

**Senate Study Bill 3162 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
APPROPRIATIONS BILL BY  
CHAIRPERSON KRAAYENBRINK)

**A BILL FOR**

1 An Act relating to state and local finances by making  
2 appropriations, providing for legal and regulatory  
3 responsibilities, providing for other properly related  
4 matters, and including effective date and retroactive  
5 applicability provisions.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

1 Section 1. LIMITATIONS OF STANDING APPROPRIATIONS — FY  
2 2022-2023. Notwithstanding the standing appropriation in the  
3 following designated section for the fiscal year beginning July  
4 1, 2022, and ending June 30, 2023, the amount appropriated from  
5 the general fund of the state pursuant to that section for the  
6 following designated purpose shall not exceed the following  
7 amount:  
8

9  
10 For payment of claims for nonpublic school pupil  
11 transportation under [section 285.2](#):

12 ..... \$ 8,997,091

13 If total approved claims for reimbursement for nonpublic  
14 school pupil transportation exceed the amount appropriated in  
15 accordance with this section, the department of education shall  
16 prorate the amount of each approved claim.

17 Sec. 2. INSTRUCTIONAL SUPPORT STATE AID — FY 2022-2023. In  
18 lieu of the appropriation provided in section 257.20,  
19 subsection 2, the appropriation for the fiscal year  
20 beginning July 1, 2022, and ending June 30, 2023, for paying  
21 instructional support state aid under [section 257.20](#) for the  
22 fiscal year is zero.

23 Sec. 3. SPECIAL FUNDS — SALARY ADJUSTMENTS —  
24 UNAPPROPRIATED MONEYS — FY 2022-2023. For the fiscal year  
25 beginning July 1, 2022, and ending June 30, 2023, salary  
26 adjustments otherwise provided may be funded as determined  
27 by the department of management, subject to any applicable  
28 constitutional limitation, using unappropriated moneys  
29 remaining in the department of commerce revolving fund, the  
30 gaming enforcement revolving fund, the gaming regulatory  
31 revolving fund, the primary road fund, the road use tax  
32 fund, the fish and game protection fund, and the Iowa public  
33 employees' retirement fund, and in other departmental  
34 revolving, trust, or special funds for which the general  
35 assembly has not made an operating budget appropriation.



1 on the council shall be filled for the unexpired term in the  
2 same manner as the original appointment was made.

3 Sec. 7. Section 124.204, subsection 2, paragraph c1, as  
4 enacted by 2022 Iowa Acts, House File 2201, section 1, is  
5 amended to read as follows:

6 *c1.* N-(1-phenethylpiperidin-4-yl)  
7 -N-phenylcyclopentanecarboxamide. Other name: ~~cyclopentanyl~~  
8 cyclopentyl fentanyl.

9 Sec. 8. Section 147.77, subsection 1, paragraph 1, if  
10 enacted by 2022 Iowa Acts, House File 803, section 51, is  
11 amended to read as follows:

12 1. The department of public safety, with respect to rules  
13 relating to permits to carry weapons, that a person who is  
14 an unlawful user of or addicted to any controlled substance  
15 includes any person who is a current user of a controlled  
16 substance in a manner other than as prescribed by a licensed  
17 physician.

18 Sec. 9. Section 147.77, subsection 1, paragraph p,  
19 subparagraph (3), if enacted by 2022 Iowa Acts, House File 803,  
20 section 51, is amended to read as follows:

21 (3) For applications for a license to practice asbestos  
22 removal, that except as noted in rule, only worker and  
23 contractor/supervisor license applicants must submit a the  
24 respiratory protection and physician's certification forms.

25 Sec. 10. Section 249A.42A, subsection 2, if enacted by 2022  
26 Iowa Acts, House File 736, section 1, is amended to read as  
27 follows:

28 2. The provider documented the eligibility verification  
29 performed and any necessary prior authorization obtained  
30 pursuant to ~~paragraph "a"~~ subsection 1 in a manner and format  
31 established by the department by rule, and retained the  
32 required documentation in the recipient's file.

33 Sec. 11. Section 261.116, subsection 7, Code 2022, as  
34 amended by 2022 Iowa Acts, Senate File 2383, section 16, if  
35 enacted, is amended to read as follows:

1     6. *Health care award fund.* A health care award fund is  
2 created for deposit of moneys appropriated to or received by  
3 the commission for use under the program. Notwithstanding  
4 section 8.33, moneys deposited in the health care award  
5 fund shall not revert to any fund of the state at the  
6 end of any fiscal year but shall remain in the award fund  
7 and be continuously available for use under the program.  
8 Notwithstanding [section 12C.7, subsection 2](#), interest or  
9 earnings on moneys deposited in the health care award fund  
10 shall be credited to the fund.

11     Sec. 12. Section 441.1, subsection 3, paragraph d, as  
12 enacted by 2022 Iowa Acts, Senate File 384, section 1, is  
13 amended to read as follows:

14     d. The provisions of chapter 28E are applicable to this  
15 ~~section~~ subsection.

16     Sec. 13. Section 600.5, subsection 9A, if enacted by 2022  
17 Iowa Acts, House File 2252, section 6, is amended to read as  
18 follows:

19     9A. If the parents of the person to be adopted had their  
20 parental rights terminated pursuant to chapter 232, the  
21 petition shall ~~included~~ include the names of any known siblings  
22 placed separately from the person to be adopted and either the  
23 plan for ongoing contact between the siblings if a court found  
24 that continued contact is in the best interest of each sibling  
25 or a statement that the court found continued contact between  
26 the siblings is not in the best interest of each sibling.

27     Sec. 14. 2022 Iowa Acts, House File 2200, section 3, is  
28 amended to read as follows:

29     SEC. 3. APPLICABILITY. This Act applies to direct health  
30 care agreements that are fully executed on or after the  
31 effective date of enactment this Act.

32     Sec. 15. 2022 Iowa Acts, House File 2201, section 7, is  
33 amended by striking the section and inserting in lieu thereof  
34 the following:

35     SEC. 7. Section 124.206, subsection 2, paragraph a,

1 unnumbered paragraph 1, Code 2022, is amended by striking  
2 the unnumbered paragraph and inserting in lieu thereof the  
3 following:

4 Opium and opiate, and any salt, compound, derivative,  
5 or preparation of opium or opiate excluding apomorphine,  
6 thebaine-derived butorphanol, dextrorphan, nalbuphine,  
7 naldemedine, nalmefene, naloxegol, naloxone, 6beta-naltrexol,  
8 naltrexone, and samidorphan, and their respective salts, but  
9 including the following:

10 Sec. 16. 2022 Iowa Acts, Senate File 2295, section 184, is  
11 amended by striking the section and inserting in lieu thereof  
12 the following:

13 SEC. 184. 2020 Iowa Acts, chapter 1064, sections 17 and  
14 18, are amended by striking the sections and inserting in lieu  
15 thereof the following:

16 SEC. 17. [Section 422.12D, subsection 2](#), Code 2022, is  
17 amended to read as follows:

18 2. The director of revenue shall draft the income tax form  
19 to allow the designation of contributions to the veterans trust  
20 fund and to the volunteer fire fighter preparedness fund as  
21 one checkoff on the tax return. The department of revenue,  
22 on or before January 31, shall transfer one-half of the total  
23 amount designated on the tax return forms due in the preceding  
24 calendar year to the veterans trust fund and the remaining  
25 one-half to the volunteer fire fighter preparedness fund.  
26 However, before a checkoff pursuant to [this section](#) shall be  
27 permitted, all liabilities on the books of the department of  
28 ~~administrative services~~ and accounts identified as owing under  
29 section ~~8A.504~~ [421.65](#) shall be satisfied.

30 SEC. 18. [Section 422.12L, subsection 2](#), Code 2022, is  
31 amended to read as follows:

32 2. The director of revenue shall draft the income tax form  
33 to allow the designation of contributions to the foundation  
34 fund on the tax return. The department, on or before January  
35 31, shall transfer the total amount designated on the tax

1 form due in the preceding year to the foundation fund.  
2 However, before a checkoff pursuant to [this section](#) shall be  
3 permitted, all liabilities on the books of the department of  
4 ~~administrative services~~ and accounts identified as owing under  
5 section ~~8A.504~~ 421.65 shall be satisfied.

6 Sec. 17. CONTINGENT REPEAL. 2022 Iowa Acts, House File  
7 2581, section 13, if enacted, is repealed if 2022 Iowa Acts,  
8 House File 2128, section 15, is enacted.

9 Sec. 18. CODE EDITOR DIRECTIVES.

10 1. If Senate File 496 is enacted during the 2022 session  
11 of the Eighty-ninth General Assembly, the Code editor is  
12 directed to transfer the Code sections as enacted by that Act  
13 as follows:

14 a. Section 94.1 to section 94B.1.

15 b. Section 94.2 to section 94B.2.

16 2. The Code editor is directed to renumber section 331.301,  
17 subsection 18, as enacted by 2022 Iowa Acts, House File 728, to  
18 become section 331.301, subsection 21.

19 3. The Code editor shall correct internal references in the  
20 Code and in any enacted legislation as necessary due to the  
21 enactment of this section.

22 Sec. 19. EFFECTIVE DATE. The following, being deemed of  
23 immediate importance, take effect upon enactment:

24 1. The section of this division of this Act amending section  
25 124.204, subsection 2, paragraph "c1".

26 2. The section of this division of this Act amending 2022  
27 Iowa Acts, House File 2200, section 3.

28 3. The section of this division of this Act amending 2022  
29 Iowa Acts, House File 2201, section 7.

30 Sec. 20. RETROACTIVE APPLICABILITY. The following apply  
31 retroactively to May 2, 2022:

32 1. The section of this division of this Act amending section  
33 124.204, subsection 2, paragraph "c1".

34 2. The section of this division of this Act amending 2022  
35 Iowa Acts, House File 2201, section 7.

