

House Study Bill 159 - Introduced

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

A BILL FOR

1 An Act relating to nonsubstantive Code corrections, and
2 including effective date and retroactive applicability
3 provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

MISCELLANEOUS CHANGES

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Section 1. Section 2.47, Code 2023, is amended to read as follows:

2.47 Procedure.

The chairpersons of the committees on ~~budget~~ appropriations shall serve as co-chairpersons of the legislative fiscal committee. The legislative fiscal committee shall determine its own method of procedure and shall meet as often as deemed necessary, subject to the approval of the legislative council. It shall keep a record of its proceedings which shall be open to public inspection, and it shall inform the legislative council in advance concerning the dates of meetings of the committee.

Sec. 2. Section 2.51, Code 2023, is amended to read as follows:

2.51 Visitations.

The legislative fiscal committee, with the approval of the legislative council, may direct a subcommittee, which shall be composed of the chairpersons and minority party ranking members of the appropriate subcommittees of the committees on ~~budget~~ appropriations of the senate and the house of representatives and the chairpersons of the appropriate standing committees of the general assembly, to visit the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs. When the legislative fiscal committee visits the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs, there shall be included the chairpersons and minority party ranking members of the appropriate subcommittees of the committees on ~~budget~~ appropriations of the senate and the house of representatives. The legislative council may appoint a member of the

1 subcommittee or standing committee to serve in place of that
2 subcommittee's or standing committee's chairperson or minority
3 party ranking member on the legislative fiscal visitation
4 committee or subcommittee if that person will be absent. The
5 subcommittee and the legislative fiscal committee shall be
6 provided with information by the legislative services agency
7 concerning budgets, programs, and legislation authorizing
8 programs prior to any visitation. Members of a committee shall
9 be compensated pursuant to [section 2.10, subsection 5](#). The
10 subcommittee shall make reports and recommendations as required
11 by the legislative fiscal committee.

12 Sec. 3. Section 8.39, subsection 4, Code 2023, is amended
13 to read as follows:

14 4. Prior to any transfer of funds pursuant to subsection
15 1 or 2 of [this section](#) or a transfer of an allocation from
16 a subunit of a department which statutorily has independent
17 budgeting authority, the director shall notify the chairpersons
18 of the standing committees on ~~budget~~ appropriations of the
19 senate and the house of representatives and the chairpersons of
20 subcommittees of such committees of the proposed transfer. The
21 notice from the director shall include information concerning
22 the amount of the proposed transfer, the departments,
23 institutions or agencies affected by the proposed transfer and
24 the reasons for the proposed transfer. Chairpersons notified
25 shall be given at least two weeks to review and comment on the
26 proposed transfer before the transfer of funds is made.

27 Sec. 4. Section 8C.7A, subsection 3, paragraph c,
28 subparagraph (3), subparagraph division (a), subparagraph
29 subdivision (iii), Code 2023, is amended to read as follows:

30 (iii) The application would result in the authority being
31 noncompliant with the federal Americans With Disabilities Act
32 of 1990.

33 Sec. 5. Section 13C.1, subsection 4, Code 2023, is amended
34 to read as follows:

35 4. "*Professional commercial fund-raiser*" means any person

1 who for compensation solicits contributions in Iowa for a
2 charitable organization other than the person. A person
3 whose sole responsibility is to mail ~~fund-raising~~ fundraising
4 literature is not a professional commercial fund-raiser. A
5 lawyer, investment counselor, or banker who advises a person
6 to make a charitable contribution is not, as a result of such
7 advice, a professional commercial fund-raiser. A bona fide
8 salaried officer, employee, or volunteer of a charitable
9 organization is not a professional commercial fund-raiser.

10 Sec. 6. Section 15E.64, subsection 7, Code 2023, is amended
11 to read as follows:

12 7. After incorporation, the Iowa capital investment
13 corporation shall conduct a national solicitation for
14 investment plan proposals from qualified venture capital
15 investment fund allocation managers for the raising and
16 investing of capital by the Iowa fund of funds in accordance
17 with the requirements of [this subchapter](#). Any proposed
18 investment plan shall address the applicant's level of
19 experience, quality of management, investment philosophy and
20 process, probability of success in ~~fund-raising~~ fundraising,
21 prior investment fund results, and plan for achieving the
22 purposes of [this subchapter](#). The selected venture capital
23 investment fund allocation manager shall be a person
24 with substantial, successful experience in the design,
25 implementation, and management of seed and venture capital
26 investment programs and in capital formation. The corporation
27 shall only select a venture capital investment fund allocation
28 manager with demonstrated expertise in the management and
29 fund allocation of investments in venture capital funds. The
30 corporation shall select the venture capital investment fund
31 allocation manager deemed best qualified to generate the amount
32 of capital required by [this subchapter](#) and to invest the
33 capital of the Iowa fund of funds.

34 Sec. 7. Section 22.7, subsection 52, paragraph c, Code 2023,
35 is amended to read as follows:

1 *c.* Except as provided in paragraphs “*a*” and “*b*”, portions
2 of records relating to the receipt, holding, and disbursement
3 of gifts made for the benefit of regents institutions and
4 made through foundations established for support of regents
5 institutions, including but not limited to written ~~fund-raising~~
6 fundraising policies and documents evidencing ~~fund-raising~~
7 fundraising practices, shall be subject to [this chapter](#).

8 Sec. 8. Section 23A.2, subsections 6, 7, and 8, Code 2023,
9 are amended to read as follows:

10 6. *a.* The director of the department of corrections, with
11 the advice of the state prison industries advisory board, may,
12 by rule, provide for exemptions from [this chapter](#).

13 *b.* This chapter shall not be construed to impair cooperative
14 agreements between Iowa state industries and private
15 enterprise.

16 *c.* The director of the department of corrections, with the
17 advice of the board of corrections, may, by rule, provide for
18 exemption from this chapter for vocational-educational programs
19 and farm operations of the department.

20 ~~7. However, [this chapter](#) shall not be construed to impair~~
21 ~~cooperative agreements between Iowa state industries and~~
22 ~~private enterprise.~~

23 ~~8. The director of the department of corrections, with the~~
24 ~~advice of the board of corrections, may by rule, provide for~~
25 ~~exemption from [this chapter](#) for vocational-educational programs~~
26 ~~and farm operations of the department.~~

27 Sec. 9. Section 29C.9, subsection 3, Code 2023, is amended
28 to read as follows:

29 3. The name used by the commission shall be “(county name)
30 county emergency management commission”. The name used by
31 the office of the commission shall be “(county name) county
32 emergency management agency”.

33 Sec. 10. Section 35A.13, subsection 4, paragraph *c*,
34 subparagraph (3), Code 2023, is amended to read as follows:

35 (3) Costs for performance and compliance monitoring, and

1 accounting for fund investments.

2 Sec. 11. Section 53.47, subsection 1, Code 2023, is amended
3 to read as follows:

4 1. In order to establish uniformity in size, weight,
5 and other characteristics of the ballot and facilitate its
6 distribution and return, the department of administrative
7 services shall upon direction of the state commissioner
8 purchase any material needed for any special ballots,
9 envelopes, and other printed matter, and sell any such
10 materials to the several counties of the state at cost plus
11 handling and transportation costs.

12 Sec. 12. Section 68A.304, subsection 1, paragraph a, Code
13 2023, is amended to read as follows:

14 a. Equipment, supplies, or other materials purchased
15 with campaign funds or received ~~in-kind~~ in kind are campaign
16 property.

17 Sec. 13. Section 68A.701, Code 2023, is amended to read as
18 follows:

19 **68A.701 Penalty.**

20 Any person who willfully violates any provisions of
21 this chapter shall, upon conviction, be guilty of a serious
22 misdemeanor.

23 Sec. 14. Section 76.10, subsection 1, Code 2023, is amended
24 to read as follows:

25 1. All public bonds or obligations issued before or after
26 July 1, 1983, may be in registered form. An issuer of public
27 bonds or obligations may designate for a term as agreed upon,
28 one or more persons, corporations, partnerships, or other
29 associations located within or without the state to serve as
30 trustee, transfer agent, registrar, depository, or paying or
31 other agent in connection with the public bonds or obligations
32 and to carry out services and functions which are customary in
33 such capacities or convenient or necessary to comply with the
34 intent and provisions of [this chapter](#).

35 Sec. 15. Section 80D.7, Code 2023, is amended to read as

1 follows:

2 **80D.7 Carrying weapons.**

3 A member of a reserve force shall not carry a weapon in
4 the line of duty until the member has been approved by the
5 governing body and certified by the ~~Iowa law enforcement~~
6 ~~academy~~ council to carry weapons. After approval and
7 certification, a reserve peace officer may carry a weapon in
8 the line of duty only when authorized by the chief of police,
9 sheriff, commissioner of public safety or the commissioner's
10 designee, or director of the judicial district department of
11 correctional services or the director's designee, as the case
12 may be.

13 Sec. 16. Section 99F.6, subsection 4, paragraph a,
14 subparagraph (4), Code 2023, is amended to read as follows:

15 (4) A qualified sponsoring organization shall not make a
16 contribution to a candidate, political committee, candidate's
17 committee, state statutory political committee, county
18 statutory political committee, national political party, or
19 ~~fund-raising~~ fundraising event as these terms are defined in
20 section 68A.102. The membership of the board of directors of
21 a qualified sponsoring organization shall represent a broad
22 interest of the communities.

23 Sec. 17. Section 100.14, Code 2023, is amended to read as
24 follows:

25 **100.14 Legal proceedings — penalties — injunctive relief.**

26 At the request of the state fire marshal, the county
27 attorney shall institute any legal proceedings on behalf of the
28 state necessary to obtain compliance or enforce the penalty
29 provisions of [this chapter](#) or rules or orders adopted or issued
30 pursuant to [this chapter](#), including, but not limited to, a
31 legal action for injunctive relief. The county attorney or
32 any other attorney acting on behalf of the chief of a fire
33 department or a fire prevention officer may institute legal
34 proceedings, including, but not limited to, a legal action for
35 injunctive relief, to obtain compliance or enforce the penalty

1 provisions or orders issued pursuant to [section 100.13](#).

2 Sec. 18. Section 103.18, Code 2023, is amended to read as
3 follows:

4 **103.18 License renewal — continuing education.**

5 In order to renew a class A master electrician license, class
6 B master electrician license, class A journeyman electrician
7 license, or class B journeyman electrician license issued
8 pursuant to [this chapter](#), the licensee shall be required to
9 complete eighteen contact hours of continuing education courses
10 approved by the board during the three-year period for which a
11 license is granted. The contact hours shall include a minimum
12 of six contact hours studying the national electrical code
13 described in [section 103.6](#), and the remaining contact hours may
14 include study of electrical circuit theory, blueprint reading,
15 transformer and motor theory, electrical circuits and devices,
16 control systems, programmable controllers, and microcomputers
17 or any other study of electrical-related material that is
18 approved by the board. Any additional hours studying the
19 national electrical code shall be acceptable. For purposes of
20 this section, "*contact hour*" means fifty minutes of classroom
21 attendance at an approved course under a qualified instructor
22 approved by the board.

23 Sec. 19. Section 147.77, subsection 1, paragraph h,
24 subparagraph (3), Code 2023, is amended to read as follows:

25 (3) For the regulation of licensees in restricted areas of
26 a racing facility, that licensees whose duties require them to
27 be in a restricted area of a racing facility shall not have
28 present within their systems any controlled substance as listed
29 in schedules I to V of ~~U.S.C. Tit. 21 (Food and Drug Section~~
30 ~~812)~~ section 202 of the federal Controlled Substances Act,
31 21 U.S.C. §812, chapter 124, or any prescription drug unless
32 it was obtained directly or pursuant to valid prescription
33 or order from a duly licensed physician who is acting in the
34 course of professional practice.

35 Sec. 20. Section 147F.1, subsection 2, paragraph a, Code

1 2023, is amended to read as follows:

2 *a. "Active duty military"* means full-time duty status in
3 the active uniformed service of the United States, including
4 members of the national guard and the reserves on active duty
5 orders pursuant to 10 U.S.C. ~~§1209~~ ch. 1209 and 10 U.S.C. ~~§1211~~
6 ch. 1211.

7 Sec. 21. Section 147F.1, subsection 6, Code 2023, is amended
8 to read as follows:

9 6. *Active duty military personnel or their spouses.* Active
10 duty military personnel, or their ~~spouse~~ spouses, shall
11 designate a home state where the individual has a current
12 license in good standing. The individual may retain the
13 home state designation during the period the service member
14 is on active duty. Subsequent to designating a home state,
15 the individual shall only change their home state through
16 application for licensure in the new state.

17 Sec. 22. Section 147F.1, subsection 8, paragraph c,
18 subparagraph (11), Code 2023, is amended to read as follows:

19 (11) Accept any and all appropriate donations and grants
20 of money, equipment, supplies, materials, and services, and
21 receive, utilize, and dispose of the same; provided that at all
22 times the commission shall avoid any appearance of impropriety
23 or conflict of interest.

24 Sec. 23. Section 151.10, Code 2023, is amended to read as
25 follows:

26 **151.10 Education requirements.**

27 A person who is an applicant for a license to practice
28 chiropractic shall only be required to be tested for the
29 adjunctive procedures specified in section 151.1, subsection
30 3, which the person chooses to utilize. A person licensed
31 to practice chiropractic shall only be required to complete
32 continuing education requirements for the adjunctive procedures
33 specified in section 151.1, subsection 3, which the person
34 chooses to utilize. A person who is an applicant for a license
35 to practice chiropractic or a person licensed to practice

1 chiropractic shall not be required to utilize any of the
2 adjunctive procedures specified in section 151.1, subsection
3 3, to obtain a license or continue to practice chiropractic,
4 respectively.

5 Sec. 24. Section 162.2, subsection 4, Code 2023, is amended
6 to read as follows:

7 4. "Animal warden" means any person employed, contracted, or
8 appointed by the state, municipal corporation, or any political
9 subdivision of the state, for the purpose of aiding in the
10 enforcement of the provisions of [this chapter](#) or any other law
11 or ordinance relating to the licensing of animals, control of
12 animals, or seizure and impoundment of animals and includes any
13 peace officer, animal control officer, or other employee whose
14 duties in whole or in part include assignments which involve
15 the seizure or taking into custody of any animal.

16 Sec. 25. Section 165A.1, subsection 4, Code 2023, is amended
17 to read as follows:

18 4. "Johne's disease" means a disease caused by the bacterium
19 ~~mycobacterium~~ Mycobacterium paratuberculosis, and which is also
20 referred to as paratuberculosis disease.

21 Sec. 26. Section 189A.5, subsection 2, paragraph e, Code
22 2023, is amended to read as follows:

23 e. Investigate the sanitary conditions of each establishment
24 within paragraph "a" of [this subsection](#) and withdraw or
25 otherwise refuse to provide inspection service at any such
26 establishment where the sanitary conditions are such as to
27 render adulterated any livestock products or poultry products
28 prepared or handled ~~thereat~~ at the establishment.

29 Sec. 27. Section 190.2, subsection 1, Code 2023, is amended
30 to read as follows:

31 1. The department may establish and publish standards for
32 foods when such standards are not fixed by law. The standards
33 shall conform with standards for foods adopted by federal
34 agencies including, but not limited to, the United States
35 department of agriculture.

1 Sec. 28. Section 202A.4, subsection 2, Code 2023, is amended
2 to read as follows:

3 2. A provision which is part of a contract for the purchase
4 of livestock executed on and after April 29, 1999, ~~for the~~
5 ~~purchase of livestock~~ is void, if the provision states that
6 information contained in the contract is confidential. The
7 provision is void regardless of whether the confidentiality
8 provision is express or implied; oral or written; required or
9 conditional; or contained in the contract, another contract,
10 or in a related document, policy, or agreement. **This section**
11 does not affect other provisions of a contract or a related
12 document, policy, or agreement which can be given effect
13 without the voided provision. **This section** does not require
14 either party to the contract to divulge the information in the
15 contract to another person.

16 Sec. 29. Section 206.8, subsection 3, Code 2023, is amended
17 to read as follows:

18 3. Up to twenty-five dollars of each annual license fee
19 shall be retained by the department for administration of the
20 program, and the remaining moneys collected shall be deposited
21 in the agriculture management account of the groundwater
22 protection fund created in section 455E.11.

23 Sec. 30. Section 206.12, subsection 3, Code 2023, is amended
24 to read as follows:

25 3. The registrant, before selling or offering for sale any
26 pesticide for use in this state, shall register each brand
27 and grade of such pesticide with the secretary upon forms
28 furnished by the secretary, ~~and the~~. The secretary shall set
29 the registration fee annually at three hundred dollars for
30 each and every brand and grade to be offered for sale in this
31 state. The secretary shall adopt by rule exemptions to the
32 fee. Fifty dollars of each fee collected shall be deposited
33 in the general fund of the state, shall be subject to the
34 requirements of **section 8.60**, and shall be used only for the
35 purpose of enforcing the provisions of **this chapter** ~~and the~~.

1 The remainder of each fee collected shall be placed deposited
2 in the agriculture management account of the groundwater
3 protection fund created in section 455E.11.

4 Sec. 31. Section 210.23, Code 2023, is amended to read as
5 follows:

6 **210.23 Exception.**

7 Any person engaged in operating a home food processing
8 establishment as defined in section 137D.1 is exempt from the
9 provisions of sections 210.19 through 210.22.

10 Sec. 32. Section 225.26, Code 2023, is amended to read as
11 follows:

12 **225.26 Private patients — disposition of funds.**

13 All moneys collected from private patients shall be used for
14 the support of the said state psychiatric hospital.

15 Sec. 33. Section 226.42, subsection 1, Code 2023, is amended
16 to read as follows:

17 1. May The superintendent may collect moneys due the state
18 treasury from the counties and from responsible persons or
19 other relatives, these funds to be collected monthly, instead
20 of quarterly, and to be deposited for use in operating the
21 institutes.

22 Sec. 34. Section 232.46, subsection 3, Code 2023, is amended
23 to read as follows:

24 3. A consent decree shall not be entered unless the child
25 and the child's parent, guardian, or custodian is are informed
26 of the consequences of the decree by the court and the court
27 determines that the child has voluntarily and intelligently
28 agreed to the terms and conditions of the decree. If the
29 county attorney objects to the entry of a consent decree,
30 the court shall proceed to determine the appropriateness of
31 entering a consent decree after consideration of any objections
32 or reasons for entering such a decree.

33 Sec. 35. Section 237.18, subsection 2, paragraph d,
34 unnumbered paragraph 1, Code 2023, is amended to read as
35 follows:

1 Establish mandatory training programs for members of the
2 state board. Training shall focus on, but not be limited to,
3 the following:

4 Sec. 36. Section 252B.6A, subsection 2, paragraph b,
5 subparagraph (2), unnumbered paragraph 1, Code 2023, is amended
6 to read as follows:

7 The department shall adopt rules which include, but are
8 not limited to, exemption from application of **this section**
9 to proceedings based upon, but not limited to, any of the
10 following:

11 Sec. 37. Section 252B.6A, subsection 4, Code 2023, is
12 amended to read as follows:

13 4. For the purposes of **this section**, a *“judicial proceeding”*
14 means an action to enforce support filed with a court of
15 competent jurisdiction in which the court issues an order which
16 identifies the amount of the support collection which is a
17 direct result of the court proceeding. *“Judicial proceedings”*
18 include but are not limited to those pursuant to ~~chapters~~
19 chapter 598, **626**, **633**, **642**, **654**, or **684** and also include
20 contempt proceedings if the collection payment is identified in
21 the court order as the result of such a proceeding. *“Judicial*
22 *proceedings”* do not include enforcement actions which the unit
23 is required to implement under federal law including, but not
24 limited to, income withholding.

25 Sec. 38. Section 252D.16, subsection 2, Code 2023, is
26 amended to read as follows:

27 2. *“Payor of income”* or *“payor”* means and includes, but is
28 not limited to, an obligor’s employer, trustee, the state of
29 Iowa and all governmental subdivisions and agencies and any
30 other person from whom an obligor receives income.

31 Sec. 39. Section 256.82, subsection 1, paragraph a,
32 subparagraph (3), Code 2023, is amended to read as follows:

33 (3) One member shall be appointed from the membership of
34 a ~~fund-raising~~ fundraising nonprofit organization financially
35 assisting the Iowa public broadcasting division.

1 Sec. 40. Section 256B.2, subsection 2, paragraph c, Code
2 2023, is amended to read as follows:

3 c. For those children who cannot adapt to the regular
4 educational or home living conditions, and who are attending
5 facilities under ~~chapters~~ chapter 263, 269, and or 270, upon
6 the request of the board of directors of an area education
7 agency, the department of human services shall provide
8 residential or detention facilities and the area education
9 agency shall provide special education programs and services.
10 The area education agencies shall cooperate with the state
11 board of regents to provide the services required by this
12 chapter.

13 Sec. 41. Section 260C.44, subsection 2, paragraph c, Code
14 2023, is amended to read as follows:

15 c. "Apprenticeship program" means a plan, registered
16 with the United States department of labor, office of
17 apprenticeship which contains the terms and conditions for the
18 qualification, recruitment, selection, employment, and training
19 of apprentices, including the requirement for a written
20 apprenticeship agreement.

21 Sec. 42. Section 261.85, subsection 2, Code 2023, is amended
22 to read as follows:

23 2. From moneys appropriated in this section, one
24 million five hundred thousand dollars shall be allocated to
25 institutions of higher education under the state board of
26 regents and community colleges and the remaining ~~dollars~~
27 moneys appropriated in this section shall be allocated by the
28 commission on the basis of need as determined by the portion of
29 the federal formula for distribution of work-study funds that
30 relates to the current need of institutions.

31 Sec. 43. Section 261.114, subsection 9, Code 2023, is
32 amended to read as follows:

33 9. *Trust fund established.* A rural Iowa advanced registered
34 nurse practitioner and physician assistant trust fund is
35 created in the state treasury as a separate fund under the

1 control of the commission. The commission shall remit all
2 repayments made pursuant to [this section](#) to the rural Iowa
3 advanced registered nurse practitioner and physician assistant
4 trust fund. All moneys deposited or paid into the trust fund
5 are appropriated and made available to the commission to be
6 used for meeting the requirements of [this section](#). Moneys in
7 the fund up to the total amount that an eligible student may
8 receive for an eligible loan in accordance with [this section](#)
9 and upon fulfilling the requirements of [subsection 3](#) shall be
10 considered encumbered for the duration of the agreement entered
11 into pursuant to [subsection 3](#). Notwithstanding [section 8.33](#),
12 any balance in the fund on June 30 of each fiscal year shall not
13 revert to the general fund of the state, but shall be available
14 for purposes of [this section](#) in subsequent fiscal years.
15 Notwithstanding [section 8.33](#), any balance in the fund on June
16 30, 2023, shall not revert to the general fund of the state but
17 shall be transferred to the health care ~~loan repayment~~ award
18 fund established pursuant to [section 261.116](#) to be used for
19 purposes of the health care ~~loan repayment~~ award program.

20 Sec. 44. Section 261.117, subsection 1, paragraph e,
21 subparagraph (4), Code 2023, is amended to read as follows:

22 (4) The individual is not eligible for the rural Iowa
23 advanced registered nurse practitioner and physician assistant
24 loan repayment program established pursuant to [section 261.114](#).

25 Sec. 45. Section 262.71, subsections 2 and 3, Code 2023, are
26 amended to read as follows:

27 2. The Iowa state university of science and technology.

28 3. The state university of Iowa.

29 Sec. 46. Section 262.78, subsections 1 and 3, Code 2023, are
30 amended to read as follows:

31 1. The board of regents shall establish a center for
32 agricultural safety and health at the state university of Iowa.
33 The center shall be a joint venture by the state university of
34 Iowa and Iowa state university of science and technology. The
35 center shall establish farm health and safety programs designed

1 to reduce the incidence of disabilities suffered by persons
2 engaged in agriculture which results from disease or injury.
3 The state university of Iowa is primarily responsible for the
4 management of agricultural health and injury programs at the
5 center. Iowa state university of science and technology is
6 primarily responsible for the management of the agricultural
7 safety programs of the center.

8 3. The president of the state university of Iowa, in
9 consultation with the president of Iowa state university of
10 science and technology, shall employ a full-time director
11 of the center. The center may employ staff to carry out
12 the center's purpose. The director shall coordinate the
13 agricultural health and safety programs of the center. The
14 director shall regularly meet and consult with the center for
15 rural health and primary care. The director shall provide
16 the board of regents with relevant information regarding the
17 center.

18 Sec. 47. Section 279.41, subsection 1, Code 2023, is amended
19 to read as follows:

20 1. Moneys received from the condemnation, sale, or other
21 disposition for public purposes of schoolhouses, school sites,
22 or both schoolhouses and school sites, shall be deposited in
23 the physical plant and equipment levy fund and may, without a
24 vote of the electorate, be used for purposes authorized under
25 section 298.3, as ordered by the board of directors of the
26 school corporation.

27 Sec. 48. Section 298A.8, subsections 1 and 3, Code 2023, are
28 amended to read as follows:

29 1. The student activity fund is a special revenue fund.
30 A student activity fund must be established in any school
31 corporation receiving money from student-related activities
32 such as admissions, activity fees, student dues, student
33 ~~fund-raising~~ fundraising events, or other student-related
34 cocurricular or extracurricular activities. Moneys in
35 this fund shall be used to support only the cocurricular or

1 extracurricular program defined in department of education
2 administrative rules.

3 3. For the school budget year beginning July 1, 2020, the
4 school budget year beginning July 1, 2021, and the school
5 budget year beginning July 1, 2022, the board of directors
6 may, by board resolution and notwithstanding any provision of
7 law to the contrary, transfer from the school corporation's
8 general fund to the student activity fund an amount necessary,
9 as recommended by the superintendent, to fund cocurricular
10 or extracurricular activities for which moneys from
11 student-related activities such as admissions, activity fees,
12 student dues, student ~~fund-raising~~ fundraising events, or other
13 student-related cocurricular or extracurricular activities fail
14 to meet the financial needs of the activity as the result of
15 restrictions placed on the activity related to the COVID-19
16 pandemic. **This subsection** is repealed July 1, 2023.

17 Sec. 49. Section 314.11, Code 2023, is amended to read as
18 follows:

19 **314.11 Use of bridges by utility companies.**

20 Telephone, telegraph, electric transmission, and ~~pipe lines~~
21 pipelines may be permitted to use any highway bridge on or
22 across a state line on such terms and conditions as the agency
23 or officials jointly constructing, maintaining, or operating
24 such bridge may jointly determine. No discrimination shall
25 be made in the use of such bridge as between such utilities.
26 Joint use of telephone, telegraph, electric transmission, or
27 ~~pipe lines~~ pipelines may not be required. No grant to any
28 public utility to use such bridge shall in any way interfere
29 with the use of such bridge by the public for highway purposes.

30 Sec. 50. Section 314.22, subsection 3, paragraph a,
31 unnumbered paragraph 1, Code 2023, is amended to read as
32 follows:

33 The director of the department shall appoint members to an
34 integrated roadside vegetation management technical advisory
35 committee which is created to provide advice on the development

1 and implementation of a statewide integrated roadside
2 vegetation management plan and program and related projects.
3 The department shall report annually in January to the general
4 assembly regarding its activities and those of the committee.
5 Activities of the committee may include, but are not limited
6 to, providing advice and assistance in the following areas:

7 Sec. 51. Section 314.22, subsection 4, unnumbered paragraph
8 1, Code 2023, is amended to read as follows:

9 The integrated roadside vegetation management coordinator
10 shall administer the department's integrated roadside
11 vegetation management plan and program. The department
12 may create the position of integrated roadside vegetation
13 management coordinator within the department or may contract
14 for the services of the coordinator. The duties of the
15 coordinator include, but are not limited to, the following:

16 Sec. 52. Section 314.22, subsection 8, paragraph a,
17 unnumbered paragraph 1, Code 2023, is amended to read as
18 follows:

19 The department shall coordinate and compile integrated
20 roadside vegetation inventories, classification systems,
21 plans, and implementation strategies for roadsides. Areas of
22 increased program and project emphasis may include, but are not
23 limited to, all of the following:

24 Sec. 53. Section 320.7, Code 2023, is amended to read as
25 follows:

26 **320.7 Failure to maintain.**

27 Failure of the grantee to comply with the terms of the grant
28 shall be ~~ground~~ grounds for forfeiture of the grant.

29 Sec. 54. Section 327D.5, Code 2023, is amended to read as
30 follows:

31 **327D.5 Burden of proof.**

32 In any action in court, or before the department, brought
33 against a railroad corporation for the purpose of enforcing
34 rights arising under the provisions of this section and
35 sections 327D.3 and 327D.4 the burden of proving that the

1 provisions thereof have been complied with by such railroad
2 corporation, shall be upon such railroad corporation.

3 Sec. 55. Section 328.26, subsection 2, Code 2023, is amended
4 to read as follows:

5 2. When an aircraft is registered to a person for the first
6 time, the fee submitted to the department shall include the tax
7 imposed by [section 423.2](#) or [section 423.5](#) or evidence of the
8 exemption of the aircraft from the tax imposed under section
9 423.2 or [423.5](#).

10 Sec. 56. Section 331.653, subsection 12, Code 2023, is
11 amended to read as follows:

12 12. Observe and inspect any licensed ~~premise~~ premises for
13 gambling devices and report findings to the license-issuing
14 authority as provided in [section 99A.4](#).

15 Sec. 57. Section 346.27, subsections 2 and 4, Code 2023, are
16 amended to read as follows:

17 2. Any county may join with its county seat to incorporate
18 an ~~"Authority"~~ "authority" for the purpose of acquiring,
19 constructing, demolishing, improving, enlarging, equipping,
20 furnishing, repairing, maintaining, and operating a public
21 building, and to acquire and prepare the necessary site,
22 including demolition of any structures, for the joint use of
23 the county and city or any school district which is within or
24 is a part of the county or city.

25 4. The articles of incorporation shall set forth the name
26 of the authority, the name of the incorporating units, the
27 purpose for which the authority is created, the number, terms,
28 and manner of selection of its officers including its governing
29 body which shall be known as the ~~"commission"~~ "commission", the
30 powers and duties of the authority and of its officers, the
31 date upon which the authority becomes effective, the name of
32 the newspaper in which the articles of incorporation shall be
33 published, and any other matters.

34 Sec. 58. Section 350.1, Code 2023, is amended to read as
35 follows:

1 **350.1 Purposes.**

2 The purposes of this chapter are to create a county
3 conservation board; ~~and~~ to authorize counties to acquire,
4 develop, maintain, and make available to the inhabitants
5 of the county, public museums, parks, preserves, parkways,
6 playgrounds, recreational centers, county forests, and wildlife
7 and other conservation areas; ~~and~~ to promote and preserve the
8 health and general welfare of the people; to encourage the
9 orderly development and conservation of natural resources; and
10 to cultivate good citizenship by providing adequate programs of
11 public recreation.

12 Sec. 59. Section 350.4, unnumbered paragraph 1, Code 2023,
13 is amended to read as follows:

14 The county conservation board shall have the custody,
15 control, and management of all real and personal property
16 heretofore or hereafter acquired by the county for public
17 museums, parks, preserves, parkways, playgrounds, recreation
18 centers, county forests, county wildlife areas, and other
19 county conservation and recreation purposes and is authorized
20 and empowered:

21 Sec. 60. Section 350.4, subsections 4, 5, and 7, Code 2023,
22 are amended to read as follows:

23 4. To plan, develop, preserve, administer and maintain all
24 such areas, places, and facilities, and construct, reconstruct,
25 alter, and renew buildings and other structures, and equip and
26 maintain the same.

27 5. To accept in the name of the county gifts, bequests,
28 contributions, and appropriations of money and other personal
29 property for conservation purposes.

30 7. To charge and collect reasonable fees for the use of
31 the parks, facilities, privileges, and conveniences as may
32 be provided and for admission to amateur athletic contests,
33 demonstrations and exhibits, and other noncommercial events.
34 The board shall not allow the exclusive use of a park by one or
35 more organizations.

1 Sec. 61. Section 350.5, subsection 1, Code 2023, is amended
2 to read as follows:

3 1. The county conservation board may make, alter, amend, or
4 repeal regulations for the protection, regulation, and control
5 of all museums, parks, preserves, parkways, playgrounds,
6 recreation centers, and other property under its control. The
7 regulations shall not be contrary to, or inconsistent with, the
8 laws of this state.

9 Sec. 62. Section 357.18, Code 2023, is amended to read as
10 follows:

11 **357.18 Acceptance of work.**

12 When in the opinion of the engineer in charge, the
13 construction in any benefited water district has been completed
14 in accordance with the plans, specifications, and contract, the
15 engineer shall certify this fact to the board of supervisors,
16 and recommend the acceptance of the work by the said board.
17 The board of supervisors shall proceed in accordance with
18 sections 468.101 and 468.102.

19 Sec. 63. Section 376.3, Code 2023, is amended to read as
20 follows:

21 **376.3 Nominations.**

22 Candidates for elective city offices must be nominated as
23 provided in sections 376.4 through 376.9, unless by ordinance
24 a city chooses the provisions of chapter 44 or 45. However,
25 a city acting under a special charter in 1973 and having a
26 population of over fifty thousand shall continue to hold
27 partisan elections as provided in sections 43.112 through
28 43.118 and sections 420.126 through 420.137, unless the city by
29 election as provided in section 43.112 chooses to conduct city
30 elections under this chapter or chapter 44 or 45. The choice
31 of one of these options by such a special charter city does not
32 otherwise affect the validity of the city's charter. However,
33 special charter cities which choose to exercise the option to
34 conduct nonpartisan city elections may choose, in the same
35 manner the original decision was made, to resume holding city

1 elections on a partisan basis.

2 Sec. 64. Section 384.84A, subsection 5, Code 2023, is
3 amended to read as follows:

4 5. If a city is required by the federal environmental
5 protection agency to file application for storm water sewer
6 discharge or storm water drainage system under the federal
7 Clean Water Act of 1987, **this section** does not apply to that
8 city with respect to improvements and facilities required
9 for compliance with EPA federal environmental protection
10 agency regulations, or any city that enters into a chapter
11 28E agreement to implement a joint storm water discharge or
12 drainage system with a city that is required by the federal
13 environmental protection agency to file application for storm
14 water discharge or storm water drainage system.

15 Sec. 65. Section 411.21, subsections 5 and 6, Code 2023, are
16 amended to read as follows:

17 5. A member of the retirement system prior to July 1,
18 1979, with fifteen or more years of service whose employment
19 was terminated prior to retirement, other than by death or
20 disability, is entitled to receipt of the member's accumulated
21 contributions upon retirement together with other retirement
22 benefits provided in the law on the date of the member's
23 retirement.

24 6. Any member in service prior to July 1, 1979, may at
25 the time of the member's retirement withdraw the member's
26 accumulated contributions made before July 1, 1979, or receive
27 an annuity which shall be the actuarial equivalent of the
28 member's accumulated contributions at the time of the member's
29 retirement.

30 Sec. 66. Section 411.21, subsection 7, paragraph a, Code
31 2023, is amended to read as follows:

32 a. Notwithstanding **subsections 1, 3, 4, 5, and 6** of this
33 section, beginning January 1, 1981, an active or vested member
34 may request in writing and receive from the board of trustees,
35 the member's accumulated contributions from the annuity savings

1 fund and remain eligible to receive benefits under section
2 411.6. However, a member with fifteen or more years of service
3 prior to July 1, 1979, is not eligible for a service retirement
4 allowance under [section 411.6](#) if the member withdrew the
5 member's accumulated contributions from the annuity savings
6 fund after July 1, 1972, but prior to July 1, 1979, except as
7 provided in [section 411.4](#). Accumulated contributions shall be
8 paid according to the following schedule:

9 (1) During the period beginning January 1, 1981, and ending
10 December 31, 1982, any member who has completed twenty or more
11 years of service.

12 (2) During the period beginning January 1, 1983, and ending
13 December 31, 1984, any member who has completed fifteen or more
14 years of service.

15 (3) During the period beginning January 1, 1985, and ending
16 December 31, 1986, any member who has completed ten or more
17 years of service.

18 (4) During the period beginning January 1, 1987, and ending
19 December 31, 1988, any member who has completed five or more
20 years of service.

21 Sec. 67. Section 419.2, subsections 6 and 8, Code 2023, are
22 amended to read as follows:

23 6. To grant easements for roads, streets, water mains and
24 pipes, sewers, power lines, telephone lines, all ~~pipe lines~~
25 pipelines, and to all utilities.

26 8. To issue revenue bonds for the purpose of retiring any
27 existing indebtedness of a health care facility, clinic, or
28 voluntary nonprofit hospital, to secure payment of the bonds
29 as provided in [this chapter](#), and to enter into agreements
30 with others with respect to these bonds for such payments and
31 upon such terms and conditions as the governing body may deem
32 advisable in accordance with the provisions of [this chapter](#).
33 The retiring of any existing indebtedness of a health care
34 facility, clinic, or voluntary nonprofit hospital shall be
35 deemed a "project" for the purposes of [this chapter](#).

1 Sec. 68. Section 421.24, subsection 4, paragraph a, Code
2 2023, is amended to read as follows:

3 a. At the request of the director, the attorney general
4 may bring suit in the name of this state, in the appropriate
5 court of any other state to collect any tax legally due in
6 this state, and any political subdivision of this state or the
7 appropriate officer, acting in its behalf, may bring suit in
8 the appropriate court of any other state to collect any tax
9 legally due to such political subdivision.

10 Sec. 69. Section 422.11L, subsection 6, Code 2023, is
11 amended to read as follows:

12 6. For purposes of [this section](#), "*Internal Revenue Code*"
13 means the Internal Revenue Code of 1954, prior to the date
14 of its redesignation as the Internal Revenue Code of 1986 by
15 the Tax Reform Act of 1986, or means the Internal Revenue Code
16 of 1986 as amended and in effect on January 1, 2016. This
17 definition shall not be construed to include any amendment to
18 the Internal Revenue Code enacted after ~~the date specified in~~
19 ~~the preceding sentence~~ January 1, 2016, including any amendment
20 with retroactive applicability or effectiveness.

21 Sec. 70. Section 428A.9, Code 2023, is amended to read as
22 follows:

23 **428A.9 Refund of tax.**

24 To receive a refund from the state, the taxpayer shall
25 petition the state appeal board for a refund of the amount of
26 overpayment of the tax remitted to the department of revenue.
27 To receive a refund from the county, the taxpayer shall
28 petition the board of supervisors for a refund of the remaining
29 portion of the overpayment paid to that county.

30 Sec. 71. Section 455B.224, Code 2023, is amended to read as
31 follows:

32 **455B.224 Simple misdemeanor.**

33 Any person, including any firm, corporation, municipal
34 corporation, or other governmental subdivision or agency,
35 violating any provisions of [this part 2 of subchapter III](#) or

1 the rules adopted under **this part** after written notice of the
2 violation by the ~~executive~~ director is guilty of a simple
3 misdemeanor. Each day of operation in such violation of this
4 part or any rules adopted under **this part** shall constitute a
5 separate offense. It shall be the duty of the appropriate
6 county attorney to secure injunctions of continuing violations
7 of any provisions of **this part** or the rules adopted under this
8 part.

9 Sec. 72. Section 455B.301, subsection 27, Code 2023, is
10 amended to read as follows:

11 27. "*Sanitary disposal project*" means all facilities
12 and appurtenances including all real and personal property
13 connected with such facilities, which are acquired, purchased,
14 constructed, reconstructed, equipped, improved, extended,
15 maintained, or operated to facilitate the final disposition of
16 solid waste without creating a significant hazard to the public
17 health or safety, and which are approved by the ~~executive~~
18 director. "*Sanitary disposal project*" does not include a
19 pyrolysis or gasification facility.

20 Sec. 73. Section 455B.395, Code 2023, is amended to read as
21 follows:

22 **455B.395 Public information.**

23 Information obtained under this part 4, or a rule, order,
24 or condition adopted or issued under this part 4, or an
25 investigation authorized thereby, shall be available to the
26 public unless the information constitutes trade secrets or
27 information which is entitled to confidential treatment in
28 order to protect a plan, process, tool, mechanism, or compound
29 which is known only to the person claiming confidential
30 treatment and confidential treatment is necessary to protect
31 the person's trade, business or manufacturing process.

32 Sec. 74. Section 455B.473, subsection 6, Code 2023, is
33 amended to read as follows:

34 6. **Subsections 1 through 3** do not apply to an underground
35 storage tank for which notice was given pursuant to section

1 103, subsection c, of the Comprehensive Environmental Response,
2 Compensation, and ~~Liabilities~~ Liability Act of 1980.

3 Sec. 75. Section 455B.479, Code 2023, is amended to read as
4 follows:

5 **455B.479 Storage tank management fee.**

6 An owner or operator of an underground storage tank shall
7 pay an annual storage tank management fee of sixty-five dollars
8 per tank of over one thousand one hundred gallons capacity.
9 The fees collected shall be deposited in the storage tank
10 management account of the groundwater protection fund created
11 in section 455E.11.

12 Sec. 76. Section 455F.7, subsection 1, Code 2023, is amended
13 to read as follows:

14 1. A retailer offering for sale or selling a household
15 hazardous material shall have a valid permit for each place of
16 business owned or operated by the retailer for this activity.
17 All permits provided for in [this section](#) shall expire on
18 June 30 of each year. Every retailer shall submit an annual
19 application by July 1 of each year and a fee of twenty-five
20 dollars to the department of revenue for a permit upon a
21 form prescribed by the director of revenue. Permits are
22 nonrefundable, are based upon an annual operating period, and
23 are not prorated. A person in violation of [this section](#) shall
24 be subject to permit revocation upon notice and hearing. The
25 department shall remit the fees collected to the household
26 hazardous waste account of the groundwater protection fund
27 created in section 455E.11. A person distributing general use
28 pesticides labeled for agricultural or lawn and garden use with
29 gross annual pesticide sales of less than ten thousand dollars
30 is subject to the requirements and fee payment prescribed by
31 this section.

32 Sec. 77. Section 455G.4, subsection 6, Code 2023, is amended
33 to read as follows:

34 6. *Reporting.* Beginning July 2003, the board shall submit
35 a written report quarterly to the legislative council, the

1 chairperson and ranking member of the committee on natural
2 resources and environment ~~and energy independence~~ in the
3 senate, and the chairperson and ranking member of the committee
4 on environmental protection in the house of representatives
5 regarding changes in the status of the program including but
6 not limited to the number of open claims by claim type; the
7 number of new claims submitted and the eligibility status
8 of each claim; a summary of the risk classification of open
9 claims; the status of all claims at high-risk sites including
10 the number of corrective action design reports submitted,
11 approved, and implemented during the reporting period; total
12 moneys reserved on open claims and total moneys paid on
13 open claims; and a summary of budgets approved and invoices
14 paid for high-risk site activities including a breakdown by
15 corrective action design report, construction and equipment,
16 implementation, operation and maintenance, monitoring, over
17 excavation, free product recovery, site reclassification,
18 reporting and other expenses, or a similar breakdown. In
19 each report submitted by the board, the board shall include
20 an estimated timeline to complete corrective action at all
21 currently eligible high-risk sites where a corrective action
22 design report has been submitted by a claimant and approved
23 during the reporting period. The timeline shall include the
24 projected year when a no further action designation will be
25 obtained based upon the corrective action activities approved
26 or anticipated at each claimant site. The timeline shall be
27 broken down in annual increments with the number or percentage
28 of sites projected to be completed for each time period. The
29 report shall identify and report steps taken to expedite
30 corrective action and eliminate the state's liability for open
31 claims.

32 Sec. 78. Section 456B.11, Code 2023, is amended to read as
33 follows:

34 **456B.11 Agricultural drainage wells — wetlands —**
35 **conservation easements.**

1 The department shall develop and implement a program for
2 the acquisition of wetlands and conservation easements on and
3 around wetlands that result from the closure or change in use
4 of agricultural drainage wells upon implementation of the
5 programs specified in [section 460.302](#) to eliminate groundwater
6 contamination caused by the use of agricultural drainage
7 wells. The program shall be coordinated with the department
8 of agriculture and land stewardship. The department may use
9 moneys appropriated for this purpose from the agriculture
10 management account of the groundwater protection fund created
11 in section 455E.11 in addition to other moneys available for
12 wetland acquisition, protection, development, and management.

13 Sec. 79. Section 458A.25, Code 2023, is amended to read as
14 follows:

15 **458A.25 Liens for labor or materials and of contractor and**
16 **subcontractor — manner of perfecting liens — enforcement of**
17 **liens.**

18 Provisions of [chapter 572](#) as to mechanic's liens or labor
19 and materials furnished for improvements on real estate
20 and of contractors and subcontractors shall apply to labor
21 and materials furnished for gas or oil wells, or ~~pipe lines~~
22 pipelines. The liens shall not attach on the real estate,
23 but shall attach to the whole of the lease held, and upon the
24 gas or oil wells, buildings and appurtenances, and ~~pipe lines~~
25 pipelines for which ~~said~~ the labor or materials were furnished,
26 and shall be perfected and enforced as provided by [chapter 572](#).

27 Sec. 80. Section 460.302, subsection 2, paragraph a, Code
28 2023, is amended to read as follows:

29 *a.* Financial incentive moneys may be allocated from the
30 financial incentive portion of the agriculture management
31 account of the groundwater protection fund created in section
32 455E.11 to implement alternatives to agricultural drainage
33 wells.

34 Sec. 81. Section 490.143, subsection 1, paragraph e,
35 subparagraphs (1) and (2), Code 2023, are amended to read as

1 follows:

2 (1) Pursues or takes advantage of the business opportunity,
3 directly, or indirectly through or on behalf of another person.

4 (2) Has a material relationship with a director or officer
5 who pursues or takes advantage of the business opportunity,
6 directly, or indirectly through or on behalf of another person.

7 Sec. 82. Section 514A.3, subsection 1, paragraph m, Code
8 2023, is amended to read as follows:

9 *m.* (1) A provision as follows:

10 *Right to return policy:* The insured has the right, within
11 ten days after receipt of this policy, to return it to the
12 company at its home office or branch office or to the agent
13 through whom it was purchased, and if so returned the premium
14 paid will be refunded and the policy will be void from the
15 beginning and the parties shall be in the same position as if
16 a policy had not been issued.

17 (2) The foregoing provision shall be prominently printed on
18 the first page of the policy or attached to the policy.

19 (3) The provisions of this paragraph "m" shall apply to any
20 insurance policy which is delivered or issued for delivery or
21 renewed in this state on or after July 1, 1978.

22 Sec. 83. Section 514A.3, subsection 2, paragraph c, Code
23 2023, is amended to read as follows:

24 *c.* (1) A provision as follows:

25 *Other insurance in this insurer:* If an accident or sickness
26 or accident and sickness policy or policies previously
27 issued by the insurer to the insured be in force concurrently
28 herewith, making the aggregate indemnity for ... (insert type
29 of coverage or coverages) in excess of \$... (insert maximum
30 limit of indemnity or indemnities) the excess insurance shall
31 be void and all premiums paid for such excess shall be returned
32 to the insured or to the insured's estate.

33 (2) Or, in lieu thereof:

34 Insurance effective at any one time on the insured under
35 a like policy or policies in this insurer is limited to the

1 one such policy elected by the insured, or the insured's
2 beneficiary or estate, as the case may be, and the insurer will
3 return all premiums paid for all other such policies.

4 Sec. 84. Section 514E.2, subsection 2, paragraph b, Code
5 2023, is amended to read as follows:

6 *b.* The composition of the board of directors shall be in
7 compliance with [sections 69.16](#) and [69.16A](#). The governor's
8 appointees shall be chosen from a broad ~~cross-section~~ cross
9 section of the residents of this state.

10 Sec. 85. Section 518B.1, subsection 3, Code 2023, is amended
11 to read as follows:

12 3. "*The Act*" means ~~Section~~ section 1223 of the federal
13 Housing and Urban Development Act of 1968, Pub. L. No. 90-448,
14 90th Congress approved August 1, 1968.

15 Sec. 86. Section 521A.1, subsection 3, Code 2023, is amended
16 to read as follows:

17 3. "*Control*", including "*controlling*", "*controlled by*", and
18 "*under common control with*", shall mean the possession, direct
19 or indirect, of the power to direct or cause the direction
20 of the management and policies of a person, whether through
21 the ownership of voting securities, by contract other than
22 a commercial contract for goods or nonmanagement services,
23 or otherwise, unless the power is solely the result of an
24 official position with or a corporate office held by the
25 person. Control shall be presumed to exist if any person,
26 directly or indirectly, owns, controls, holds with the power
27 to vote, or holds proxies representing, ten percent or more of
28 the voting securities of any other person. This presumption
29 may be rebutted by a showing made in the manner provided in
30 section 521A.3, subsections 1 through 5, ~~inclusive~~, or section
31 521A.4, subsection 11, whichever is applicable, that control
32 does not exist in fact. The commissioner may determine, after
33 furnishing all persons in interest notice and opportunity to
34 be heard and making specific findings of fact to support the
35 determination, that control exists in fact, notwithstanding the

1 absence of a presumption to that effect.

2 Sec. 87. Section 524.103, subsection 22, Code 2023, is
3 amended to read as follows:

4 22. "*Evidence of indebtedness*" means a note, draft, or
5 similar negotiable or nonnegotiable instrument.

6 Sec. 88. Section 524.207, subsection 2, Code 2023, is
7 amended to read as follows:

8 2. All fees and assessments generated as the result of a
9 national bank or federal savings association converting to a
10 state bank on or after December 31, 2015, ~~and thereafter,~~ are
11 payable to the superintendent. The superintendent shall pay
12 all the fees and assessments received by the superintendent
13 pursuant to [this subsection](#) to the treasurer of state within
14 the time required by [section 12.10](#) and the fees and assessments
15 shall be deposited into the department of commerce revolving
16 fund created in [section 546.12](#). An amount equal to such fees
17 and assessments deposited into the department of commerce
18 revolving fund is appropriated from the department of commerce
19 revolving fund to the banking division of the department of
20 commerce for the fiscal year in which a national bank or
21 federal savings association converted to a state bank and an
22 amount equal to such annualized fees and assessments deposited
23 into the department of commerce revolving fund in succeeding
24 years is appropriated from the department of commerce revolving
25 fund to the banking division of the department of commerce for
26 succeeding fiscal years for purposes related to the discharge
27 of the duties and responsibilities imposed upon the banking
28 division of the department of commerce, the superintendent,
29 and the state banking council by the laws of this state. This
30 appropriation shall be in addition to the appropriation of
31 moneys otherwise described in [this section](#). If a state bank
32 converts to a national bank or federal savings association,
33 any appropriation made pursuant to [this subsection](#) for the
34 following fiscal year shall be reduced by the amount of the
35 assessment paid by the state bank during the fiscal year in

1 which the state bank converted to a national bank or federal
2 savings association.

3 Sec. 89. Section 524.302, subsection 1, paragraph e, Code
4 2023, is amended to read as follows:

5 e. The number of directors constituting the initial board
6 of directors and the names and addresses of the individuals
7 who are to serve as directors until the first annual meeting
8 of shareholders or until their successors ~~be~~ are elected and
9 qualify.

10 Sec. 90. Section 524.544, subsection 3, Code 2023, is
11 amended to read as follows:

12 3. The reports required by ~~subsections~~ subsection 1 and ~~2~~
13 of this section shall contain information, to the extent known
14 by the person making the report, relative to the number of
15 shares involved, the names of the sellers and purchasers or
16 transferors and transferees, the purchase price, the name of
17 the borrower, the amount, source, and terms of the loan, or
18 other transaction, the name of the bank issuing the shares used
19 as security, and the number of shares used as security.

20 Sec. 91. Section 524.1405, subsection 2, paragraph d, Code
21 2023, is amended to read as follows:

22 d. The name of the survivor may be, but need not be,
23 substituted in any pending proceeding for the name of any party
24 to the merger whose separate existence ceased in the merger.

25 Sec. 92. Section 524.1508, subsection 1, paragraphs b and c,
26 Code 2023, are amended to read as follows:

27 b. Written or printed notice setting forth the proposed
28 restated articles or a summary of the provisions of the
29 proposed restated articles shall be given to each shareholder
30 of record entitled to vote on the proposed restated articles
31 within the time and in the manner provided in section 524.533.
32 If the meeting ~~be~~ is an annual meeting, the proposed restated
33 articles may be included in the notice of such annual meeting.
34 If the restated articles include an amendment or amendments to
35 the articles of incorporation, the notice shall separately set

1 forth such amendment or amendments or a summary of the changes
2 to be effected by the amendment or amendments.

3 c. At the meeting, a vote of the shareholders entitled to
4 vote on the proposed restated articles shall be taken on the
5 proposed restated articles. The proposed restated articles
6 shall be adopted upon receiving the affirmative vote of the
7 holders of a majority of the shares entitled to vote, unless
8 such restated articles include an amendment to the articles of
9 incorporation which, if contained in a proposed amendment to
10 articles of incorporation to be made without restatement of
11 the articles of incorporation, would entitle a class of shares
12 to vote as a class on the proposed restated articles, in which
13 event the proposed restated articles shall be adopted upon
14 receiving the affirmative vote of the holders of a majority
15 of the shares of each class of shares entitled to vote on the
16 proposed restated articles as a class, and of the total shares
17 entitled to vote on the proposed restated articles.

18 Sec. 93. Section 554.2403, subsection 3, Code 2023, is
19 amended to read as follows:

20 3. ~~“Entrusting”~~ “Entrusting” includes any delivery and
21 any acquiescence in retention of possession regardless of any
22 condition expressed between the parties to the delivery or
23 acquiescence and regardless of whether the procurement of the
24 entrusting or the possessor’s disposition of the goods have
25 been such as to be larcenous under the criminal law.

26 Sec. 94. Section 554.2707, subsection 1, Code 2023, is
27 amended to read as follows:

28 1. A ~~“person in the position of a seller”~~ “person in the
29 position of a seller” includes as against a principal an agent
30 who has paid or become responsible for the price of goods on
31 behalf of the agent’s principal or anyone who otherwise holds a
32 security interest or other right in goods similar to that of a
33 seller.

34 Sec. 95. Section 554.9208, subsection 2, paragraph f,
35 subparagraph (3), Code 2023, is amended to read as follows:

1 (3) take appropriate action to enable the debtor or its
2 designated custodian to make copies of or revisions to the
3 authoritative copy which add or change an identified assignee
4 of the authoritative copy without the consent of the secured
5 party; and

6 Sec. 96. Section 556E.2, Code 2023, is amended to read as
7 follows:

8 **556E.2 Tests.**

9 In any test for the ascertainment of the fineness of the
10 gold or alloy in any such article, according to the foregoing
11 standards, the part of the gold or alloy taken for the test
12 shall be such portion as does not contain or have attached
13 thereto any solder or alloy of inferior fineness used for
14 brazing or uniting the parts of said article; and in addition
15 to the foregoing tests and standards, the actual fineness of
16 the entire quantity of gold and its alloys contained in any
17 article mentioned in this section and [section 556E.1](#), except
18 watchcases and flatware, including all solder or alloy of
19 inferior metal used for brazing or uniting the parts of the
20 article, all such gold, alloys, and solder being assayed as
21 one piece, shall not be less than the fineness indicated by
22 the mark stamped, branded, engraved, or imprinted upon such
23 article, or upon any tag, card, or label attached thereto, or
24 upon any container in which said article is enclosed.

25 Sec. 97. Section 562B.10, subsection 1, Code 2023, is
26 amended to read as follows:

27 1. The landlord and tenant may include in a rental agreement
28 terms and conditions not prohibited by [this chapter](#) or other
29 rule of law, including rent, term of the agreement, and other
30 provisions governing the rights and obligations of the parties.

31 Sec. 98. Section 592.1, Code 2023, is amended to read as
32 follows:

33 **592.1 Bonds for garbage disposal plants.**

34 All proceedings of such cities and towns as herein included,
35 heretofore had, subsequent to the adoption of section 696-b [SS

1 15] by the ~~thirty-sixth general assembly~~ Thirty-sixth General
2 Assembly, and prior to the passage of this Act, providing for
3 the issuance of bonds within the limitations of this Act, for
4 the purchase or erection of garbage disposal plants, the vote
5 of the people authorizing such issue and the bonds issued under
6 such proceedings and vote, are hereby legalized and declared
7 legal and valid, the same as though all of the provisions
8 of this Act had been included in said section 696-b of the
9 ~~supplemental supplement~~ Supplemental Supplement to the Code,
10 1915, and such cities may issue and sell such bonds without
11 again submitting such question to vote.

12 Sec. 99. Section 628.28, Code 2023, is amended to read as
13 follows:

14 **628.28 Redemption of property not used for agricultural or**
15 **certain residential purposes.**

16 1. If real property is not used for agricultural purposes,
17 as defined in [section 535.13](#), and is not the residence of
18 the debtor, or if it is the residence of the debtor but not
19 a single-family or two-family dwelling, then the period of
20 redemption after foreclosure is one hundred eighty days. For
21 the first ninety days after the sale the right of redemption
22 is exclusive to the debtor and the time periods provided in
23 sections 628.5, [628.15](#), and [628.16](#) are reduced to one hundred
24 thirty-five days. If a deficiency judgment has been waived the
25 period of redemption is reduced to ninety days. For the first
26 thirty days after the sale the redemption is exclusively the
27 right of the debtor and the time periods provided in sections
28 628.5, [628.15](#), and [628.16](#) are reduced to sixty days.

29 2. If real property is not used for agricultural purposes,
30 as defined in [section 535.13](#), and is a single-family or
31 two-family dwelling which is the residence of the debtor at the
32 time of foreclosure but the court finds that after foreclosure
33 the dwelling has ceased to be the residence of the debtor and
34 if there are no junior creditors, the court shall order the
35 period of redemption reduced to thirty days from the date of

1 the court order. If there is a junior creditor, the court
2 shall order the redemption period reduced to sixty days. For
3 the first thirty days redemption is the exclusive right of the
4 debtor and the time periods provided in [sections 628.5, 628.15,](#)
5 and [628.16](#) are reduced to forty-five days.

6 Sec. 100. Section 636.25, Code 2023, is amended to read as
7 follows:

8 **636.25 Existing investments.**

9 Any fiduciary not governed by the probate code may by and
10 with the consent of the court having jurisdiction over such
11 fiduciary or under permission of the instrument creating the
12 trust, continue to hold any investment originally received by
13 the fiduciary under the trust or any increase thereof. Such
14 fiduciary may also make investments which the fiduciary may
15 deem necessary to protect and safeguard investments already
16 made according to the provisions of this section and sections
17 636.23 and [636.24](#).

18 Sec. 101. Section 692A.128, subsection 2, paragraph a, Code
19 2023, is amended to read as follows:

20 a. The date of the commencement of the requirement to
21 register occurred at least two years prior to the filing of the
22 application for a tier I offender and five years prior to the
23 filing of the application for a tier II or tier III offender.

24 Sec. 102. Section 804.31, subsection 1, Code 2023, is
25 amended to read as follows:

26 1. When a person is detained for questioning or arrested for
27 an alleged violation of a law or ordinance and there is reason
28 to believe that the person is deaf or ~~hard-of-hearing~~ hard of
29 hearing, the peace officer making the arrest or taking the
30 person into custody or any other officer detaining the person
31 shall determine if the person is a deaf or hard-of-hearing
32 person as defined in [section 622B.1](#). If the officer so
33 determines, the officer, at the earliest possible time and
34 prior to commencing any custodial interrogation of the person,
35 shall procure a qualified interpreter in accordance with

1 section 622B.2 and the rules adopted by the supreme court
2 under [section 622B.1](#) unless the deaf or hard-of-hearing person
3 knowingly, voluntarily, and intelligently waives the right to
4 an interpreter in writing by executing a form prescribed by
5 the department of human rights and the Iowa county attorneys
6 association. The interpreter shall interpret the officer's
7 warnings of constitutional rights and protections and all other
8 warnings, statements, and questions spoken or written by any
9 officer, attorney, or other person present and all statements
10 and questions communicated in sign language by the deaf or
11 hard-of-hearing person.

12 Sec. 103. Section 811.7, subsection 3, Code 2023, is amended
13 to read as follows:

14 3. If the order ~~recite~~ recites, as the ground on which it
15 is made, the failure of the defendant to appear for judgment
16 upon conviction, the defendant must be committed according to
17 the requirements of the order; if made for any other cause and
18 the offense is bailable, the court must cause a direction to be
19 inserted in the order that the defendant be admitted to bail,
20 in a sum to be stated in the order.

21 Sec. 104. Section 904.603, Code 2023, is amended to read as
22 follows:

23 **904.603 Action for damages.**

24 A person receiving or who has received services, or that
25 person's family, victim, or employer may institute a civil
26 action for damages under [chapter 669](#) or other action to
27 restrain the release of confidential records set out in section
28 904.602, subsection 2, which is in violation of that section,
29 ~~and~~ a. A person, agency, or governmental body proven to have
30 released confidential records in violation of section 904.602,
31 subsection 2, is liable for actual damages for each violation
32 and is liable for court costs and reasonable attorney's fees
33 incurred by the party bringing the action.

34 Sec. 105. Section 422.7, subsection 29, paragraph b,
35 subparagraph (1), as enacted by 2018 Iowa Acts, chapter 1161,

1 section 114, is amended to read as follows:

2 (1) Add back any amount of pensions or other retirement
3 income received from any source which is not taxable under
4 this ~~division~~ subchapter, including but not limited to amounts
5 deductible under subsections 13, 31, 31A, and 31B.

6 Sec. 106. 2022 Iowa Acts, chapter 1045, section 7, is
7 amended by striking the section and inserting in lieu thereof
8 the following:

9 SEC. 7. Section 421.65, subsection 1, paragraph b, as
10 enacted by 2020 Iowa Acts, chapter 1064, section 16, is amended
11 to read as follows:

12 *b. "Public agency" means a board, commission, department,*
13 *including the department of revenue, or other administrative*
14 *office or unit of the state of Iowa or any other state entity*
15 *reported in the Iowa ~~comprehensive~~ annual comprehensive*
16 *financial report, or a political subdivision of the state, or*
17 *an office or unit of a political subdivision. "Public agency"*
18 *does include the clerk of the district court as it relates to*
19 *the collection of a qualifying debt. "Public agency" does not*
20 *include the general assembly or office of the governor.*

21 Sec. 107. 2022 Iowa Acts, chapter 1061, sections 53 and 54,
22 are amended to read as follows:

23 SEC. 53. EFFECTIVE DATE. The following, being deemed of
24 immediate importance, takes effect upon enactment:

25 The section of this division of this Act amending section
26 ~~425.25A~~ 422.25A, subsection 5, paragraph "c", subparagraph (6),
27 subparagraph division (a).

28 SEC. 54. RETROACTIVE APPLICABILITY. The following applies
29 retroactively to January 1, 2022, for tax years beginning on
30 or after that date:

31 The section of this division of this Act amending section
32 ~~425.25A~~ 422.25A, subsection 5, paragraph "c", subparagraph (6),
33 subparagraph division (a).

34 Sec. 108. 2022 Iowa Acts, chapter 1099, section 47, is
35 amended by striking the section and inserting in lieu thereof

1 the following:

2 SEC. 47. [Section 123.49, subsection 2](#), paragraph d,
3 subparagraphs (1) and (3), Code 2022, are amended to read as
4 follows:

5 (1) Keep on premises covered by a ~~liquor control retail~~
6 alcohol license any alcoholic liquor in any container except
7 the original package purchased from the division, and except
8 mixed drinks or cocktails mixed on the premises for immediate
9 consumption on the licensed premises or as otherwise provided
10 by this paragraph "d". This prohibition does not apply to
11 holders of a class "D" ~~liquor control retail alcohol~~ license
12 or to alcoholic liquor delivered in accordance with section
13 123.46A.

14 (3) Mixed drinks or cocktails mixed on premises covered
15 by a class "C" ~~liquor control retail alcohol~~ license ~~or a~~
16 ~~class "C" native distilled spirits liquor control~~ license for
17 consumption off the licensed premises may be sold if the mixed
18 drink or cocktail is immediately filled in a sealed container
19 and is promptly taken from the licensed premises prior to
20 consumption of the mixed drink or cocktail. A mixed drink
21 or cocktail that is sold in a sealed container in compliance
22 with the requirements of this subparagraph and rules adopted
23 by the division shall not be deemed an open container subject
24 to the requirements of [sections 321.284](#) and [321.284A](#) if the
25 sealed container is unopened and the seal has not been tampered
26 with, and the contents of the container have not been partially
27 removed.

28 Sec. 109. [Section 331.389, subsection 4, paragraph a,](#)
29 [subparagraph \(3\)](#), as amended by 2022 Iowa Acts, chapter 1131,
30 [section 69](#), is amended to read as follows:

31 (b) The department shall provide written notice to ~~the~~
32 a region's regional administrator that the region is in
33 compliance with the requirements in [subsection 3](#).

34 Sec. 110. 2022 Iowa Acts, chapter 1148, section 25, is
35 amended to read as follows:

1 SEC. 25. Section 422.60, Code 2022, is amended by adding the
2 following new subsection:

3 NEW SUBSECTION. 15. The taxes imposed under this ~~division~~
4 subchapter shall be reduced by an employer child care tax
5 credit allowed pursuant to section 237A.31.

6 Sec. 111. 2022 Iowa Acts, chapter 1153, section 38, is
7 amended by striking the section and inserting in lieu thereof
8 the following:

9 SEC. 38. Section 282.18, subsection 11, paragraph a,
10 subparagraph (8), Code 2022, is amended to read as follows:

11 (8) If the pupil participates in open enrollment because
12 of circumstances that meet the definition of good cause ~~under~~
13 subsection 4, paragraph "b". For purposes of this subparagraph,
14 "good cause" means a change in a child's residence due to a
15 change in family residence, a change in a child's residence
16 from the residence of one parent or guardian to the residence
17 of a different parent or guardian, a change in the state in
18 which the family residence is located, a change in a child's
19 parents' marital status, a guardianship or custody proceeding,
20 placement in foster care, adoption, participation in a foreign
21 exchange program, initial placement of a prekindergarten
22 student in a special education program requiring specially
23 designed instruction, or participation in a substance abuse
24 or mental health treatment program, a change in the status of
25 a child's resident district such as removal of accreditation
26 by the state board, surrender of accreditation, or permanent
27 closure of a nonpublic school, revocation of a charter school
28 contract as provided in section 256E.10 or 256F.8, the failure
29 of negotiations for a whole grade sharing, reorganization,
30 dissolution agreement, or the rejection of a current whole
31 grade sharing agreement, or reorganization plan.

32 DIVISION II

33 CODE EDITOR DIRECTIVE

34 Sec. 112. CODE EDITOR DIRECTIVE.

35 1. The Code editor is directed to make the following

1 transfer:

2 Section 89A.25 to section 89A.1A.

3 2. The Code editor shall correct internal references in the
4 Code and in any enacted legislation as necessary due to the
5 enactment of this section.

6 DIVISION III

7 EFFECTIVE DATE AND APPLICABILITY PROVISIONS

8 Sec. 113. CONTINGENT EFFECTIVE DATE. The following takes
9 effect on the effective date of the rules adopted by the
10 department of revenue pursuant to chapter 17A implementing 2020
11 Iowa Acts, chapter 1064, other than transitional rules:

12 The section of this Act amending 2022 Iowa Acts, chapter
13 1045, section 7.

14 Sec. 114. EFFECTIVE DATE. The following, being deemed of
15 immediate importance, takes effect upon enactment:

16 The section of this Act amending 2022 Iowa Acts, chapter
17 1061, sections 53 and 54.

18 Sec. 115. RETROACTIVE APPLICABILITY. The following applies
19 retroactively to January 1, 2023:

20 The section of this Act amending 2018 Iowa Acts, chapter
21 1161, section 114.

22 Sec. 116. RETROACTIVE APPLICABILITY. The following applies
23 retroactively to January 1, 2022:

24 The section of this Act amending 2022 Iowa Acts, chapter
25 1061, sections 53 and 54.

26 EXPLANATION

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

29 This bill makes Code changes and corrections that are
30 considered to be nonsubstantive and noncontroversial, in
31 addition to style changes. Changes include updating and
32 correcting names of public programs and entities, correcting
33 citations to the United States Code and Iowa Acts, correcting
34 terminology, spelling, format, capitalization, punctuation, and
35 grammar, as well as numbering, renumbering, and reorganizing

1 various provisions to eliminate unnumbered paragraphs and to
2 facilitate citation. The Code sections in which the bill
3 makes technical, grammatical, and other nonsubstantive changes
4 include the following:

5 DIVISION I:

6 Sections 2.47, 2.51, and 8.39: Updates the name, to reflect
7 the current name, of the legislative committee responsible for
8 considering legislation on appropriations, the chairpersons
9 and ranking members of which serve on and perform the duties
10 described in these two Code sections as members of the
11 legislative fiscal committee.

12 Section 8C.7A: Corrects the name of the federal Americans
13 With Disabilities Act of 1990 that is referenced in this
14 provision relating to applications for permits for the siting
15 of small wireless facilities.

16 Sections 13C.1, 15E.64, 22.7, 99F.6, 256.82, and 298A.8:
17 Removes a hyphen to correct and conform the spelling of the
18 term "fundraising" in these provisions to the spellings of the
19 same term elsewhere in the Code.

20 Section 23A.2: Moves language describing functions
21 performed by the department of corrections that are currently
22 contained in two different subsections to be within another
23 subsection that also describes a function performed by the
24 department of corrections, to conform the style of these
25 subsections to the style used elsewhere in this Code section
26 to describe functions performed by other state agencies or
27 political subdivisions of the state that are exempted from
28 the prohibition in Code chapter 23A against competition with
29 private enterprise.

30 Section 29C.9: Adds quotation marks around form language
31 that specifies how the names of local emergency management
32 commissions should be written to distinguish the form language
33 from other language in this Code section relating to the
34 establishment of these local commissions.

35 Section 35A.13: Strikes an unneeded comma from language

1 describing one of the permissible investment management
2 expenses for which moneys in the veterans trust fund may be
3 expended.

4 Section 53.47: Adds a comma before the last item in
5 two series to conform this provision relating to materials
6 furnished by the department of administrative services
7 to counties at the direction of the state commissioner of
8 elections for absentee ballots, envelopes, and other printed
9 matter to current Code style.

10 Section 68A.304: Removes a hyphen from the term "in kind" in
11 language describing what constitutes "campaign property" and in
12 which the term is not used as an adjective.

13 Section 68A.701: Adds a comma at the beginning of a
14 prefatory clause to improve the readability of this provision
15 penalizing violations of the requirements contained in this
16 Code chapter governing the financing of campaigns for state,
17 county, city, or school office.

18 Section 76.10: Adds a comma after the year in a date
19 reference in this provision relating to the issuance of public
20 bonds or debt obligations to conform to the style used in other
21 provisions in the Code when specific dates are referenced.

22 Section 80D.7: Strikes the words "Iowa law enforcement
23 academy" that appear before the word "council" in this
24 provision relating to the carrying of a weapon by a member of a
25 force of reserve peace officers to reflect the definition of
26 the term "council" in Code section 80D.1A to mean "Iowa law
27 enforcement academy council".

28 Section 100.14: Removes, to conform to current Code style,
29 commas that appear after the word "including" and after the
30 phrase "but not limited to" in language describing the types of
31 legal proceedings which may be instituted by a county attorney
32 to enforce the penalty provisions of, or rules or orders
33 adopted or issued on behalf of the state pursuant to, the Code
34 chapter governing the duties of the state fire marshal.

35 Section 103.18: Adds the word "license" after references to

1 four different types of licenses in language relating to the
2 requirements for renewal of those four licenses, to improve
3 readability and to conform to the definitions of each of those
4 licenses in the Code chapter regulating the electrician and
5 electrical contractor professions.

6 Section 147.77: Rewrites a citation to the federal
7 Controlled Substances Act to conform this citation to that Act,
8 in language relating to requirements for medical profession
9 licensees whose duties require those licensees to be in
10 restricted areas of racing facilities, to other similar
11 citations to that federal Act elsewhere in the Code.

12 Section 147F.1: Corrects the citations to the United States
13 Code provisions regarding status as active duty military
14 personnel, changes the word "spouse" to "spouses" to conform to
15 other usage, and adds a comma before the last item in a series
16 to improve readability of these provisions within the audiology
17 and speech language pathology interstate compact.

18 Section 151.10: Adds a comma after the numeral "3" in
19 three places to conform the style of an internal reference
20 to current Code style in this provision relating to the
21 education requirements for applicants for a license to practice
22 chiropractic.

23 Section 162.2: Adds a comma before the last item in a
24 series to improve the readability of a definition of "animal
25 warden" in the Code chapter pertaining to the care of animals
26 in commercial establishments.

27 Section 165A.1: Capitalizes the first letter in the genus
28 name of a bacterium to conform the capitalization of the genus
29 name within this Code chapter governing Johne's disease control
30 to the capitalization of binomial names elsewhere in the Code.

31 Section 189A.5: Replaces the word "thereat" with the
32 words "at the establishment" to update the style of this
33 provision regarding inspection of the sanitary condition of
34 establishments that prepare or handle livestock or poultry
35 products.

1 Section 190.2: Removes, to conform to current Code style,
2 commas that appear after the word "including" and after
3 the phrase "but not limited to" in language relating to
4 the publication of standards for foods by the department of
5 agriculture and land stewardship.

6 Section 202A.4: Strikes an unneeded comma and duplicate
7 language from, and adds the missing word "or" before the
8 last item in a series in, this provision prohibiting, after
9 April 29, 1999, the inclusion of confidentiality provisions
10 in contracts for the purchase of livestock by certain persons
11 who are engaged in the business of slaughtering livestock and
12 offering the resulting meat products for sale.

13 Section 206.8: Adds a citation to improve hypertext linkage
14 to the Code section in which the groundwater protection fund is
15 created, in this provision relating to the deposit of pesticide
16 dealer license fees into that fund.

17 Section 206.12: Divides long sentences into two in two
18 places, conforms terminology used to describe the deposit of
19 moneys to the terminology used elsewhere in the Code, and adds
20 a citation to improve hypertext linkage to the Code section
21 in which the groundwater protection fund is created, in this
22 provision relating to the registration of pesticide brands
23 and the deposit of part of the registration fees into the
24 groundwater protection fund.

25 Section 210.23: Adds a citation to improve hypertext
26 linkage to the Code section in which the term "home food
27 processing establishment" is defined, in this provision
28 exempting those establishments from regulations relating to the
29 packaging and sale of bread.

30 Section 225.26: Replaces the word "said" with the words
31 "state psychiatric" to improve the readability of this
32 provision relating to the use of moneys collected from private
33 patients of the state psychiatric hospital.

34 Section 226.42: Changes the word "May" to "The
35 superintendent may" to conform the style of this provision

1 outlining a permissible power of superintendents of the mental
2 health institutes to the style used in the other enumerations
3 of emergency powers and duties of the superintendents in this
4 Code section.

5 Section 232.46: Changes the verb "is" to "are" and adds a
6 comma before the last item in a series to update the style and
7 improve the readability of this provision relating to entry of
8 consent decrees in juvenile proceedings.

9 Section 237.18: Removes, to conform to current Code style,
10 commas appearing after the word "including" and after the
11 phrase "but not limited to" in language relating to the content
12 of mandatory training programs for members of the state child
13 advocacy board.

14 Section 252B.6A: Removes, to conform to current Code style,
15 commas appearing in three places before and after the phrase
16 "but not limited to" and conforms the citation style used
17 in a Code chapter string to current Code style in this Code
18 section relating to judicial proceedings initiated by a private
19 attorney to collect outstanding child support obligations.

20 Section 252D.16: Removes, to conform to current Code style,
21 commas appearing after the word "including" and after the
22 phrase "but not limited to" in a definition of "payor of
23 income" or "payor" for purposes of the Code chapter relating
24 to income withholding for purposes of payment of court-ordered
25 child support obligations.

26 Section 256B.2: Changes the word "and" to "or" in a
27 string citation to Code chapters governing different types
28 of residential or detention facilities that are attended by
29 children who cannot adapt to regular educational or home living
30 conditions to conform to the context of this provision and adds
31 the word "state" to conform a reference by name to the official
32 name for the state board of regents.

33 Section 260C.44: Adds the words "department of labor"
34 within a reference by name to the United States office of
35 apprenticeship to conform the reference, in this provision

1 defining "apprenticeship program" for purposes of the Code
2 chapter governing community colleges, to other similar
3 references to that office elsewhere in the Code.

4 Section 261.85: Changes the word "dollars" to "moneys"
5 to conform how terminology is used within this provision
6 appropriating moneys for the work-study program administered by
7 the college student aid commission.

8 Section 261.114: Changes two references by name to the
9 health care award program established in Code section 261.116,
10 in this Code section relating to the rural Iowa advanced
11 registered nurse practitioner and physician assistant loan
12 repayment program, to reflect the change made to the name of
13 the health care award program by 2022 Iowa Acts, chapter 1134,
14 section 16.

15 Section 261.117: Corrects a reference by name to the rural
16 Iowa advanced registered nurse practitioner and physician
17 assistant loan repayment program within this Code section
18 governing the mental health professional loan repayment
19 program.

20 Section 262.71: Corrects references by name to the Iowa
21 state university of science and technology and the state
22 university of Iowa that are contained within this Code section
23 establishing the center for early development education.

24 Section 262.78: Corrects references by name to the state
25 university of Iowa in four places within this Code section
26 establishing the center for agricultural safety and health.

27 Section 279.41: Adds commas before and after the qualifying
28 clause "without a vote of the electorate" to improve the
29 readability of this provision relating to use of moneys
30 received from the condemnation, sale, or other disposition of
31 schoolhouses and school sites.

32 Sections 314.11, 419.2, and 458A.25: Conforms the spelling
33 of the term "pipelines" in these provisions relating to the use
34 of bridges by utilities, municipal support of certain projects,
35 and liens for labor or materials furnished for gas or oil

1 wells or pipelines, to the spelling used in other provisions
2 elsewhere in the Code. In Code section 314.11, a comma is also
3 added before the last item in a series to conform to current
4 Code style.

5 Section 314.22: Removes in three places, to conform to
6 current Code style, commas appearing after the word "including"
7 and after the phrase "but not limited to" in this provision
8 relating to integrated roadside vegetation management.

9 Section 320.7: Changes the word "ground" to "grounds", to
10 conform to other similar uses of the term elsewhere in the
11 Code, in this provision relating to the basis for forfeiture of
12 grants of permission by the state department of transportation
13 or a board of supervisors to lay water and gas mains,
14 sidewalks, and cattleways.

15 Section 327D.5: Adds the word "section" to improve the
16 readability of and hypertext linkage within this Code section
17 relating to the burden of proof in judicial proceedings
18 regarding disputes between connecting railroads.

19 Section 328.26: Strikes the word "section" to conform the
20 citation style used for two Code sections, in this Code section
21 relating to registration of aircraft, to the citation style
22 used elsewhere in the Code.

23 Section 331.653: Changes the word "premise" to "premises"
24 in language describing the duty of the sheriff to observe and
25 inspect licensed establishments for gambling devices and to
26 report any findings to regulatory authorities.

27 Section 346.27: Changes the capitalization and use of
28 italics for two terms, of which only one is a definition, that
29 are contained within quotation marks in this provision relating
30 to the creation of an authority for purposes of exercising
31 control over joint county and city property, to conform to
32 current Code style.

33 Section 350.1: Changes the placement and use of the
34 word "and", adds semicolons, and replaces commas with
35 semicolons to improve the punctuation and readability of this

1 provision relating to the reasons for establishment of county
2 conservation boards.

3 Section 350.4: Adds a comma before the last item in a series
4 in several places, in this provision describing the powers and
5 duties of county conservation boards, to conform to current
6 Code style.

7 Section 350.5: Adds a comma before the last item in a
8 series, in this provision regarding regulations that may be
9 adopted by county conservation boards, to conform to current
10 Code style.

11 Section 357.18: Strikes two unneeded commas and strikes
12 a redundant instance of the word "said" to improve the
13 readability of this provision relating to the procedure for
14 acceptance of completed work by a benefited water district.

15 Section 376.3: Adds commas after string citations in two
16 places to set off qualifying clauses in this provision relating
17 to nominations for elective city offices.

18 Section 384.84A: Replaces an acronym with the full name
19 of the federal environmental protection agency to improve the
20 readability of language relating to compliance by a city with
21 regulations issued by that federal agency pertaining to storm
22 water sewer discharge or storm water drainage systems.

23 Section 411.21: Adds commas after year references in
24 various references to specific dates and adds a comma before
25 the last item in a series of subsection references to conform
26 the punctuation of this provision, relating to annuity or
27 withdrawal of contributions under Code chapter 411 by retired
28 police officers and fire fighters who became vested and
29 terminated service or were receiving annuities prior to July
30 1, 1979, to current Code style.

31 Section 421.24: Adds a comma to set off a prefatory clause
32 and deletes an unneeded comma to improve the readability of
33 this provision relating to suits brought in other states by the
34 attorney general for collection of taxes due under the laws of
35 this state.

1 Section 422.11L: Replaces the phrase "the date specified in
2 the preceding sentence" with "January 1, 2016", the date that
3 is specified in the preceding sentence, in this definition of
4 the term "Internal Revenue Code" that applies to the granting
5 of solar energy system tax credits.

6 Section 428A.9: Adds commas in two places to set off
7 prefatory clauses in this provision describing the procedure
8 that a taxpayer must follow to receive a refund of overpayment
9 of taxes that have been paid to the state or to a county.

10 Sections 455B.224 and 455B.301: Changes the term "executive
11 director" to "director" to conform the name used to describe
12 the chief executive officer of the department of natural
13 resources to the current name. These name changes were
14 inadvertently omitted when that department was created in 1986
15 Iowa Acts, chapter 1245.

16 Section 455B.395: Adds the numeric reference "4" after two
17 part references to facilitate hypertext linkage within this
18 provision governing the public availability of information
19 obtained during the investigation of or response to a hazardous
20 condition conducted pursuant to rules adopted, investigations
21 authorized, or orders issued pursuant to part 4 of Code chapter
22 455B, subchapter IV.

23 Section 455B.473: Corrects a reference by name to the
24 federal Comprehensive Environmental Response, Compensation, and
25 Liability Act of 1980 in this provision exempting the owners
26 of certain underground storage tanks from being required to
27 provide notice to the department of natural resources of the
28 existence of those tanks.

29 Section 455B.479: Adds a citation to improve hypertext
30 linkage to the Code section in which the groundwater protection
31 fund is created, in this Code section requiring the deposit of
32 annual underground storage tank management fees in that fund.

33 Section 455F.7: Adds a citation to improve hypertext
34 linkage to the Code section in which the groundwater protection
35 fund is created, in this Code section requiring the remitting

1 of fees that have been collected from the issuance of permits
2 to retailers for the sale of household hazardous materials to
3 that fund.

4 Section 455G.4: Updates the name of the committee to
5 reflect the current name of the committee in the senate, the
6 chairperson and ranking member of which should receive a
7 quarterly report regarding changes to the status of claims
8 against the Iowa comprehensive petroleum underground storage
9 tank fund and corrective action taken at eligible high-risk
10 sites.

11 Section 456B.11: Adds a citation to improve hypertext
12 linkage to the Code section in which the groundwater protection
13 fund is created, in this Code section providing for use of
14 moneys in that fund for acquisition, protection, development,
15 and management of wetlands that result from the elimination of
16 agricultural drainage wells.

17 Section 460.302: Adds a citation to improve hypertext
18 linkage to the Code section in which the groundwater protection
19 fund is created, in language relating to use of moneys
20 from that fund to provide financial incentives for the
21 implementation of alternatives to agricultural drainage wells.

22 Section 490.143: Adds commas in two places to conform
23 the language of this definition of "qualified director" of a
24 business corporation to similar language in the model business
25 corporation Act promulgated by the American bar association,
26 upon which this Code section is based.

27 Section 514A.3: Adds, in multiple places, numeric Code
28 subunit designations to distinguish language which is part of
29 this Code section relating to accident and sickness insurance
30 policy provisions from language which is directed to be
31 included within the insurance policy provisions.

32 Section 514E.2: Removes a hyphen from the term "cross
33 section" in this provision describing the composition of the
34 board of directors of the Iowa comprehensive health insurance
35 association to conform use of the term to usage elsewhere in

1 the Code.

2 Section 518B.1: Changes the capitalization of the word
3 "section" and adds the word "federal" within a citation to
4 the federal Housing and Urban Development Act of 1968, in a
5 definition of the term "the Act" for purposes of the riot
6 reinsurance program contained in Code chapter 518B, to conform
7 to the style used for similar citations elsewhere in the Code.

8 Section 521A.1: Strikes a redundant instance of the word
9 "inclusive" that appears after a Code section citation string
10 to conform the citation string in this definition of the term
11 "control" for the Code chapter relating to insurance holding
12 systems to other similar citation strings elsewhere in the
13 Code.

14 Section 524.103: Adds a comma before the last item in
15 a series to conform the style of the series within this
16 definition of the term "evidence of indebtedness" to the style
17 of other series elsewhere in the Code.

18 Section 524.207: Strikes the redundant expression "and
19 thereafter", that appears after a date citation to "on or after
20 December 31, 2015" in this provision relating to payment of
21 fees and assessments generated by the conversion of a national
22 bank or federal savings association to a state bank on or after
23 December 31, 2015.

24 Section 524.302: Changes the verb "be" to "are" to
25 update the verbiage used in this provision describing one
26 of the provisions that must be included in the articles of
27 incorporation of a state bank.

28 Section 524.544: Strikes a reference to subsection 2 of
29 this section, that was stricken by 2022 Iowa Acts, chapter
30 1062, section 57, in this provision relating to reports to the
31 superintendent of banking when changes in control of the shares
32 of a state bank occur.

33 Section 524.1405: Adds the word "be" to improve the grammar
34 of this provision relating to the effect of a merger of
35 financial institutions.

1 Section 524.1508: Changes the verb "be" to "is" to update
2 the verbiage used and adds a comma to set off a prefatory
3 clause in two provisions describing the procedure for adoption
4 of restated articles of incorporation by a state bank.

5 Section 554.2403: Italicizes the term "entrusting" to
6 conform this definition to the style used elsewhere in the
7 Code for defined terms in this provision governing the title
8 acquired by a purchaser from a transferor in transactions
9 involving the sale of goods.

10 Section 554.2707: Italicizes the term "person in the
11 position of a seller", in this provision defining which persons
12 are considered to be, and what the powers and remedies are held
13 by those persons, to conform this definition to the style used
14 elsewhere in the Code for defined terms.

15 Section 554.9208: Deletes an extraneous "and" to conform
16 the style of this subparagraph to the style of the balance of
17 this Code section, and to the section of the model Act upon
18 which this Code section is based, in this provision relating to
19 the duties of a secured party after receiving a demand from a
20 debtor.

21 Section 556E.2: Adds the word "section" to improve the
22 readability of and hypertext linkage within this Code section
23 relating to tests for the ascertainment of the fineness of gold
24 or alloy in any article.

25 Section 562B.10: Adds commas before the word "including",
26 to set off a qualifying clause, and before the last item in a
27 series, to conform the style of this provision relating to what
28 may be included in a rental agreement between a landlord and
29 tenant to current Code style.

30 Section 592.1: Capitalizes a reference to a specific
31 session of the general assembly and a reference to a specific
32 Code publication, in this provision relating to bonds for
33 certain garbage disposal plants, to conform the style of the
34 references to the style used in other similar references
35 elsewhere in the Code.

1 Section 628.28: Adds a comma before the last citation in
2 three series of Code section citations to conform the citation
3 style used in this Code section relating to redemption of
4 property not used for agricultural or certain residential
5 purposes to the style used elsewhere in the Code.

6 Section 636.25: Adds the word "section" to improve the
7 readability of and hypertext linkage within this Code section
8 relating to powers of a fiduciary of a trust over existing
9 investments of the trust.

10 Section 692A.128: Adds the word "tier" before a numeric
11 reference to "III" to conform this reference to tier III sex
12 offenses to other similar references elsewhere within Code
13 chapter 692A regarding the sex offender registry and sex
14 offender registration requirements.

15 Section 804.31: Removes hyphens from this nonadjectival use
16 of the term "hard of hearing" in this provision relating to the
17 detention or arrest of hard-of-hearing persons.

18 Section 811.7: Changes the word "recite" to "recites" to
19 update archaic usage in this provision relating to recommitment
20 of a defendant who was released on bail, but who has failed to
21 appear as required in the order for release.

22 Section 904.603: Divides a long sentence into two and
23 adds a comma before the last item in a series to improve the
24 readability of this provision relating to actions for damages
25 for an unlawful release of confidential information contained
26 in records regarding services received by a person from the
27 department of corrections or the judicial district departments
28 of corrections.

29 2018 Iowa Acts, chapter 1161, section 114: Corrects an
30 internal reference to a Code chapter subunit of Code chapter
31 422 that appeared in new subsection language that now appears
32 in Code section 422.7, subsection 18, but was added to Code
33 section 422.7, subsection 29, effective January 1, 2023, by
34 this section of this 2018 Iowa Act. Beginning in 2020, Code
35 chapter 422 no longer was divided into "divisions" but rather

1 is divided into "subchapters". This change is retroactively
2 applicable to January 1, 2023.

3 2022 Iowa Acts, chapter 1045, section 7: Redrafts to
4 correct the lead-in in this section of this Act to clarify
5 that subsection 1, paragraph "b", of Code section 421.65, is
6 being amended. The original lead-in in this section of this
7 Act does not include the Code section citation information.
8 The amendment to this Act takes effect contingent upon the
9 effective date of the rules adopted by the department of
10 revenue implementing 2020 Iowa Acts, chapter 1064, other than
11 transitional rules.

12 2022 Iowa Acts, chapter 1061, sections 53 and 54: Corrects
13 an internal reference to a provision amended by 2022 Iowa Acts,
14 chapter 1061, that took effect upon enactment of that Act and
15 applied retroactively to January 1, 2022. This provision takes
16 effect upon enactment and applies retroactively to January 1,
17 2022.

18 2022 Iowa Acts, chapter 1099, section 47: Redrafts this
19 Iowa Acts section to eliminate a duplicate instance of the term
20 "retail alcohol license" that was inadvertently created when
21 Code section 123.49, subsection 2, paragraph "d", subparagraph
22 (3), was amended by this Act.

23 2022 Iowa Acts, chapter 1131, section 69: Strikes an
24 extraneous "the" that would otherwise appear in what is now
25 Code section 331.389, subsection 4, paragraph "a", subparagraph
26 (2), subparagraph division (b), after this Iowa Act section's
27 changes were applied to former Code section 331.389, subsection
28 4, paragraph "a", subparagraph (3).

29 2022 Iowa Acts, chapter 1148, section 25: Corrects an
30 internal reference to a Code chapter subunit of Code chapter
31 422 that appeared in new subsection language that was added to
32 Code section 422.60 by this section of this Iowa Act. Code
33 chapter 422 is no longer divided into "divisions" but rather
34 is divided into "subchapters".

35 2022 Iowa Acts, chapter 1153, section 38: Redrafts this Iowa

1 Acts section to add the missing indefinite article "a" before
2 the words "different parent or guardian" in new language that
3 is added to Code section 282.18, subsection 11, paragraph "a",
4 subparagraph (8), by this section of this Iowa Act.

5 DIVISION II:

6 This division directs the Code editor to move Code section
7 89A.25, which is the short title for Code chapter 89A, relating
8 to elevators, to become Code section 89A.1A. Short titles
9 are placed at or near the beginning of Code chapters under
10 current Code style and the transfer avoids the need for the
11 use of alpha designations if new Code sections are enacted at
12 the end of the Code chapter but before the current short title
13 placement.

14 DIVISION III:

15 This division contains effective date and retroactive
16 applicability provisions that apply to 2022 Iowa Acts, chapter
17 1045, section 7; 2022 Iowa Acts, chapter 1061, sections 53 and
18 54; and 2018 Iowa Acts, chapter 1161, section 114.