the limits of a homestead by the owner and the
30 effect of those changes on a spouse's rights, or those of the
31 children.

32 Section 573.14: Strikes the ambiguous phrase "as provided"
33 and adds a comma in this provision relating to retention
34 of unpaid funds by a public corporation for work done on a
35 public improvement. In 1991 Iowa Acts, chapter 148, the word

1 "herein" that appeared before the word "provided" was stricken,
2 effectively removing the reference point for the "as provided"
3 phrase.

4 Section 573.23: Replaces "therefrom" with "from work on
5 a public improvement", replaces "herein" with a Code chapter
6 reference, and updates other language to clarify this provision
7 relating to the effect of abandonment of work by a contractor
8 on a public improvement on various claims for payment.

9 Section 591.12: Changes "to" to "through" in a string
10 citation to clarify that the last Code section listed is
11 included within the citation and strikes the word "hereof"
12 to clarify this provision relating to the effect of the Code
13 sections cited on certain corporations that were incorrectly
14 incorporated under prior law.

15 Section 602.10122: Replaces the word "herein" with "in
16 this section" to clarify this provision relating to permissive
17 and prohibited forms of solicitation of legal business by
18 attorneys.

19 Section 624.28: Replaces the ambiguous word "such" with
20 a Code section citation to clarify this provision regarding
21 the priority that must be given certain judgment liens against
22 railway corporations or partnerships.

23 Section 626.83: Replaces the word "hereinbefore" with
24 "in this chapter for the first execution" in this provision
25 describing the process for execution on additional property if
26 a first execution upon a debtor's property fails to satisfy a
27 judgment.

28 Section 626.98: Replaces reference to "hereinbefore" with a
29 specific Code section reference in this Code section relating
30 to the person to whom a sheriff must execute a deed for land
31 that has been levied upon and sold on execution after the
32 period of redemption has expired.

33 Section 633.198: Replaces the word "herein" with a part
34 reference in this provision relating to attorney's fees allowed
35 on estates. The schedule of fees for personal representatives

1 that is referenced is contained in Code section 633.197 and is
2 within the same part as this Code section.

3 Section 636.3: Updates archaic language to clarify and
4 improve the readability of this Code section pertaining to the
5 rectifying of defects in bonds, securities, or affidavits given
6 by a party to a proceeding.

7 Section 636.6: Replaces the words "above referred to" with
8 "as prohibited under section 636.5" in this provision relating
9 to when a new bond may be required by a board of supervisors of
10 a county for any officer who is required to post an official
11 bond.

12 Section 636.9: Strikes the word "such" and inserts a
13 specific reference to the Code section describing the making of
14 the affidavit described in this Code section as not necessarily
15 exempting an officer from liability.

16 Section 636.12: Replaces ambiguous language with more
17 specific language to clarify this provision relating to the
18 effect of a withdrawal of a certificate of authority of a
19 surety company on the list of corporate sureties that the
20 commissioner of insurance files with the district court of each
21 county.

22 Sections 636.32 and 636.33: Replaces the words "said
23 fiduciary" with "a fiduciary not governed by the probate code"
24 in these two provisions relating to the winding up of affairs
25 of an estate and the duties of fiduciaries not governed by the
26 probate code.

27 Section 641.5: Updates language to clarify and improve
28 readability, and changes "to" to "through" in a string citation
29 to clarify that the last Code section is included within the
30 citation, in this provision relating to indemnification of a
31 sheriff for the wrongful execution of a writ of attachment.

32 Section 657.2: Strikes the archaic word "hereafter"
33 which was enacted in 1933 Iowa Acts, chapter 183, and refers
34 to the time period after that enactment, in this provision
35 classifying certain objects or structures erected or maintained

1 within certain distances from an airport or landing place as
2 a nuisance.

3 Section 657.3: Updates archaic language to improve the
4 readability of this provision penalizing and providing for the
5 ordering of abatement of nuisances by the court.

6 Section 709.13: Conforms terminology within this Code
7 section to avoid confusion between the differing definitions of
8 the term "child" under Code chapter 232 and the term "child" as
9 used in the chapters constituting the criminal code.

10 Section 910.3: Replaces references to "public service"
11 with references to "community service" to conform to other
12 references to that type of service elsewhere in this Code
13 chapter and under the Code sections governing restitution.

14 Section 915.36: Rewrites language to improve the
15 readability of these two provisions regarding the protection of
16 privacy of victims of sexual abuse or incest who are under the
17 age of 18.

18 2019 Iowa Acts, chapter 89: Corrects two internal
19 references in this 2019 Iowa Act that amended Code section
20 29C.20C. This correction is made retroactively applicable to
21 May 10, 2019, in division II of the bill.

22 2020 Iowa Acts, chapter 1074: Corrects an internal
23 reference to the "effective date of this Act" in language
24 enacted in Code section 910.2B, because this Act had multiple
25 divisions and multiple effective dates. This correction is
26 made retroactively applicable to June 25, 2020, in division II
27 of the bill.

28 2020 Iowa Acts, chapter 1118: Corrects an internal
29 reference in an effective date provision in a division of
30 this 2020 Iowa Act that had multiple divisions and multiple
31 effective dates. This correction is made retroactively
32 applicable to June 29, 2020, in division II of the bill.

33 Division II of the bill provides for the retroactive
34 applicability of various amendments to 2019 and 2020 Iowa Acts,
35 based upon the effective dates and applicability dates of the

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1 original enactments.