

Senate File 2385 - Introduced

SENATE FILE 2385
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SSB 3172)

A BILL FOR

1 An Act relating to boards, commissions, committees, councils,
2 and other entities of state government, and including
3 effective date and transition provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I
2 ESTABLISHMENT AND REVIEW OF BOARDS, COMMISSIONS, COMMITTEES,
3 AND COUNCILS

4 Section 1. NEW SECTION. 4A.1 Definitions.

5 As used in this chapter, unless the context otherwise
6 requires:

- 7 1. "*Board*" means any board, commission, committee, council,
8 panel, review team, or foundation of this state.
9 2. "*Committee*" means the state government efficiency review
10 committee established pursuant to this chapter.
11 3. "*Nonhealth profession*" means a profession regulated by
12 this state other than as provided in Title IV, subtitle 3.
13 4. "*Regulated health profession*" means a profession
14 regulated pursuant to Title IV, subtitle 3.
15 5. "*Unregulated health profession*" means a profession
16 pursuant to Title IV, subtitle 3, that is not regulated by any
17 entity of this state.
18 6. "*Unregulated nonhealth profession*" means a profession
19 that is not regulated by any entity of this state and is not an
20 unregulated health profession.

21 Sec. 2. NEW SECTION. 4A.2 Committee — duties.

- 22 1. The committee shall carry out the functions provided in
23 this chapter.
24 2. Administrative assistance shall be provided by the
25 legislative services agency.

26 Sec. 3. NEW SECTION. 4A.3 Board reviews.

- 27 1. The committee shall review the usefulness, performance,
28 and efficacy of each board as provided in subsection 2. The
29 committee shall hold hearings to receive the testimony of the
30 public, the chief executive officer of the board, and any other
31 person deemed necessary by the committee. After completing a
32 review, the committee shall prepare and publish a report of its
33 findings and recommendations as provided in section 4A.4.
34 2. The committee shall establish a schedule for the
35 committee to review each board such that the committee reviews

1 approximately one-fourth of all boards each calendar year.
2 Each board shall be reviewed once between the calendar years
3 2025 and 2029, and once every four years thereafter. The
4 committee may modify the schedule as necessary to facilitate
5 the efficient administration of the committee.

6 3. A board that is scheduled for review shall submit a
7 report to the committee thirty days prior to the date that it
8 is scheduled for review that includes all of the following
9 information:

10 a. The board's primary purpose and its goals and objectives.

11 b. The board's past and anticipated workload, the number of
12 staff required to complete that workload, and the board's total
13 number of staff.

14 c. The board's past and anticipated budgets and its sources
15 of funding.

16 d. The number of members that compose the governing board or
17 other governing entity of the board and member compensation,
18 if any.

19 4. A board subject to review shall bear the burden of
20 demonstrating to the committee a public need for its continued
21 existence. In determining whether a board has met that
22 burden, the committee shall consider all of the following, as
23 applicable:

24 a. Whether continuation of the board is necessary to protect
25 the health or safety of the public, and if so, whether the
26 board's authority is narrowly tailored to protect against
27 present, recognizable, and significant harms to the health or
28 safety of the public.

29 b. Whether the public could be protected or served in an
30 alternate or less restrictive manner.

31 c. Whether the board serves a specific private interest.

32 d. Whether rules adopted by the board are consistent with
33 the legislative mandate of the board as expressed in the
34 statutes that created and empowered the board.

35 e. The extent to which the board's jurisdiction and programs

1 overlap or duplicate those of other boards, the extent to which
2 the board coordinates with those other boards, and the extent
3 to which the board's programs could be consolidated with the
4 programs of other state departments or boards.

5 *f.* The number of other states that regulate the occupation,
6 whether a license is required to engage in the occupation in
7 other states, whether the initial licensing and license renewal
8 requirements for the occupation are substantially equivalent
9 in every state, and the amount of regulation exercised by the
10 board compared to the regulation, if any, in other states.

11 *g.* Whether the board recognizes national uniform licensure
12 requirements for the occupation.

13 *h.* Whether private contractors could be used, in an
14 effective and efficient manner, either to assist the board in
15 the performance of its duties or to perform the board's duties
16 in place of the board.

17 *i.* Whether the operation of the board has inhibited economic
18 growth, reduced efficiency, or increased government costs.

19 *j.* An assessment of the authority of the board regarding
20 fees, inspections, enforcement, and penalties.

21 *k.* The extent to which the board has permitted qualified
22 applicants to serve the public.

23 *l.* The extent to which the board has allowed individuals to
24 practice elements of the occupation without a license.

25 *m.* The cost-effectiveness of the board in terms of the
26 number of employees, services rendered, and administrative
27 costs incurred, both past and present.

28 *n.* Whether the board's operation has been impeded or
29 enhanced by existing statutes and procedures and by budgetary,
30 resource, and personnel practices.

31 *o.* Whether the board has recommended statutory changes to
32 the general assembly that would benefit the public rather than
33 the individuals regulated by the board, if any, and whether the
34 board's recommendations and other policies have been adopted
35 and implemented.

1 *p.* Whether the board has required any individuals subject to
2 the board's regulations to report to the board the impact of
3 board rules and decisions on the public as they affect service
4 costs and service delivery.

5 *q.* Whether individuals regulated by the board, if any, have
6 been required to assess problems in their business operations
7 that affect the public.

8 *r.* Whether the board has encouraged public participation in
9 its rulemaking and decision making.

10 *s.* The efficiency with which formal public complaints filed
11 with the board have been processed to completion.

12 *t.* Whether the purpose for which the board was created has
13 been fulfilled, has changed, or no longer exists.

14 *u.* Whether federal law requires that the board exist in some
15 form.

16 *v.* An assessment of the administrative hearing process of
17 the board if the board has an administrative hearing process,
18 and whether the hearing process is consistent with due process
19 rights.

20 *w.* Whether the requirement for an occupational license
21 is consistent with the principles expressed in section 4A.4,
22 subsection 2, serves the public health or safety, and provides
23 the least restrictive form of regulation that adequately
24 protects the public health or safety.

25 *x.* The extent to which licensing ensures that practitioners
26 have occupational skill sets or competencies that are
27 substantially related to protecting consumers from present,
28 significant, and substantiated harms that threaten the public
29 health or safety, and the impact that those criteria have on
30 applicants for a license, particularly those with moderate or
31 low incomes, seeking to enter the occupation or profession.

32 *y.* The extent to which the requirement for the occupational
33 license stimulates or restricts competition, affects consumer
34 choice, and affects the cost of services.

35 *z.* An assessment of whether changes are needed in the

1 enabling laws of the board in order for the board to comply
2 with the criteria listed in this subsection.

3 Sec. 4. NEW SECTION. **4A.4 Reports.**

4 1. After completing a review of a board pursuant to section
5 4A.3, the committee shall prepare and submit a report of its
6 findings and recommendations by December 21 of each year.
7 A report may include findings and recommendations for more
8 than one board. Copies of the report shall be submitted
9 to the president of the senate, the speaker of the house
10 of representatives, the governor, and each affected board,
11 and shall be made publicly available on the internet site
12 of the general assembly. The committee shall present its
13 recommendations to the general assembly in the form of a bill.

14 2. Recommendations of the committee shall indicate how or
15 whether implementation of the recommendations would do each of
16 the following:

- 17 *a.* Improve efficiency in the management of state government.
- 18 *b.* Improve services rendered to citizens of the state.
- 19 *c.* Simplify and improve preparation of the state budget.
- 20 *d.* Conserve the natural resources of the state.
- 21 *e.* Promote the orderly growth of the state and its
22 government.
- 23 *f.* Promote occupational regulations to increase economic
24 opportunities, encourage competition, and encourage innovation.
- 25 *g.* Provide for the least restrictive regulations by
26 repealing current regulations and replacing them with less
27 restrictive regulations.
- 28 *h.* Improve the effectiveness of the services performed by
29 the boards of the state.
- 30 *i.* Avoid duplication of effort by state agencies or boards.
- 31 *j.* Improve the organization and coordination of the state
32 government.

33 Sec. 5. NEW SECTION. **4A.5 Boards and governmental entities**
34 **— dissolution.**

35 1. Except as provided in subsection 2, an Act of the general

1 assembly establishing a board after the effective date of this
2 division of this Act shall include a dissolution date for the
3 board not more than four years after the establishment of the
4 board.

5 2. An Act of the general assembly establishing a board for
6 the exclusive purpose of providing advice or recommendations
7 after the effective date of this division of this Act shall
8 include a dissolution date of the board not more than two years
9 after the establishment of the board.

10 Sec. 6. NEW SECTION. **4A.6 State government efficiency**
11 **review committee established.**

12 1. A state government efficiency review committee is
13 established which shall meet as necessary to efficiently
14 review all boards according to the schedule established by the
15 committee pursuant to section 4A.3.

16 2. *a.* The committee shall consist of one member of the
17 senate appointed by the majority leader of the senate, one
18 member of the senate appointed by the minority leader of the
19 senate, one member of the house of representatives appointed
20 by the speaker of the house of representatives, one member of
21 the house of representatives appointed by the minority leader
22 of the house of representatives, an employee of the office of
23 the governor appointed by the governor, the director of the
24 department of management or the director's designee, and three
25 members appointed by the governor, at least one of whom serves
26 on a board at the time of appointment.

27 *b.* Members shall be appointed prior to January 31 of the
28 first regular session of each general assembly and shall serve
29 for terms ending upon the convening of the following general
30 assembly or when their successors are appointed, whichever is
31 later. A vacancy shall be filled in the same manner as the
32 original appointment and shall be for the remainder of the
33 unexpired term of the vacancy.

34 *c.* The committee shall elect a chairperson and vice
35 chairperson.

1 3. The legislative members of the committee shall be
2 reimbursed for actual and necessary expenses incurred in the
3 performance of their duties and shall be paid a per diem as
4 specified in section 2.10 for each day in which they engaged
5 in the performance of their duties. However, per diem
6 compensation and expenses shall not be paid to members of the
7 general assembly when the general assembly is actually in
8 session at the seat of government. Expenses and per diem shall
9 be paid from moneys appropriated pursuant to section 2.12.

10 4. Administrative assistance shall be provided by the
11 legislative services agency.

12 Sec. 7. NEW SECTION. **4A.7 Regulation of unregulated health**
13 **professions.**

14 1. An unregulated health profession shall not be subject
15 to regulation by any entity of this state for the purpose of
16 prohibiting competition but may be subject to such regulation
17 only for the exclusive purpose of protecting the public health
18 or safety. All proposed legislation to create a board or
19 commission to regulate an unregulated health profession shall
20 be reviewed by the general assembly to determine that all of
21 the following conditions are met:

22 a. There is credible evidence that the unregulated practice
23 of the unregulated health profession will clearly harm or
24 endanger the public health or safety and the potential for harm
25 is easily recognizable and not remote.

26 b. The public needs and can reasonably be expected
27 to benefit from an assurance of initial and continuing
28 professional ability.

29 c. The public cannot be effectively protected by other means
30 in a more cost-efficient manner.

31 2. Prior to considering proposed legislation to create
32 a board or commission to regulate an unregulated health
33 profession for passage to the floor of the senate or the
34 house of representatives, a legislative standing committee to
35 which proposed legislation to create a board or commission to

1 regulate an unregulated health profession has been referred
2 shall consider whether the conditions in subsection 1 have been
3 met. If the committee finds that the conditions in subsection
4 1 have been met, the committee shall consider whether the
5 legislation is the least restrictive method of regulation
6 to address the specific harm or danger identified in this
7 subsection.

8 3. The legislative standing committee shall submit its
9 findings regarding whether the proposed legislation meets
10 the conditions in subsections 1 and 2 to the president of
11 the senate or the speaker of the house of representatives,
12 as applicable, who shall make the findings available to each
13 member of the general assembly on the internet site of the
14 general assembly.

15 4. This section does not allow a person to practice an
16 unregulated health profession if the profession includes
17 practices within the scope of practice of an existing regulated
18 health profession.

19 Sec. 8. NEW SECTION. **4A.8 Proposed regulation of**
20 **unregulated health professions — written reports.**

21 1. A member of the general assembly introducing proposed
22 legislation to create a board or commission to regulate an
23 unregulated health profession shall submit with the legislation
24 a report, prepared by the legislative services agency,
25 addressing the requirements contained in subsection 2. The
26 report shall be submitted to the president of the senate or the
27 speaker of the house of representatives, as applicable, prior
28 to full consideration of the legislation by the senate or the
29 house of representatives and made available on the internet
30 site of the general assembly.

31 2. The report must address all of the following and identify
32 the source of all information contained in the report:

33 a. Why regulation is necessary, including all of the
34 following:

35 (1) The nature of the proven harm to the public if the

1 unregulated health profession is not regulated and the extent
2 to which there is a threat to the public health or safety.

3 (2) The extent to which a practitioner has autonomy, as
4 indicated by the extent to which the profession calls for the
5 exercise of independent judgment and the extent to which a
6 practitioner is supervised.

7 *b.* The efforts made to address the problem the legislation
8 is intended to solve, including all of the following:

9 (1) Voluntary efforts, if any, undertaken by members of the
10 profession.

11 (2) Recourse to, and the extent of use of, applicable law
12 and whether the law could be amended to control the problem.

13 *c.* The alternatives considered, including all of the
14 following:

15 (1) Regulation of business employers or practitioners
16 rather than employee practitioners.

17 (2) Regulation of the program or service rather than
18 individual practitioners.

19 (3) Registration of all practitioners.

20 (4) Certification of all practitioners.

21 (5) Other viable alternatives.

22 (6) If licensing is sought, why licensing would serve to
23 protect the public health or safety.

24 *d.* The benefit to the public health or safety if regulation
25 is granted, including all of the following:

26 (1) The extent to which the incidence of specific problems
27 present in the unregulated health profession can reasonably be
28 expected to be reduced by regulation.

29 (2) Whether the public can identify qualified
30 practitioners.

31 (3) The extent to which qualified practitioners are
32 competent, including all of the following:

33 (a) The composition, powers, duties, and practices of the
34 proposed regulatory entity.

35 (b) Whether current practitioners of an unregulated health

1 profession will be allowed to continue to practice and whether
2 they will be required to meet the qualifications for the
3 regulated health profession.

4 (c) The nature of the standards proposed for registration,
5 certification, or licensure as compared with the standards in
6 other jurisdictions.

7 (d) Whether the proposed regulatory entity would be
8 authorized to enter into reciprocity agreements with other
9 jurisdictions.

10 (e) The nature and duration of any training and experience
11 required, whether applicants will be required to pass an
12 examination, and whether there will be alternative methods to
13 enter the health profession.

14 (4) Assurances to the public that practitioners have
15 maintained their competence, including all of the following:

16 (a) Whether a registration, certificate, or license will
17 include an expiration date.

18 (b) Whether the renewal of a registration, certificate,
19 or license will be based only on payment of a fee or whether
20 renewal will involve reexamination, peer review, or other
21 enforcement.

22 e. The extent to which regulation might harm the public,
23 including all of the following:

24 (1) The extent to which regulation will restrict entry into
25 the profession, including whether the proposed standards are
26 more restrictive than necessary to ensure a practitioner's safe
27 and effective performance in the practice of the profession.

28 (2) Whether there are professions similar to the
29 unregulated health profession that should be included in, or
30 portions of the unregulated health profession that should be
31 excluded from, the proposed legislation.

32 f. The maintenance of professional standards, including all
33 of the following:

34 (1) Whether effective quality assurance standards exist
35 in the profession such as legal requirements associated with

1 specific programs that define or enforce standards or a code
2 of ethics.

3 (2) How the proposed legislation will ensure quality,
4 including whether a code of ethics will be adopted and the
5 grounds for suspension or revocation of a registration,
6 certificate, or license.

7 g. A description of the group proposed for regulation,
8 including a list of associations, organizations, and other
9 professional groups representing practitioners in this state,
10 an estimate of the number of practitioners in each professional
11 group, and whether the professional groups represent different
12 levels of practice.

13 h. The expected costs of regulation, including the impact of
14 costs on the public and costs imposed on this state.

15 Sec. 9. NEW SECTION. **4A.9 Regulation of unregulated**
16 **nonhealth professions.**

17 1. An unregulated nonhealth profession shall not be
18 regulated except for the exclusive purpose of protecting the
19 public health or safety. All proposed legislation to create
20 a board or commission to regulate an unregulated nonhealth
21 profession shall be reviewed by the legislative standing
22 committee to which the proposed legislation is referred to
23 ensure that all of the following requirements are met:

24 a. The unregulated practice of the nonhealth profession can
25 clearly harm the public health or safety.

26 b. The actual or anticipated public benefit of the
27 regulation clearly exceeds the costs imposed by the regulation
28 on consumers, businesses, and individuals.

29 c. The public needs and can reasonably be expected
30 to benefit from an assurance of initial and continuing
31 professional ability.

32 d. The public cannot be effectively protected by private
33 certification or other alternatives.

34 2. If a legislative standing committee finds that the
35 proposed legislation satisfies the conditions in subsection

1 1, the committee shall examine data from multiple sources and
2 shall consider evidence of actual harm to the public related
3 to the unregulated nonhealth profession being considered for
4 regulation. The evidence may include industry association
5 data; federal, state, and local government data; business
6 reports; complaints to law enforcement, relevant state
7 agencies, and the better business bureau; and data from
8 agencies in other states with and without similar systems of
9 regulation.

10 3. If, after consideration of evidence pursuant to
11 subsection 2, the legislative standing committee finds that it
12 is necessary to create a board or commission to regulate an
13 unregulated nonhealth profession, the committee shall review
14 the proposed legislation to determine whether it is the least
15 restrictive regulation necessary and whether the regulation
16 protects a discrete interest group from economic competition.

17 4. The legislative standing committee shall submit its
18 findings regarding whether the proposed legislation meets the
19 requirements of subsections 1, 2, and 3, to the president of
20 the senate or the speaker of the house of representatives,
21 as applicable, who shall make the findings available to each
22 member of the general assembly on the internet site of the
23 general assembly.

24 5. This section does not allow a person to practice an
25 unregulated nonhealth profession if the profession includes
26 practices within the scope of practice of an existing regulated
27 nonhealth profession.

28 **Sec. 10. NEW SECTION. 4A.10 Proposed regulation of**
29 **unregulated nonhealth professions — written reports.**

30 1. A member of the general assembly introducing legislation
31 to regulate an unregulated nonhealth profession shall submit
32 with the legislation a report, prepared by the legislative
33 services agency, addressing the requirements contained in
34 subsection 2. The report shall be submitted to the president
35 of the senate or the speaker of the house of representatives,

1 as applicable, prior to full consideration of the legislation
2 by the senate or the house of representatives and made
3 available on the internet site of the general assembly.

4 2. The report must address all of the following and identify
5 the source of all information contained in the report:

6 a. Why regulation is necessary including what particular
7 problem regulation would address.

8 b. The efforts made to address the problem.

9 c. The alternatives considered.

10 d. The benefit to the public health or safety of regulating
11 the profession.

12 e. The extent to which regulation might harm the public.

13 f. The maintenance of professional standards, including all
14 of the following:

15 (1) Whether effective quality assurance standards exist
16 in the profession such as legal requirements associated with
17 specific programs that define or enforce standards or a code
18 of ethics.

19 (2) How the proposed legislation will assure quality
20 including the extent to which a code of ethics will be
21 adopted and the grounds for the suspension or revocation of a
22 registration, certificate, or license.

23 g. A description of the profession proposed for regulation,
24 including a list of associations, organizations, and other
25 professional groups representing practitioners in this state,
26 an estimate of the number of practitioners in each profession,
27 and whether the professional groups represent different levels
28 of practice.

29 h. The expected costs of regulation, including the impact of
30 costs on the public and costs imposed on this state.

31 Sec. 11. NEW SECTION. 4A.11 **Dissolution of boards.**

32 The committee shall establish a dissolution date for each
33 board existing on the effective date of this division of this
34 Act on a date not sooner than four years after the effective
35 date of this division of this Act. The committee shall

1 establish, on or before December 31, 2024, a schedule for the
2 staggered dates of dissolution of all existing boards to align
3 with the duty to establish a schedule for the review of each
4 board pursuant to section 4A.3, and shall include the schedule
5 in a report submitted to the governor and the general assembly.

6 Sec. 12. Section 69.16D, subsection 1, Code 2024, is amended
7 by striking the subsection and inserting in lieu thereof the
8 following:

9 1. A bill to create a new board, commission, committee, or
10 council of the state shall not be effective unless the bill
11 is approved by vote of at least three-fifths of the members
12 of both chambers of the general assembly and is signed by the
13 governor.

14 Sec. 13. Section 69.16D, subsection 2, Code 2024, is amended
15 to read as follows:

16 2. ~~This section shall apply~~ applies to appointive boards,
17 commissions, committees, and councils of the state established
18 by the Code on or after ~~July 1, 2010~~ the effective date of this
19 division of this Act.

20 Sec. 14. REPEAL. Sections 2.69 and 3.20, Code 2024, are
21 repealed.

22 Sec. 15. CODE EDITOR DIRECTIVE — TRANSFERS.

23 1. The Code editor is directed to make the following
24 transfers:

- 25 a. Section 69.15 to section 4A.11.
- 26 b. Section 69.16 to section 4A.12.
- 27 c. Section 69.16A to section 4A.13.
- 28 d. Section 69.16B to section 4A.14.
- 29 e. Section 69.16C to section 4A.15.
- 30 f. Section 69.16D to section 4A.16.
- 31 g. Section 69.16E to section 4A.17.
- 32 h. Section 69.17 to section 4A.18.

33 2. The Code editor shall correct internal references in the
34 Code and in any enacted legislation as necessary due to the
35 enactment of this section.

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DIVISION II
PROFESSIONAL BOARDS

Sec. 16. Section 10A.503, subsection 1, Code 2024, is amended to read as follows:

1. Each board under [chapter 100C, 103, 103A, 105, or 147](#) that is under the administrative authority of the department shall receive ~~administrative and clerical~~ staff support from the department and may not employ its own support staff for ~~administrative and clerical~~ duties. ~~The executive director of the board of nursing, board of medicine, dental board, and board of pharmacy shall be appointed pursuant to section 10A.504.~~

Sec. 17. Section 10A.504, subsection 1, unnumbered paragraph 1, Code 2024, is amended to read as follows:

The director shall appoint and supervise ~~a full-time~~ an executive director for each of the following boards:

Sec. 18. Section 103.4, Code 2024, is amended to read as follows:

103.4 ~~Executive secretary — staff and duties~~ Support staff.

The director shall ~~appoint an executive secretary for the board and shall hire and provide staff to assist the board~~ in administering [this chapter](#). ~~The executive secretary shall report to the director for purposes of routine board administrative functions, and shall report directly to the board for purposes of execution of board policy such as application of licensing criteria and processing of applications.~~

Sec. 19. Section 103.34, subsection 1, Code 2024, is amended to read as follows:

1. Upon receipt of a notice of appeal filed pursuant to [section 103.33](#), the chairperson or ~~executive secretary~~ administrative staff of the board may designate a hearing officer from among the board members to hear the appeal or may set the matter for hearing before the full board at its next regular meeting. A majority of the board shall make the

1 decision.

2 Sec. 20. Section 147.80, subsection 3, Code 2024, is amended
3 by striking the subsection.

4 Sec. 21. Section 147.87, Code 2024, is amended to read as
5 follows:

6 **147.87 Enforcement.**

7 1. A board shall enforce the provisions of **this chapter** and
8 the board's enabling statute and for that purpose may request
9 the department of inspections, appeals, and licensing to make
10 necessary investigations. Every licensee and member of a board
11 shall furnish the board or the department of inspections,
12 appeals, and licensing such evidence as the member or licensee
13 may have relative to any alleged violation which is being
14 investigated.

15 2. The department of inspections, appeals, and licensing
16 may administratively close a complaint that does not allege a
17 violation of this chapter, the board's enabling statute, or a
18 rule of the board.

19 Sec. 22. Section 147.88, Code 2024, is amended to read as
20 follows:

21 **147.88 Inspections and investigations.**

22 The department of inspections, appeals, and licensing may
23 perform inspections and investigations as required by this
24 subtitle, ~~except inspections and investigations for the board~~
25 ~~of medicine, board of pharmacy, board of nursing, and the~~
26 ~~dental board. The department of inspections, appeals, and~~
27 ~~licensing shall employ personnel related to the inspection and~~
28 ~~investigative functions.~~

29 Sec. 23. Section 152.2, Code 2024, is amended to read as
30 follows:

31 **152.2 Executive director.**

32 ~~The board shall retain a full-time~~ An executive director,
33 ~~who~~ shall be appointed pursuant to **section 10A.504**. The
34 executive director shall be a registered nurse. The governor,
35 with the approval of the executive council pursuant to section

1 8A.413, subsection 3, under the pay plan for exempt positions
2 in the executive branch of government, shall set the salary of
3 the executive director.

4 Sec. 24. Section 152E.2, Code 2024, is amended to read as
5 follows:

6 **152E.2 Compact administrator.**

7 ~~The executive director of the board of nursing, as~~
8 ~~provided for in [section 152.2](#), director of the department~~
9 ~~of inspections, appeals, and licensing, or the director's~~
10 ~~designee~~, shall serve as the compact administrator identified
11 in article VII, paragraph "b", of the nurse licensure compact
12 contained in [section 152E.1](#) and as the compact administrator
13 identified in article VIII, paragraph "a", of the advanced
14 practice registered nurse compact contained in [section 152E.3](#).

15 Sec. 25. Section 153.36, subsection 1, Code 2024, is amended
16 to read as follows:

17 1. [Sections 147.44, 147.48, 147.49, 147.53, and 147.55](#), and
18 ~~[sections 147.87 through 147.92](#)~~ shall not apply to the practice
19 of dentistry.

20 Sec. 26. Section 272C.6, subsection 1, Code 2024, is amended
21 to read as follows:

22 1. Disciplinary hearings held pursuant to [this chapter](#)
23 shall be heard by the board sitting as the hearing panel, or
24 by an administrative law judge, or by a panel of not less
25 than three board members who are licensed in the profession,
26 or by a panel of not less than three members appointed
27 pursuant to [subsection 2](#). Notwithstanding [chapters 17A](#) and
28 21 a disciplinary hearing shall be open to the public at the
29 discretion of the licensee.

30 Sec. 27. REPEAL. Sections 152.3 and 153.33B, Code 2024,
31 are repealed.

32 DIVISION III

33 SALARIES — CERTAIN BOARDS AND COUNCILS

34 Sec. 28. Section 217.2, subsection 1, Code 2024, is amended
35 by adding the following new paragraph:

1 NEW PARAGRAPH. *d.* The voting members of the council shall
2 receive an annual salary of ten thousand dollars, which shall
3 be paid from moneys appropriated to the department.

4 Sec. 29. Section 256.5, Code 2024, is amended to read as
5 follows:

6 **256.5 Compensation and expenses.**

7 The members of the state board shall receive an annual salary
8 of ten thousand dollars and shall be reimbursed for actual and
9 necessary expenses incurred while engaged in their official
10 duties. Members of the state board may also be eligible to
11 receive compensation as provided in section 7E.6. All expense
12 moneys paid to the members pursuant to this section shall be
13 paid from ~~funds~~ moneys appropriated to the department.

14 Sec. 30. NEW SECTION. **262.3 Salary.**

15 The eight members of the state board of regents selected
16 from the state at large shall receive an annual salary of ten
17 thousand dollars, which shall be paid from moneys appropriated
18 to the board.

19 DIVISION IV

20 LICENSURE STUDIES

21 Sec. 31. LICENSURE RENEWAL CYCLES STUDY. The department of
22 inspections, appeals, and licensing shall review all current
23 licensure renewal cycles for professional and occupational
24 licenses issued by a department, board, commission, or other
25 governmental entity. The department shall submit a report,
26 including proposed recommendations for a uniform renewal cycle
27 for all professional and occupational licenses, to the governor
28 and the general assembly by September 30, 2024.

29 Sec. 32. LICENSURE FEE STUDY.

30 1. The department of inspections, appeals, and licensing
31 shall review fees imposed by a department, board, commission,
32 or other governmental entity for the issuance or renewal of a
33 professional or occupational license. The department shall
34 evaluate the fees based on the licensure fees imposed in
35 surrounding states and the operational costs of the licensing

1 functions of the entity.

2 2. The department shall submit a report, including proposed
3 fees, to the governor and the general assembly by September 30,
4 2024.

5 DIVISION V

6 ADVISORY BODIES

7 Sec. 33. Section 7E.3, subsection 3, Code 2024, is amended
8 by striking the subsection and inserting in lieu thereof the
9 following:

10 3. *Advisory bodies.* In addition to any boards, commissions,
11 committees, or councils specifically created by law, establish
12 and utilize other ad hoc advisory committees as determined
13 necessary by the head of the department or independent
14 agency. The department or independent agency shall establish
15 appointment provisions, membership terms, operating guidelines,
16 and any other operational requirements for committees
17 established pursuant to this subsection. Members of committees
18 under this general authority shall serve without compensation
19 but may be reimbursed for actual expenses.

20 Sec. 34. Section 15.105, Code 2024, is amended by adding the
21 following new subsection:

22 NEW SUBSECTION. 12. The authority may establish and utilize
23 such ad hoc advisory committees as determined necessary by
24 the authority. The authority shall establish appointment
25 provisions, membership terms, operating guidelines, and any
26 other operational requirements for committees established
27 pursuant to this subsection. Members of committees established
28 pursuant to this subsection shall serve without compensation
29 but may be reimbursed for actual expenses.

30 Sec. 35. NEW SECTION. 152.3A **Advisory committees.**

31 The board may establish and utilize such ad hoc advisory
32 committees as determined necessary by the board. The board
33 shall establish appointment provisions, membership terms,
34 operating guidelines, and any other operational requirements
35 for committees established pursuant to this section. Members

1 of committees established pursuant to this section shall serve
2 without compensation but may be reimbursed for actual expenses.

3 Sec. 36. Section 153.33, subsection 1, Code 2024, is amended
4 by adding the following new paragraph:

5 NEW PARAGRAPH. *f.* To establish and utilize such ad hoc
6 advisory committees as determined necessary by the board,
7 including an advisory committee on the practice of dental
8 hygiene. The board shall establish appointment provisions,
9 membership terms, operating guidelines, and any other
10 operational requirements for committees established pursuant
11 to this paragraph. Members of committees established pursuant
12 to this paragraph shall serve without compensation but may be
13 reimbursed for actual expenses.

14 Sec. 37. Section 256.7, Code 2024, is amended by adding the
15 following new subsection:

16 NEW SUBSECTION. 35. Establish and utilize such ad hoc
17 advisory committees as determined necessary by the state
18 board. The state board shall establish appointment provisions,
19 membership terms, operating guidelines, and any other
20 operational requirements for committees established pursuant to
21 this subsection. Members of committees established pursuant
22 to this subsection shall serve without compensation but may be
23 reimbursed for actual expenses.

24 Sec. 38. Section 307A.2, Code 2024, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 7. Establish and utilize such ad hoc
27 advisory committees as determined necessary by the commission.
28 The commission shall establish appointment provisions,
29 membership terms, operating guidelines, and any other
30 operational requirements for committees established pursuant to
31 this subsection. Members of committees established pursuant
32 to this subsection shall serve without compensation but may be
33 reimbursed for actual expenses.

34 Sec. 39. Section 455A.5, subsection 6, Code 2024, is amended
35 by adding the following new paragraph:

1 NEW PARAGRAPH. *g.* Establish and utilize such ad hoc
2 advisory committees as determined necessary by the commission.
3 The commission shall establish appointment provisions,
4 membership terms, operating guidelines, and any other
5 operational requirements for committees established pursuant
6 to this paragraph. Members of committees established pursuant
7 to this paragraph shall serve without compensation but may be
8 reimbursed for actual expenses.

9 Sec. 40. Section 455A.6, subsection 6, Code 2024, is amended
10 by adding the following new paragraph:

11 NEW PARAGRAPH. *e.* Establish and utilize such ad hoc
12 advisory committees as determined necessary by the commission.
13 The commission shall establish appointment provisions,
14 membership terms, operating guidelines, and any other
15 operational requirements for committees established pursuant
16 to this paragraph. Members of committees established pursuant
17 to this paragraph shall serve without compensation but may be
18 reimbursed for actual expenses.

19 Sec. 41. Section 904.105, Code 2024, is amended by adding
20 the following new subsection:

21 NEW SUBSECTION. 9A. Establish and utilize such ad hoc
22 advisory committees as determined necessary by the board. The
23 board shall establish appointment provisions, membership terms,
24 operating guidelines, and any other operational requirements
25 for committees established pursuant to this subsection.
26 Members of committees established pursuant to this subsection
27 shall serve without compensation but may be reimbursed for
28 actual expenses.

29 DIVISION VI

30 ELECTRONIC MEETINGS

31 Sec. 42. Section 21.8, subsection 1, unnumbered paragraph
32 1, Code 2024, is amended to read as follows:

33 A governmental body ~~may conduct a meeting by electronic~~
34 ~~means only in circumstances where such a meeting in person is~~
35 ~~impossible or impractical and only if the governmental body~~

1 ~~complies~~ shall provide for hybrid meetings, teleconference
2 participation, virtual meetings, remote participation, and
3 other hybrid options for the members of the governmental body
4 to participate in official meetings. A governmental body
5 conducting a meeting pursuant to this subsection shall comply
6 with all of the following:

7 Sec. 43. Section 21.8, subsection 1, paragraph c, Code 2024,
8 is amended to read as follows:

9 c. Minutes are kept of the meeting. ~~The minutes shall~~
10 ~~include a statement explaining why a meeting in person was~~
11 ~~impossible or impractical.~~

12 Sec. 44. Section 21.8, Code 2024, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 4. For the purposes of this section:

15 a. *"Hybrid meeting"* means a meeting involving both remote
16 participation and in-person participation by members.

17 b. *"Remote participation"* means real-time participation by
18 a remotely located individual in a meeting which is being held
19 in a different physical location using integrated audio, video,
20 and other digital tools.

21 c. *"Teleconference participation"* means participation using
22 audio conference tools involving multiple participants in at
23 least two separate locations.

24 d. *"Virtual meeting"* means a meeting involving real-time
25 interaction using integrated audio, video, and other digital
26 tools, in which participants do not share a physical location.

27 DIVISION VII

28 MEETINGS — GENERAL

29 Sec. 45. Section 5.3, Code 2024, is amended to read as
30 follows:

31 **5.3 Organization.**

32 The commissioners shall meet at the state capitol ~~at least~~
33 ~~once in two years~~ as necessary and shall organize by the
34 election of one of their number as chairperson and another
35 as secretary, who shall hold their respective offices for a

1 term of two years and until their successors are elected and
2 qualified.

3 Sec. 46. Section 8.22A, subsection 2, Code 2024, is amended
4 to read as follows:

5 2. The conference shall meet as often as deemed necessary,
6 ~~but shall meet at least three times per year with at least~~
7 ~~one meeting taking place each year in March.~~ The conference
8 may use sources of information deemed appropriate. At each
9 meeting, the conference shall agree to estimates for the
10 current fiscal year and the following fiscal year for the
11 general fund of the state, lottery revenues to be available
12 for disbursement, and from gambling revenues and from interest
13 earned on the cash reserve fund and the economic emergency fund
14 to be deposited in the rebuild Iowa infrastructure fund. At
15 the first meeting taking place each calendar year ~~in March~~, in
16 addition to agreeing to estimates for the current fiscal year
17 and the following fiscal year, the conference shall agree to
18 estimates for the fiscal year beginning July 1 of the following
19 calendar year. Only an estimate for the following fiscal year
20 agreed to by the conference pursuant to [subsection 3, 4, or 5](#),
21 shall be used for purposes of calculating the state general
22 fund expenditure limitation under [section 8.54](#), and any other
23 estimate agreed to shall be considered a preliminary estimate
24 that shall not be used for purposes of calculating the state
25 general fund expenditure limitation.

26 Sec. 47. Section 8.54, subsection 1, paragraph b, Code 2024,
27 is amended to read as follows:

28 *b.* "New revenues" means moneys which are received by the
29 state due to increased tax rates and fees or newly created
30 taxes and fees over and above those moneys which are received
31 due to state taxes and fees which are in effect as of January 1
32 following the ~~December state~~ estimate of the revenue estimating
33 conference due by December 15 pursuant to section 8.22A. "New
34 revenues" also includes moneys received by the general fund
35 of the state due to new transfers over and above those moneys

1 received by the general fund of the state due to transfers
2 which are in effect as of January 1 following the ~~December~~
3 ~~state estimate of the revenue estimating conference due by~~
4 December 15 pursuant to section 8.22A. The department of
5 management shall obtain concurrence from the revenue estimating
6 conference on the eligibility of transfers to the general fund
7 of the state which are to be considered as new revenue in
8 determining the state general fund expenditure limitation.

9 Sec. 48. Section 8A.606, Code 2024, is amended to read as
10 follows:

11 **8A.606 Meetings.**

12 The commission shall have its offices at the seat of
13 government but may hold meetings in other locations. The
14 commission shall meet ~~quarterly and~~ at the call of the
15 chairperson.

16 Sec. 49. Section 8A.616, subsection 4, Code 2024, is amended
17 to read as follows:

18 4. *Meetings.* The board shall meet ~~at least three times~~
19 ~~annually and~~ at the call of the chair. ~~At least one meeting~~
20 ~~annually shall be held outside the state capital or in~~
21 ~~conjunction with a meeting of a relevant statewide professional~~
22 ~~organization.~~

23 Sec. 50. Section 10A.601, subsection 3, Code 2024, is
24 amended to read as follows:

25 3. The members of the appeal board shall select a
26 chairperson and vice chairperson from their membership. The
27 appeal board ~~shall meet at least once per month but~~ may meet
28 as often as necessary. Meetings shall be set by a majority of
29 the appeal board or upon the call of the chairperson, or in the
30 chairperson's absence, upon the call of the vice chairperson.
31 The employment appeal board, subject to the approval of the
32 director, may appoint personnel necessary for carrying out its
33 functions and duties.

34 Sec. 51. Section 13A.5, Code 2024, is amended to read as
35 follows:

1 **13A.5 Meetings.**

2 The council ~~shall meet at least four times each year and~~
3 shall hold meetings when called by the chairperson, or in the
4 absence of the chairperson, by the vice chairperson or when
5 called by the chairperson upon the written request of three
6 members of the council. The council shall establish its own
7 procedures and requirements with respect to quorum, place, and
8 conduct of its meetings and other matters.

9 Sec. 52. Section 23.3, subsection 7, Code 2024, is amended
10 to read as follows:

11 7. The board shall meet ~~at least quarterly and~~ at the call
12 of the chairperson.

13 Sec. 53. Section 24.26, subsection 2, Code 2024, is amended
14 to read as follows:

15 2. ~~The annual meeting of the state board shall be held on~~
16 ~~the second Tuesday of January in each year~~ meet as necessary.
17 ~~At each annual meeting the~~ The state board shall organize by
18 the election from its members of a chairperson and a vice
19 chairperson; and by appointing a secretary. Two members of
20 the state board constitute a quorum for the transaction of any
21 business.

22 Sec. 54. Section 47.8, subsection 1, unnumbered paragraph
23 1, Code 2024, is amended to read as follows:

24 A state voter registration commission is established which
25 shall meet ~~at least quarterly~~ as necessary to make and review
26 policy, adopt rules, and establish procedures to be followed by
27 the registrar in discharging the duties of that office, and to
28 promote interagency cooperation and planning.

29 Sec. 55. Section 80B.9, Code 2024, is amended to read as
30 follows:

31 **80B.9 Meetings.**

32 The council ~~shall meet at least four times each year and~~
33 shall hold ~~special~~ meetings when called by the chairperson or,
34 in the absence of the chairperson, by the vice chairperson,
35 or by the chairperson upon written request of five members

1 of the council. The council shall establish procedures and
2 requirements with respect to quorum, place, and conduct of
3 meetings.

4 Sec. 56. Section 99D.6, subsection 1, Code 2024, is amended
5 to read as follows:

6 1. The commission shall have its headquarters in the city of
7 Des Moines and shall meet ~~in July of each year and at other such~~
8 times and places as it finds necessary for the discharge of its
9 duties. The commission shall elect in July of each year one of
10 its members as chairperson for the succeeding year.

11 Sec. 57. Section 99G.8, subsection 11, Code 2024, is amended
12 to read as follows:

13 11. The board shall meet ~~at least quarterly and at such~~
14 ~~other times~~ upon call of the chairperson or the chief executive
15 officer. Notice of the time and place of each board meeting
16 shall be given to each member. The board shall also meet upon
17 call of three or more of the board members. The board shall
18 keep accurate and complete records of all its meetings.

19 Sec. 58. Section 103.2, subsection 3, paragraph b, Code
20 2024, is amended to read as follows:

21 ~~b. The board shall hold at least one meeting quarterly at~~
22 ~~the location of the board's principal office, and meetings~~
23 Meetings shall be called ~~at other times~~ as needed by the
24 chairperson or four members of the board. At any meeting of
25 the board, a majority of members constitutes a quorum.

26 Sec. 59. Section 103.34, subsection 1, Code 2024, is amended
27 to read as follows:

28 1. Upon receipt of a notice of appeal filed pursuant to
29 section 103.33, the chairperson or executive secretary of the
30 board may designate a hearing officer from among the board
31 members to hear the appeal or may set the matter for hearing
32 before the full board at its next ~~regular~~ scheduled meeting. A
33 majority of the board shall make the decision.

34 Sec. 60. Section 123.6, Code 2024, is amended to read as
35 follows:

1 **123.6 Commission meetings.**

2 The commission shall meet on or before July 1 of each year
3 for the purpose of selecting one of its members as chairperson
4 for the succeeding year. The commission shall ~~otherwise~~ meet
5 ~~quarterly~~ or at the call of the chairperson or director or when
6 three members file a written request for a meeting. Written
7 notice of the time and place of each meeting shall be given to
8 each member of the commission. A majority of the commission
9 members shall constitute a quorum.

10 Sec. 61. Section 124E.5, subsection 2, Code 2024, is amended
11 to read as follows:

12 2. The medical cannabidiol board shall convene ~~at least~~
13 ~~twice per year~~ as necessary.

14 Sec. 62. Section 169.5, subsections 3 and 4, Code 2024, are
15 amended to read as follows:

16 3. ~~The board shall meet at least once each year as~~
17 ~~determined by the board. Other necessary~~ Necessary meetings
18 may be called by the president of the board by giving
19 proper notice. Except as provided, a majority of the board
20 constitutes a quorum. Meetings shall be open and public except
21 that the board may meet in closed session to prepare, approve,
22 administer, or grade examinations, or to deliberate the
23 qualifications of an applicant for license or the disposition
24 of a proceeding to discipline a licensed veterinarian.

25 4. ~~At its annual meeting, the~~ The board shall organize
26 by electing a president and such other officers as may be
27 necessary. Officers of the board serve for terms of one year
28 and until a successor is elected, without limitation on the
29 number of terms an officer may serve. The president shall
30 serve as chairperson of board meetings. The person designated
31 as the state veterinarian shall serve as secretary of the
32 board.

33 Sec. 63. Section 182.13, Code 2024, is amended to read as
34 follows:

35 **182.13 Compensation — meetings.**

1 Members of the board may receive payment for their
2 actual expenses and travel in performing official board
3 functions. Payment shall be made from amounts collected from
4 the assessment. No member of the board shall be a salaried
5 employee of the board or any organization or agency receiving
6 funds from the board. The board shall meet at ~~least once every~~
7 ~~three months, and at other~~ such times as it deems necessary.

8 Sec. 64. Section 184.7, subsection 4, Code 2024, is amended
9 to read as follows:

10 4. The council shall meet at ~~least once every three~~
11 ~~months and at other~~ such times as the council determines are
12 necessary.

13 Sec. 65. Section 185.14, Code 2024, is amended to read as
14 follows:

15 **185.14 Compensation — meetings.**

16 Each director of the board shall receive a per diem of one
17 hundred dollars and actual expenses in performing official
18 board functions, notwithstanding [section 7E.6](#). A director of
19 the board shall not be a salaried employee of the board or
20 any organization or agency which is receiving moneys from the
21 board. The board shall meet at ~~least four times each year as~~
22 necessary.

23 Sec. 66. Section 185C.14, subsection 3, Code 2024, is
24 amended to read as follows:

25 3. The board shall meet at ~~least three times each year, and~~
26 at such ~~other~~ times as deemed necessary by the board.

27 Sec. 67. Section 186.1, Code 2024, is amended to read as
28 follows:

29 **186.1 Meetings and organization of society.**

30 The Iowa state horticulture society shall hold meetings each
31 ~~year, at times as it may fix,~~ as necessary for the transaction
32 of business. The officers and board of directors of the
33 society shall be chosen as provided for in the constitution
34 of the society, for the period and in the manner prescribed
35 therein, but the secretary of agriculture or the secretary's

1 designee shall be a member of the board of directors and of
2 the executive committee. Any vacancy in the offices filled by
3 the society may be filled by the executive committee for the
4 unexpired portion of the term.

5 Sec. 68. Section 217.4, Code 2024, is amended to read as
6 follows:

7 **217.4 Meetings of council.**

8 ~~The council shall meet at least monthly.~~ Additional
9 meetings Meetings shall be called by the chairperson or upon
10 written request of any three council members as necessary to
11 carry out the duties of the council. The chairperson shall
12 preside at all meetings or in the absence of the chairperson
13 the vice chairperson shall preside. The members of the council
14 shall be paid a per diem as specified in [section 7E.6](#) and their
15 reasonable and necessary expenses.

16 Sec. 69. Section 237.16, subsection 2, Code 2024, is amended
17 to read as follows:

18 2. The members of the state board shall annually select a
19 chairperson, vice chairperson, and other officers the members
20 deem necessary. The members may be entitled to receive
21 reimbursement for actual and necessary expenses incurred in
22 the performance of their duties, subject to available funding.
23 Each member of the board may also be eligible to receive
24 compensation as provided in [section 7E.6](#). The state board
25 shall meet ~~at least twice a year~~ as necessary.

26 Sec. 70. Section 256.32, subsection 3, Code 2024, is amended
27 to read as follows:

28 3. The duties of the council are to review, develop,
29 and recommend standards for secondary and postsecondary
30 agricultural education. The council shall annually issue a
31 report to the state board of education and the chairpersons
32 of the house and senate agriculture and education committees
33 regarding both short-term and long-term curricular standards
34 for agricultural education and the council's activities. The
35 council shall meet ~~a minimum of twice annually~~ as necessary,

1 and must have a quorum consisting of a majority of voting
2 members present to hold an official meeting and to take any
3 final council action. However, hearings may be held without
4 a quorum. The chairperson shall be elected annually by and
5 from the voting membership. The initial organizational meeting
6 shall be called by the director of the department of education.

7 Sec. 71. Section 256.83, subsection 1, Code 2024, is amended
8 to read as follows:

9 1. The board shall elect from among its members a president
10 and a vice president to serve a one-year term. The board
11 shall ~~meet at least four times annually and shall hold special~~
12 meetings at the call of the president or in the absence of
13 the president by the vice president or by the president upon
14 written request of four members. The board shall establish
15 procedures and requirements relating to quorum, place, and
16 conduct of meetings.

17 Sec. 72. Section 256I.3, subsection 4, Code 2024, is amended
18 to read as follows:

19 4. The state board shall elect a chairperson from among the
20 citizen members and may select other officers from the voting
21 members as determined to be necessary by the board. The board
22 shall meet ~~regularly~~ as determined by the board, upon the call
23 of the board's chairperson, or upon the call of a majority of
24 voting members. ~~The board shall meet at least quarterly.~~

25 Sec. 73. Section 262.8, Code 2024, is amended to read as
26 follows:

27 **262.8 Meetings.**

28 ~~The board shall meet four times a year. Special meetings~~
29 Meetings may be called by the board, by the president of the
30 board, or by the executive director of the board upon written
31 request of any five members thereof.

32 Sec. 74. Section 267.5, subsection 2, Code 2024, is amended
33 to read as follows:

34 2. ~~Hold a meeting twice each year~~ Meet as necessary at Iowa
35 state university of science and technology. The council shall

1 meet with the faculty of the college of veterinary medicine.
2 The council may hold other such meetings as the council may
3 determine necessary, or as required by [section 267.6](#). An
4 action taken by the council shall not be valid unless agreed to
5 by a majority of the council members.

6 Sec. 75. Section 455A.5, subsection 4, Code 2024, is amended
7 to read as follows:

8 4. The commission shall hold an organizational meeting
9 within thirty days of the beginning of a new regular term for
10 one or more of its members. The commission shall organize by
11 electing a chairperson, vice chairperson, secretary, and any
12 other officers deemed necessary or desirable. The commission
13 shall also meet ~~at least quarterly throughout the year~~ as
14 necessary.

15 Sec. 76. Section 455A.6, subsection 4, Code 2024, is amended
16 to read as follows:

17 4. The commission shall hold an organizational meeting
18 within thirty days of the beginning of a new regular term for
19 one or more of its members. The commission shall organize by
20 electing a chairperson, vice chairperson, secretary, and any
21 other officers deemed necessary or desirable. The commission
22 shall also meet ~~at least quarterly throughout the year~~ as
23 necessary.

24 Sec. 77. Section 465C.5, Code 2024, is amended to read as
25 follows:

26 **465C.5 Organization.**

27 The board shall organize annually by the election of a
28 chairperson. The board shall meet ~~annually and~~ at such other
29 times as it deems necessary. Meetings may be called by the
30 chairperson, and shall be called by the chairperson on the
31 request of three members of the board.

32 Sec. 78. Section 466B.3, subsection 5, paragraph a, Code
33 2024, is amended to read as follows:

34 a. The council shall be convened by the secretary of
35 agriculture ~~at least quarterly~~ as necessary.

1 Sec. 79. Section 481A.10A, subsection 3, Code 2024, is
2 amended to read as follows:

3 3. The committee shall meet with a representative of the
4 department of natural resources ~~on a semiannual basis~~ as
5 necessary. The committee shall serve without compensation or
6 reimbursement for expenses.

7 Sec. 80. Section 524.205, subsection 5, Code 2024, is
8 amended to read as follows:

9 5. The state banking council shall meet ~~at least once each~~
10 ~~calendar quarter on such date and at such place as the council~~
11 ~~may decide, and shall meet~~ at such other times as may be deemed
12 necessary by the superintendent or a majority of the council
13 members.

14 Sec. 81. Section 533.107, subsection 3, Code 2024, is
15 amended to read as follows:

16 3. The review board ~~shall meet at least four times each year~~
17 ~~and shall hold special meetings~~ at the call of the chairperson.
18 Four members constitute a quorum.

19 Sec. 82. Section 542B.9, Code 2024, is amended to read as
20 follows:

21 **542B.9 Organization of the board — staff.**

22 The board shall elect annually from its members a
23 chairperson and a vice chairperson. The director of the
24 department of inspections, appeals, and licensing shall
25 hire and provide staff to assist the board in implementing
26 this chapter. ~~The board shall hold at least one meeting at~~
27 ~~the location of the board's principal office, and meetings~~
28 Meetings shall be called ~~at other times~~ by the director or the
29 director's designee at the request of the chairperson or four
30 members of the board. At any meeting of the board, a majority
31 of members constitutes a quorum.

32 Sec. 83. Section 543B.50, Code 2024, is amended to read as
33 follows:

34 **543B.50 Meetings.**

35 The real estate commission shall ~~hold at least one meeting~~

1 ~~per year~~ meet as necessary at the location of the commission's
2 principal office and shall elect a chairperson annually. A
3 majority of the members of the commission shall constitute a
4 quorum.

5 Sec. 84. Section 543D.4, subsection 7, Code 2024, is amended
6 to read as follows:

7 7. The board shall meet ~~at least once each calendar quarter~~
8 as necessary to conduct its business.

9 Sec. 85. Section 904.106, Code 2024, is amended to read as
10 follows:

11 **904.106 Meetings — expenses.**

12 ~~The board shall meet at least quarterly throughout the year.~~
13 ~~Special meetings~~ Meetings may be called by the chairperson
14 or upon written request of any three members of the board.
15 The chairperson shall preside at all meetings or in the
16 chairperson's absence, the vice chairperson shall preside. The
17 members of the board shall be paid their actual expenses while
18 attending the meetings. Each member of the board may also be
19 able to receive compensation as provided in [section 7E.6](#).

20 Sec. 86. Section 905.3, subsection 1, paragraph b, Code
21 2024, is amended to read as follows:

22 *b.* The district advisory board shall meet ~~not more often~~
23 ~~than quarterly during the calendar year~~ as necessary.

24 DIVISION VIII

25 REORGANIZATION

26 Sec. 87. Section 2.43, subsections 1 and 2, Code 2024, are
27 amended to read as follows:

28 1. The legislative council in cooperation with the
29 officers of the senate and house shall have the duty and
30 responsibility for preparing for each session of the general
31 assembly. Pursuant to such duty and responsibility, the
32 legislative council shall assign the use of areas in the
33 state capitol except for the areas used by the governor as
34 of January 1, 1986, and, in consultation with the director
35 of the department of administrative services ~~and the capitol~~

1 ~~planning commission~~, may assign areas in other state office
2 buildings, except for the judicial branch building, for use of
3 the general assembly or legislative agencies. The legislative
4 council shall provide the courts with use of space in the state
5 capitol for ceremonial purposes. The legislative council
6 may authorize the renovation, remodeling and preparation of
7 the physical facilities used or to be used by the general
8 assembly or legislative agencies subject to the jurisdiction
9 of the legislative council and award contracts pursuant to
10 such authority to carry out such preparation. The legislative
11 council may purchase supplies and equipment deemed necessary
12 for the proper functioning of the legislative branch of
13 government.

14 2. In carrying out its duties under [this section](#), the
15 legislative council shall consult with the director of the
16 department of administrative services ~~and the capitol planning~~
17 ~~commission~~, but shall not be bound by any decision of the
18 director in respect to the responsibilities and duties provided
19 for in [this section](#). The legislative council may direct the
20 director of the department of administrative services or other
21 state employees to carry out its directives in regard to the
22 physical facilities of the general assembly, or may employ
23 other personnel to carry out such functions.

24 Sec. 88. Section 7E.5, subsection 2, paragraph a, Code 2024,
25 is amended to read as follows:

26 a. There is a civil rights commission, ~~a public employment~~
27 ~~relations board, an interstate cooperation commission~~, an Iowa
28 ethics and campaign disclosure board, an Iowa utilities board,
29 and an Iowa law enforcement academy.

30 Sec. 89. Section 8A.111, subsection 4, Code 2024, is amended
31 by striking the subsection.

32 Sec. 90. Section 8A.201, subsection 3, paragraph b, Code
33 2024, is amended to read as follows:

34 b. Materials excluded from this definition by ~~the commission~~
35 ~~through the adoption and enforcement of rules~~ rule.

1 Sec. 91. Section 8A.203, subsections 3 and 4, Code 2024, are
2 amended to read as follows:

3 3. The commission shall ~~adopt~~ provide advice and
4 recommendations on the adoption of rules under chapter 17A by
5 the department for carrying out the responsibilities of the
6 department as it relates to library services duties of the
7 department.

8 4. ~~Advise~~ The commission shall advise the department and the
9 state librarian concerning the library services duties of the
10 department.

11 Sec. 92. Section 8A.206, subsection 2, paragraphs a and d,
12 Code 2024, are amended to read as follows:

13 a. Operate the law library which shall be maintained in the
14 state capitol or in rooms convenient to the state supreme court
15 and which shall be available for free use by the residents of
16 Iowa under rules the ~~commission~~ department adopts.

17 d. Perform other duties imposed by law or by the rules of
18 the ~~commission~~ department.

19 Sec. 93. Section 8A.207, subsection 1, Code 2024, is amended
20 to read as follows:

21 1. Manage the state data center program to make United
22 States census data available to the residents of Iowa under
23 rules the ~~commission~~ department adopts.

24 Sec. 94. Section 8A.209, subsection 1, Code 2024, is amended
25 to read as follows:

26 1. An enrich Iowa program is established in the department
27 to provide direct state assistance to public libraries, to
28 support the open access and access plus programs, to provide
29 public libraries with an incentive to improve library services
30 that are in compliance with performance measures, and to
31 reduce inequities among communities in the delivery of library
32 services based on performance measures adopted by rule by the
33 ~~commission~~ department. The ~~commission~~ department shall adopt
34 rules governing the allocation of ~~funds~~ moneys appropriated by
35 the general assembly for purposes of this section to provide

1 direct state assistance to eligible public libraries. A public
2 library is eligible for ~~funds~~ moneys under this subchapter
3 if it is in compliance with the ~~commission's~~ department's
4 performance measures.

5 Sec. 95. Section 8A.373, Code 2024, is amended to read as
6 follows:

7 **8A.373 Duties — report to legislature general assembly.**

8 1. It shall be the duty of the ~~commission~~ department to
9 advise upon the location of statues, fountains, and monuments
10 and the placing of any additional buildings on the capitol
11 grounds, the type of architecture and the type of construction
12 of any new buildings to be erected on the state capitol grounds
13 as now encompassed or as subsequently enlarged, and repairs
14 and restoration thereof, and it shall be the duty of the
15 officers, commissions, and councils charged by law with the
16 duty of determining such questions to call upon the ~~commission~~
17 department for such advice.

18 2. The ~~commission~~ department shall, ~~in cooperation with~~
19 ~~the director of the department of administrative services,~~
20 develop and implement within the limits of its appropriation, a
21 five-year modernization program for the capitol complex.

22 3. The ~~commission~~ department shall annually report to the
23 general assembly its recommendations relating to its duties
24 under this section. The report shall be submitted to the chief
25 clerk of the house and the secretary of the senate during the
26 month of January.

27 Sec. 96. Section 8A.376, subsection 1, unnumbered paragraph
28 1, Code 2024, is amended to read as follows:

29 All capital projects on the capitol complex shall be
30 planned, approved, and funded only after considering the
31 guiding principles enunciated in any capitol complex master
32 plan adopted by the ~~commission on or after January 1, 2000~~
33 department. At a minimum, the extent to which the proposed
34 capital project does all of the following shall be considered:

35 Sec. 97. Section 8A.377, subsection 2, Code 2024, is amended

1 to read as follows:

2 2. A project described in [subsection 1](#) may vary from
3 the architectural or historic integrity of the capitol if
4 such variance is necessary to comply with state or federal
5 laws relating to building accessibility or occupational
6 safety or health, to address life safety issues, or for other
7 compelling reasons. However, the state agency, branch of
8 government, or other entity responsible for a project involving
9 a variance from the architectural or historic integrity shall
10 submit the plans for such project to the ~~capitol planning~~
11 ~~commission~~ department and the capital projects committee of the
12 legislative council for review.

13 Sec. 98. Section 8A.412, subsection 11, Code 2024, is
14 amended to read as follows:

15 11. Professional employees under the supervision of the
16 attorney general, the state public defender, the secretary of
17 state, the auditor of state, and the treasurer of state, ~~and~~
18 ~~the public employment relations board~~.

19 Sec. 99. Section 8A.415, subsection 1, paragraph b, Code
20 2024, is amended to read as follows:

21 *b.* If not satisfied, the employee may, within thirty
22 calendar days following the director's response, file an appeal
23 with the ~~public employment relations~~ appeal board. The hearing
24 shall be conducted in accordance with the rules of the ~~public~~
25 ~~employment relations~~ appeal board and the Iowa administrative
26 procedure Act, [chapter 17A](#). Decisions rendered shall be based
27 upon a standard of substantial compliance with [this subchapter](#)
28 and the rules of the department. Decisions by the ~~public~~
29 ~~employment relations~~ appeal board constitute final agency
30 action.

31 Sec. 100. Section 8A.415, subsection 2, paragraph b, Code
32 2024, is amended to read as follows:

33 *b.* If not satisfied, the employee may, within thirty
34 calendar days following the director's response, file an
35 appeal with the ~~public employment relations~~ appeal board. The

1 employee has the right to a hearing closed to the public,
2 unless a public hearing is requested by the employee. The
3 hearing shall otherwise be conducted in accordance with the
4 rules of the ~~public~~ employment relations appeal board and the
5 Iowa administrative procedure Act, chapter 17A. If the ~~public~~
6 employment relations appeal board finds that the action taken
7 by the appointing authority was for political, religious,
8 racial, national origin, sex, age, or other reasons not
9 constituting just cause, the employee may be reinstated without
10 loss of pay or benefits for the elapsed period, or the ~~public~~
11 employment relations appeal board may provide other appropriate
12 remedies. Decisions by the ~~public~~ employment relations appeal
13 board constitute final agency action.

14 Sec. 101. Section 8A.703, subsection 1, Code 2024, is
15 amended to read as follows:

16 1. A state historical society board of trustees is
17 established consisting of ~~twelve~~ seven members selected as
18 follows:

19 *a.* ~~Three~~ Two members shall be elected by the members of the
20 state historical society according to rules established by the
21 board of trustees.

22 *b.* ~~The governor shall appoint one member from each of the~~
23 ~~state's congressional districts established under~~ section 40.1.

24 *e.* *b.* The governor shall appoint five members from the
25 state at large, considering but not requiring geographical
26 diversity, at least ~~two~~ one of whom shall be on the faculty of
27 a college or university in the state engaged in a discipline
28 related to the activities of the historical society.

29 Sec. 102. Section 8A.707, subsection 1, Code 2024, is
30 amended by adding the following new paragraphs:

31 NEW PARAGRAPH. *f.* Serve as the central advisory body for
32 historical records planning in the state and as a coordinating
33 body to facilitate cooperation among historical records
34 repositories and other information agencies within the state.

35 NEW PARAGRAPH. *g.* Serve as a state level review body

1 for grant proposals submitted to the national historical
2 publications and records commission.

3 Sec. 103. Section 8A.707, Code 2024, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 4. The state historical society board of
6 trustees may:

7 a. Serve in an advisory capacity to the state records
8 commission, the state archives and records program, and other
9 statewide archival or records agencies.

10 b. Seek moneys from the national historical publications
11 and records commission or other grant-funding bodies for
12 sponsoring and publishing surveys of the conditions and needs
13 of historical records in the state; for developing, revising,
14 and distributing funding priorities for historical records
15 projects in Iowa; for implementing projects to be carried out
16 in the state for the preservation of historical records and
17 publications; or for reviewing, through reports and otherwise,
18 the operation and progress of records projects in the state.

19 Sec. 104. Section 8D.3, subsection 3, paragraphs b and d,
20 Code 2024, are amended to read as follows:

21 ~~b. Adopt rules pursuant to chapter 17A as deemed appropriate
22 and necessary, and directly related to the implementation
23 and administration of the duties of the commission.~~

24 ~~The commission, in consultation with the department of
25 administrative services, shall also adopt and provide for
26 standard communications procedures and policies relating to
27 the use of the network which recognize, at a minimum, the need
28 for reliable communications services. Provide advice and
29 recommendations to the director for the adoption of rules as
30 provided in section 8D.4.~~

31 ~~d. Review and approve for adoption, rules as proposed
32 and submitted by an authorized user group necessary for the
33 authorized user group's access and use of the network. The
34 commission may refuse to approve and adopt a proposed rule,
35 and upon such refusal, shall return the proposed rule to the~~

1 ~~respective authorized user group proposing the rule with a~~
2 ~~statement indicating the commission's reason for refusing to~~
3 ~~approve and adopt the rule. Provide advice and recommendations~~
4 ~~to the director for the review and adoption of rules proposed~~
5 ~~and submitted by an authorized user group.~~

6 Sec. 105. Section 8D.4, Code 2024, is amended to read as
7 follows:

8 **8D.4 Executive director appointed.**

9 1. The ~~commission~~ governor shall appoint an executive
10 director of the commission, subject to confirmation by the
11 senate. Such individual shall not serve as a member of the
12 commission. The executive director shall serve at the pleasure
13 of the ~~commission~~ governor. The executive director shall be
14 selected primarily for administrative ability and knowledge
15 in the field, without regard to political affiliation. The
16 governor shall establish the salary of the executive director
17 within the applicable salary range as established by the
18 general assembly. The salary and support of the executive
19 director shall be paid from ~~funds~~ moneys deposited in the Iowa
20 communications network fund.

21 2. The director shall adopt rules pursuant to chapter 17A
22 for the implementation and administration of the duties of the
23 commission. The director, in consultation with the department
24 of administrative services, shall also adopt and provide for
25 standard communications procedures and policies relating to the
26 use of the network which recognize, at a minimum, the need for
27 reliable communications services. The director shall review
28 and approve for adoption rules as proposed and submitted by
29 an authorized user group necessary for the authorized user
30 group's access and use of the network. The director may refuse
31 to approve and adopt a proposed rule, and upon such refusal,
32 shall return the proposed rule to the respective authorized
33 user group proposing the rule with a statement indicating the
34 director's reason for refusing to approve and adopt the rule.

35 Sec. 106. Section 8D.9, subsection 2, paragraph b, Code

1 2024, is amended to read as follows:

2 *b.* A private or public agency, other than an institution
3 under the control of the state board of regents, a private
4 college or university, or a nonpublic school, shall petition
5 the commission for a waiver of the requirement to use the
6 network as provided in paragraph "a", if the agency determines
7 that paragraph "a", subparagraph (1) or (2), applies. The
8 ~~commission~~ director shall establish by rule a review process
9 for determining, upon application of an authorized user,
10 whether paragraph "a", subparagraph (1) or (2), applies. An
11 authorized user found by the commission to be under contract
12 for such services as provided in paragraph "a", subparagraph
13 (2), shall not enter into another contract upon the expiration
14 of such contract, but shall utilize the network for such
15 services as provided in [this section](#) unless paragraph "a",
16 subparagraph (1), applies. A waiver approved by the commission
17 may be for a period as requested by the private or public
18 agency of up to three years.

19 Sec. 107. Section 10A.104, subsection 2, Code 2024, is
20 amended to read as follows:

21 2. Appoint the administrators of the divisions within
22 the department and all other personnel deemed necessary for
23 the administration of [this chapter](#), except the state public
24 defender, assistant state public defenders, administrator of
25 the racing and gaming commission, labor commissioner, workers'
26 compensation commissioner, director of the Iowa state office of
27 civil rights ~~commission~~, and members of the employment appeal
28 board. All persons appointed and employed in the department
29 are covered by the provisions of [chapter 8A, subchapter IV](#), but
30 persons not appointed by the director are exempt from the merit
31 system provisions of [chapter 8A, subchapter IV](#).

32 Sec. 108. Section 10A.506, subsection 1, paragraph a,
33 subparagraphs (6) and (7), Code 2024, are amended by striking
34 the subparagraphs.

35 Sec. 109. Section 12.72, subsection 1, Code 2024, is amended

1 to read as follows:

2 1. A vision Iowa fund is created and established as a
3 separate and distinct fund in the state treasury. The moneys
4 in the fund are appropriated to the ~~enhance-Iowa~~ economic
5 development authority board for purposes of the vision Iowa
6 program established in [section 15F.302](#). Moneys in the fund
7 shall not be subject to appropriation for any other purpose by
8 the general assembly, but shall be used only for the purposes
9 of the vision Iowa fund. The treasurer of state shall act as
10 custodian of the fund and disburse moneys contained in the
11 fund as directed by the ~~enhance-Iowa~~ economic development
12 authority board, including automatic disbursements of funds
13 received pursuant to the terms of bond indentures and documents
14 and security provisions to trustees. The fund shall be
15 administered by the ~~enhance-Iowa~~ economic development authority
16 board which shall make expenditures from the fund consistent
17 with the purposes of the vision Iowa program without further
18 appropriation. An applicant under the vision Iowa program
19 shall not receive more than seventy-five million dollars in
20 financial assistance from the fund.

21 Sec. 110. Section 12.75, subsection 1, Code 2024, is amended
22 to read as follows:

23 1. The ~~enhance-Iowa~~ economic development authority board
24 may undertake a project for two or more applicants jointly
25 or for any combination of applicants, and may combine for
26 financing purposes, with the consent of all of the applicants
27 which are involved, the project and some or all future projects
28 of any applicant, and [section 12.71, Code 2020, sections 12.72](#)
29 [and 12.74, this section, and sections 12.76 and 12.77](#) apply to
30 and for the benefit of the ~~enhance-Iowa~~ economic development
31 authority board and the joint applicants. However, the money
32 set aside in a fund or funds pledged for any series or issue
33 of bonds or notes shall be held for the sole benefit of the
34 series or issue separate and apart from money pledged for
35 another series or issue of bonds or notes of the treasurer

1 of state. To facilitate the combining of projects, bonds or
2 notes may be issued in series under one or more resolutions or
3 trust agreements and may be fully open-ended, thus providing
4 for the unlimited issuance of additional series, or partially
5 open-ended, limited as to additional series.

6 Sec. 111. Section 12C.6, subsection 2, paragraphs a, c, d,
7 e, and f, Code 2024, are amended to read as follows:

8 ~~a. A committee composed of the superintendent of banking,~~
9 ~~the superintendent of credit unions, the auditor of state or~~
10 ~~a designee, and the treasurer of state shall meet on or about~~
11 ~~the first of each month or at other times as the committee~~
12 ~~may prescribe and by majority action~~ The treasurer of state,
13 in consultation with subject matter experts as needed, shall
14 establish a minimum rate to be earned on state funds placed in
15 time deposits.

16 ~~c.~~ An interest rate established by the ~~committee~~ treasurer
17 of state under [this section](#) shall be in effect commencing
18 on the eighth calendar day following the day the rate is
19 established and until a different rate is established and takes
20 effect.

21 ~~d.~~ The ~~committee~~ treasurer of state shall give advisory
22 notice of an interest rate established under [this section](#).
23 This notice may be given by publication in one or more
24 newspapers, by publication in the Iowa administrative bulletin,
25 by ordinary mail to persons directly affected, by any other
26 method determined by the ~~committee~~ treasurer of state, or by
27 a combination of these. In all cases, the notice shall be
28 published in the Iowa administrative bulletin.

29 ~~e.~~ The notice shall contain the following words:
30 The rate of interest has been determined by ~~a committee~~ the
31 treasurer of state of the state of Iowa to be the minimum
32 interest rate that shall be paid on public funds deposited in
33 approved financial institutions. To be eligible to accept
34 deposits of public funds of the state of Iowa, a financial
35 institution shall demonstrate a commitment to serve the

1 needs of the local community in which it is chartered to do
2 business. These needs include credit services as well as
3 deposit services. All such financial institutions are required
4 to provide the ~~committee~~ treasurer of state with a written
5 description of their commitment to provide credit services in
6 the community. This statement is available for examination by
7 citizens.

8 *f.* The notice shall also provide the name and address of a
9 state official to whom inquiries can be sent. Actions of the
10 ~~committee~~ treasurer of state under [this section](#) and section
11 12C.6A are exempt from [chapter 17A](#).

12 Sec. 112. Section 12C.6A, subsection 2, Code 2024, is
13 amended to read as follows:

14 2. In addition to establishing a minimum interest rate for
15 public funds pursuant to [section 12C.6](#), ~~the committee composed~~
16 ~~of the superintendent of banking, the superintendent of credit~~
17 ~~unions, the auditor of state or a designee, and the treasurer~~
18 ~~of state, in consultation with subject matter experts as~~
19 needed, shall develop a list of financial institutions eligible
20 to accept state public funds. The ~~committee~~ treasurer of state
21 shall require that a financial institution seeking to qualify
22 for the list shall annually provide the ~~committee~~ treasurer
23 of state a written statement that the financial institution
24 has complied with the requirements of [this chapter](#) and has a
25 commitment to community reinvestment consistent with the safe
26 and sound operation of a financial institution, unless the
27 financial institution has received a rating of satisfactory
28 or higher pursuant to the federal Community Reinvestment
29 Act, 12 U.S.C. §2901 et seq., and such rating is certified
30 to the ~~committee~~ treasurer of state by the superintendent of
31 banking. To qualify for the list, a financial institution must
32 demonstrate a continuing commitment to meet the credit needs of
33 the local community in which it is chartered.

34 Sec. 113. Section 12C.6A, subsection 3, unnumbered
35 paragraph 1, Code 2024, is amended to read as follows:

1 The ~~committee~~ treasurer of state may require a financial
2 institution to provide public notice inviting the public to
3 submit comments to the financial institution regarding its
4 community lending activities. Each financial institution shall
5 maintain a file open to public inspection which contains public
6 comments received on its community investment activities, and
7 the financial institution's response to those comments. The
8 ~~committee~~ treasurer of state shall adopt procedures for both
9 of the following:

10 Sec. 114. Section 12C.6A, subsection 4, unnumbered
11 paragraph 1, Code 2024, is amended to read as follows:

12 At least once a year the ~~committee~~ treasurer of state
13 shall review any challenges that have been filed pursuant
14 to [subsection 3](#). The ~~committee~~ treasurer of state may hold
15 a public hearing to consider the challenge. In considering
16 a challenge, the ~~committee~~ treasurer of state shall review
17 documents filed with federal regulatory authorities pursuant to
18 the Community Reinvestment Act, 12 U.S.C. §2901 et seq., and
19 regulations adopted pursuant to the Act, as amended to January
20 1, 1990. In addition, consistent with the confidentiality of
21 financial institution records the ~~committee~~ treasurer of state
22 shall consider other factors including, but not limited to, the
23 following:

24 Sec. 115. Section 12C.6A, subsection 5, Code 2024, is
25 amended to read as follows:

26 5. *a.* A person who believes a bank has failed to meet its
27 community reinvestment responsibility may file a complaint with
28 the ~~committee~~ treasurer of state detailing the basis for that
29 belief.

30 *b.* ~~If any committee member, in the member's discretion,~~
31 the treasurer of state, in the treasurer's discretion, finds
32 that the complaint has merit, the ~~member~~ treasurer of state may
33 order the bank alleged to have failed to meet its community
34 reinvestment responsibility to attend and participate in a
35 meeting with the complainant. The ~~committee member~~ treasurer

1 of state may specify who, at minimum, shall represent the bank
2 at the meeting. At the meeting, or at any other time, the bank
3 may, but is not required to, enter into an agreement with a
4 complainant to correct alleged failings.

5 ~~c. A majority of the committee~~ The treasurer of state may
6 order a bank against which a complaint has been filed pursuant
7 to [this subsection](#), to disclose such additional information
8 relating to community reinvestment as required by the order of
9 the ~~majority of the committee~~ treasurer of state.

10 ~~d. This subsection~~ does not preempt any other remedies
11 available under statutory or common law available to the
12 ~~committee~~ treasurer of state, the superintendent of banking, or
13 aggrieved persons to cure violations of [this section](#) or chapter
14 524, or rules adopted pursuant to [this section](#) or [chapter 524](#).
15 The ~~committee~~ treasurer of state may conduct a public hearing
16 as provided in [subsection 4](#) based upon the same complaint. An
17 order finding merit in a complaint and ordering a meeting is
18 not an election of remedies.

19 Sec. 116. Section 15.105, subsection 1, paragraph a,
20 subparagraph (1), Code 2024, is amended to read as follows:

21 (1) The powers of the authority are vested in and shall
22 be exercised by a board of eleven voting members selected at
23 large and appointed by the governor subject to confirmation
24 by the senate. ~~The voting members shall be comprised of the~~
25 ~~following:~~

26 ~~(a) Two members from each United States congressional~~
27 ~~district established under [section 40.1](#) in the state.~~

28 ~~(b) Three members selected at large.~~

29 Sec. 117. Section 15.108, subsection 5, paragraph c, Code
30 2024, is amended to read as follows:

31 ~~c. Coordinate and develop with the department of~~
32 ~~transportation, the department of natural resources, the~~
33 ~~enhance Iowa board,~~ other state agencies, and local and
34 regional entities public interpretation, marketing, and
35 education programs that encourage Iowans and out-of-state

1 visitors to participate in the recreational and leisure
2 opportunities available in Iowa. The authority shall establish
3 and administer a program that helps connect both Iowa residents
4 and residents of other states to new and existing Iowa
5 experiences as a means to enhance the economic, social, and
6 cultural well-being of the state. The program shall include
7 a broad range of new opportunities, both rural and urban,
8 including main street destinations, green space initiatives,
9 and artistic and cultural attractions.

10 Sec. 118. Section 15.108, subsection 8, paragraph b,
11 subparagraphs (4) and (5), Code 2024, are amended to read as
12 follows:

13 (4) Compile, in consultation with the Iowa arts council,
14 a list of grant applications recommended for funding in
15 accordance with the amount available for distribution as
16 provided in [section 15.481, subsection 3](#). ~~The list of~~
17 ~~recommended grant applications shall be submitted to the Iowa~~
18 ~~cultural trust board of trustees for approval.~~

19 (5) Monitor the allocation and use of grant moneys by all
20 qualified organizations to determine whether moneys are used
21 in accordance with the provisions of this paragraph "b" and
22 subchapter II, part 30. ~~The authority shall annually submit~~
23 ~~a report with the authority's findings and recommendations to~~
24 ~~the Iowa cultural trust board of trustees prior to final board~~
25 ~~action in approving grants for the next succeeding fiscal year.~~

26 Sec. 119. Section 15.116, Code 2024, is amended to read as
27 follows:

28 **15.116 Technology commercialization committee.**

29 To evaluate and make recommendations to the authority
30 on appropriate funding for the projects and programs
31 applying for financial assistance from the innovation
32 and commercialization development fund created in section
33 15.412, the economic development authority shall create a
34 technology commercialization committee composed of members
35 with expertise in the areas of biosciences, engineering,

1 manufacturing, pharmaceuticals, materials, information
2 solutions, software, and energy. At least one member of the
3 technology commercialization committee shall be a member of the
4 economic development authority. An organization designated by
5 the authority, composed of members from both the public and
6 private sectors and composed of subunits or subcommittees in
7 the areas of already identified bioscience platforms, education
8 and workforce development, commercialization, communication,
9 policy and governance, and finance, shall provide funding
10 recommendations to the technology commercialization committee.
11 Members of the committee shall be eligible for a per diem as
12 specified in section 7E.6 for each day spent in performance of
13 duties as members, and shall receive compensation for mileage
14 to and from meetings.

15 Sec. 120. Section 15.117A, subsection 2, paragraph a,
16 unnumbered paragraph 1, Code 2024, is amended to read as
17 follows:

18 ~~Twenty-nine~~ Nine voting members as follows:

19 Sec. 121. Section 15.117A, subsection 2, paragraph a,
20 subparagraphs (1), (3), and (9), Code 2024, are amended to read
21 as follows:

22 (1) ~~Twenty~~ Three members selected by the board to serve
23 staggered, two-year terms beginning and ending as provided
24 in [section 69.19](#). ~~Of the members selected by the board,~~
25 ~~fourteen shall be representatives from businesses in the~~
26 ~~targeted industries and six shall be individuals who serve~~
27 ~~on the technology commercialization committee created in~~
28 ~~[section 15.116](#), or other committees of the board, and who~~
29 ~~have expertise with the targeted industries. At least ten of~~
30 ~~the members selected pursuant to this subparagraph shall be~~
31 ~~executives actively engaged in the management of a business in~~
32 ~~a targeted industry. The members selected pursuant to this~~
33 paragraph subparagraph shall have expertise in the targeted
34 industries and reflect the size and diversity of businesses in
35 the targeted industries and of the various geographic areas of

1 ~~the state.~~

2 (3) The director of the authority, ~~or the director's~~
3 ~~designee.~~

4 (9) ~~Two~~ One community college ~~presidents from~~
5 ~~geographically diverse areas of the state~~ president, selected
6 by the Iowa association of community college trustees.

7 Sec. 122. Section 15.117A, subsection 2, paragraph a,
8 subparagraphs (2) and (4), Code 2024, are amended by striking
9 the subparagraphs.

10 Sec. 123. Section 15.117A, subsection 4, Code 2024, is
11 amended to read as follows:

12 4. ~~The chief technology officer appointed pursuant to~~
13 ~~section 15.117~~ council shall be select the chairperson of the
14 council ~~and,~~ who shall be responsible for convening meetings of
15 the council and coordinating its activities ~~and shall convene~~
16 ~~the council at least annually.~~ The council shall annually
17 elect one of the voting members to serve as vice chairperson.
18 A majority of the members of the council constitutes a quorum.
19 However, ~~the chief technology officer~~ chairperson shall not
20 convene a meeting of the council unless the director of the
21 authority, or the director's designee, is present at the
22 meeting.

23 Sec. 124. Section 15.117A, subsection 6, paragraphs a, b,
24 and d, Code 2024, are amended by striking the paragraphs.

25 Sec. 125. Section 15.117A, Code 2024, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 7. A committee appointed by the
28 director and the chairperson of the council shall review and
29 make recommendations on all applications received by the
30 authority for financial assistance under the Iowa strategic
31 infrastructure program pursuant to section 15.313. Persons
32 appointed to a committee pursuant to this subsection are not
33 required to be members of the council.

34 Sec. 126. Section 15.439, subsection 1, paragraphs a, c, d,
35 and e, Code 2024, are amended to read as follows:

1 *a.* The authority shall establish and administer an Iowa
2 great places program for purposes of combining resources of
3 state government in an effort to showcase the unique and
4 authentic qualities of communities, regions, neighborhoods, and
5 districts that make such places exceptional places to work and
6 live. ~~The authority shall provide administrative assistance to~~
7 ~~the Iowa great places board.~~ The authority shall coordinate
8 the efforts of ~~the Iowa great places board~~ with the efforts of
9 other state agencies participating in the program which shall
10 include but not be limited to the Iowa finance authority, the
11 department of health and human services, the department of
12 natural resources, the state department of transportation, and
13 the department of workforce development.

14 *c.* ~~Initially, three Iowa great places projects shall be~~
15 ~~identified by the Iowa great places board.~~ The board authority
16 may identify additional Iowa great places for participation
17 under the program when places develop dimensions and meet
18 readiness criteria for participation under the program.

19 ~~*d.* The authority shall work in cooperation with the enhance~~
20 ~~Iowa board for purposes of maximizing and leveraging moneys~~
21 ~~appropriated to identified Iowa great places.~~

22 ~~*e.*~~ *d.* As a condition of receiving state funds, an
23 identified Iowa great place shall present information to the
24 board authority concerning the proposed activities and total
25 financial needs of the project.

26 Sec. 127. Section 15.439, subsection 2, Code 2024, is
27 amended by striking the subsection.

28 Sec. 128. Section 15.439, subsections 3 and 4, Code 2024,
29 are amended to read as follows:

30 3. The board authority shall do all of the following:

31 ~~*a.* Organize.~~

32 ~~*b.*~~ *a.* Identify Iowa great places for purposes of receiving
33 a package of resources under the program.

34 ~~*c.*~~ *b.* Identify a combination of state resources which can
35 be provided to Iowa great places.

1 4. Notwithstanding any restriction, requirement, or
2 duty to the contrary, in considering an application for a
3 grant, loan, or other financial or technical assistance for a
4 project identified in an Iowa great places agreement developed
5 pursuant to [this section](#), a state agency shall give additional
6 consideration or additional points in the application of rating
7 or evaluation criteria to such applications. [This subsection](#)
8 applies to applications filed within three years of the Iowa
9 ~~great places board's~~ authority's identification of the project
10 for participation in the program.

11 Sec. 129. Section 15.478, subsection 1, Code 2024, is
12 amended by striking the subsection.

13 Sec. 130. Section 15.479, subsection 4, Code 2024, is
14 amended to read as follows:

15 4. The treasurer of state shall act as custodian of the
16 fund, shall invest moneys in the trust fund, and shall transfer
17 the interest attributable to the investment of trust fund
18 moneys to the grant account created in [section 15.482](#). The
19 trust fund's principal shall not be used or accessed by the
20 ~~department or the board~~ authority for any purpose.

21 Sec. 131. Section 15.481, unnumbered paragraph 1, Code
22 2024, is amended to read as follows:

23 The ~~board~~ authority shall do any or all of the following:

24 Sec. 132. Section 15.481, subsections 2 and 3, Code 2024,
25 are amended to read as follows:

26 2. Approve or disapprove the grants recommended for
27 approval by the director, in consultation with the Iowa arts
28 council and the state historical society of Iowa, in accordance
29 with [section 15.108, subsection 8](#), paragraph "b". The ~~board~~
30 authority may remove any recommendation from the list, but
31 shall not add to or otherwise amend the list of recommended
32 grants.

33 3. Upon approving a grant, the ~~board~~ authority shall certify
34 to the treasurer of state the amount of financial assistance
35 payable from the grant account to the qualified organization

1 whose grant application is approved.

2 Sec. 133. Section 15.482, subsections 1 and 3, Code 2024,
3 are amended to read as follows:

4 1. An Iowa cultural trust grant account is created in
5 the office of the treasurer of state under the control of
6 the ~~board~~ authority to receive interest attributable to the
7 investment of trust fund moneys as required by section 15.479,
8 subsection 4. The moneys in the grant account are appropriated
9 to the ~~board~~ authority for purposes of the Iowa cultural trust
10 created in [section 15.479](#). Moneys in the grant account shall
11 not be subject to appropriation for any other purpose by the
12 general assembly, but shall be used only for the purposes of
13 the Iowa cultural trust. The treasurer of state shall act as
14 custodian of the grant account and disburse moneys contained
15 in the grant account as directed by the ~~board~~ authority. The
16 ~~board~~ authority shall make expenditures from the grant account
17 consistent with the purposes of the Iowa cultural trust.

18 3. At any time when the principal balance in the trust fund
19 equals or exceeds three million dollars, the ~~board~~ authority
20 may use moneys in the grant account for a statewide educational
21 program to promote participation in, expanded support of, and
22 local endowment building for, Iowa nonprofit arts, history, and
23 sciences and humanities organizations.

24 Sec. 134. Section 15F.101, subsection 2, Code 2024, is
25 amended to read as follows:

26 2. "*Board*" means the ~~enhance Iowa economic development~~
27 authority board as created in [section ~~15F.102~~ 15.105](#).

28 Sec. 135. Section 15F.203, subsection 2, Code 2024, is
29 amended to read as follows:

30 2. A review committee composed of five members of the
31 board shall review community attraction and tourism program
32 applications forwarded to the board and make recommendations
33 regarding the applications to the board. ~~The review committee~~
34 ~~shall consist of members of the board, with one member from~~
35 ~~each congressional district under section 15F.102, subsection~~

1 ~~2, paragraph "a", and one member from the state at large under~~
2 ~~section 15F.102, subsection 2, paragraph "b".~~

3 Sec. 136. Section 15F.304, subsection 2, Code 2024, is
4 amended to read as follows:

5 2. A review committee composed of six members of the
6 board shall review vision Iowa program applications and
7 river enhancement community attraction and tourism project
8 applications forwarded to the board and make recommendations
9 regarding the applications to the board. ~~The review committee~~
10 ~~shall consist of members of the board, with one member from~~
11 ~~each congressional district under section 15F.102, subsection~~
12 ~~2, paragraph "a", and two members from the state at large under~~
13 ~~section 15F.102, subsection 2, paragraph "b".~~

14 Sec. 137. Section 15F.402, subsection 2, Code 2024, is
15 amended to read as follows:

16 2. A review committee composed of five members of the
17 board shall review sports tourism marketing and infrastructure
18 program applications forwarded to the board and make
19 recommendations regarding the applications to the authority.
20 ~~The review committee shall consist of members of the board,~~
21 ~~with one member from each congressional district under section~~
22 ~~15F.102, subsection 2, paragraph "a", and one member from the~~
23 ~~state at large under section 15F.102, subsection 2, paragraph~~
24 ~~"b".~~

25 Sec. 138. Section 15H.3, subsection 1, paragraphs e and k,
26 Code 2024, are amended by striking the paragraphs.

27 Sec. 139. Section 16.2D, subsections 1, 2, 3, 4, 5, and 6,
28 Code 2024, are amended by striking the subsections.

29 Sec. 140. Section 16.2D, subsection 7, unnumbered paragraph
30 1, Code 2024, is amended to read as follows:

31 The duties of the ~~council~~ authority under this section shall
32 include but are not limited to the following:

33 Sec. 141. Section 16.2D, subsection 7, paragraph e, Code
34 2024, is amended to read as follows:

35 e. Advise the governor's office, ~~the authority,~~ state

1 agencies, and private organizations on strategies to prevent
2 and eliminate homelessness.

3 Sec. 142. Section 16.2D, subsections 8, 9, and 10, Code
4 2024, are amended to read as follows:

5 8. The ~~council~~ authority shall file a point-in-time report
6 on homelessness in Iowa with the governor and the general
7 assembly on or before December 1 of each year.

8 9. a. The authority, ~~in consultation with the council,~~
9 shall adopt rules pursuant to [chapter 17A](#) for carrying out the
10 duties of the ~~council~~ authority pursuant to [this section](#).

11 b. The ~~council~~ authority shall establish internal rules of
12 procedure consistent with the provisions of [this section](#).

13 c. Rules adopted or internal rules of procedure established
14 pursuant to paragraph "a" or "b" shall be consistent with the
15 requirements of the federal McKinney-Vento Homeless Assistance
16 Act, 42 U.S.C. §11301 et seq.

17 10. The ~~council~~ authority shall comply with the
18 requirements of [chapters 21](#) and [22](#). ~~The authority shall be the~~
19 ~~official repository of council records.~~

20 Sec. 143. Section 20.1, subsection 2, unnumbered paragraph
21 1, Code 2024, is amended to read as follows:

22 The general assembly declares that the purposes of the
23 ~~public employment relations board established by employment~~
24 ~~appeal board with respect to [this chapter](#)~~ are to implement
25 the provisions of [this chapter](#) and adjudicate and conciliate
26 employment-related cases involving the state of Iowa and
27 other public employers and employee organizations. For these
28 purposes the powers and duties of the board include but are not
29 limited to the following:

30 Sec. 144. Section 20.3, subsection 2, Code 2024, is amended
31 to read as follows:

32 2. "Board" means the ~~public employment relations~~ appeal
33 board established under ~~section 20-5~~ [10A.601](#).

34 Sec. 145. Section 20.6, subsection 1, Code 2024, is amended
35 to read as follows:

1 1. Administer the provisions of [this chapter](#) and delegate
2 the powers and duties of the board to ~~the executive director or~~
3 persons employed by the board, as appropriate.

4 Sec. 146. Section 22.7, subsection 69, Code 2024, is amended
5 to read as follows:

6 69. The evidence of public employee support for
7 the certification, retention and recertification, or
8 decertification of an employee organization as defined in
9 section 20.3 that is submitted to the ~~public~~ employment
10 ~~relations~~ appeal board as provided in [section 20.14](#) or [20.15](#).

11 Sec. 147. Section 23A.2, subsection 6, paragraph a, Code
12 2024, is amended to read as follows:

13 a. The director of the department of corrections, ~~with the~~
14 ~~advice of the state prison industries advisory board,~~ may, by
15 rule, provide for exemptions from [this chapter](#).

16 Sec. 148. Section 34A.2A, subsection 2, Code 2024, is
17 amended to read as follows:

18 2. The 911 program manager shall act under the supervisory
19 control of the director of the department of homeland security
20 and emergency management, ~~and in consultation with the~~
21 ~~911 communications council,~~ and shall perform the duties
22 specifically set forth in [this chapter](#) and as assigned by the
23 director.

24 Sec. 149. Section 34A.7A, subsection 2, paragraph f,
25 subparagraph (1), subparagraph division (a), Code 2024, is
26 amended by striking the subparagraph division.

27 Sec. 150. Section 34A.7A, subsection 2, paragraph f,
28 subparagraph (1), subparagraph division (b), Code 2024, is
29 amended to read as follows:

30 (b) The program manager, ~~in consultation with the 911~~
31 ~~communications council,~~ shall allocate an amount, not to exceed
32 one hundred thousand dollars per fiscal year, for development
33 of public awareness and educational programs related to the
34 use of 911 by the public, educational programs for personnel
35 responsible for the maintenance, operation, and upgrading of

1 local 911 systems, ~~and the expenses of members of the 911~~
2 ~~communications council for travel, monthly meetings, and~~
3 ~~training, provided, however, that the members have not received~~
4 ~~reimbursement funds for such expenses from another source.~~

5 Sec. 151. Section 34A.7A, subsection 2, paragraph g, Code
6 2024, is amended to read as follows:

7 g. The director, in consultation with the program manager
8 ~~and the 911 communications council~~, shall adopt rules pursuant
9 to [chapter 17A](#) governing the distribution of the surcharge
10 collected and distributed pursuant to [this subsection](#). The
11 rules shall include provisions that all joint 911 service
12 boards and the department of public safety which answer or
13 service wireless 911 calls are eligible to receive an equitable
14 portion of the receipts.

15 Sec. 152. Section 34A.7A, subsection 5, paragraph a, Code
16 2024, is amended to read as follows:

17 a. The program manager, in consultation with the ~~911~~
18 ~~communications council and the auditor of state~~, shall
19 establish a methodology for determining and collecting public
20 safety answering point cost and expense data through the county
21 joint 911 service boards. The methodology shall include the
22 collection of data for direct costs and expenses related to
23 the operation of a public safety answering point and account
24 for the extent to which identified costs and expenses are
25 compensated for or addressed through 911 surcharges versus
26 other sources of funding.

27 Sec. 153. Section 34A.11, subsection 1, Code 2024, is
28 amended to read as follows:

29 1. The joint 911 service board in each 911 service area
30 shall designate a person to serve as a single point-of-contact
31 to facilitate the communication of needs, issues, or concerns
32 regarding emergency communications, interoperability, and
33 other matters applicable to emergency 911 communications and
34 migration to the next generation 911 network. The person
35 designated as the single point-of-contact shall be responsible

1 for facilitating the communication of such needs, issues, or
2 concerns between public or private safety agencies within the
3 service area, the 911 program manager, ~~the 911 communications~~
4 ~~council~~, the statewide interoperable communications system
5 board established in [section 80.28](#), and any other person,
6 entity, or agency the person deems necessary or appropriate.
7 The person designated shall also be responsible for responding
8 to surveys or requests for information applicable to the
9 service area received from a federal, state, or local agency,
10 entity, or board.

11 Sec. 154. Section 35A.2, subsection 2, Code 2024, is amended
12 to read as follows:

13 2. Ten commissioners shall be honorably discharged members
14 of the armed forces of the United States. The American
15 legion ~~of Iowa~~, disabled American veterans ~~department of Iowa~~,
16 veterans of foreign wars ~~department of Iowa~~, American veterans
17 ~~of World War II, Korea, and Vietnam~~, the Vietnam veterans of
18 America, the military order of the purple heart, the paralyzed
19 veterans of America, and the Iowa association of county
20 commissioners and veteran service officers, through their
21 department commanders, shall submit two names respectively from
22 their organizations to the governor. The adjutant general and
23 the Iowa affiliate of the reserve officers association ~~shall~~
24 may submit names to the governor of persons to represent the
25 Iowa national guard and the association reserve organization
26 of America. The governor shall appoint from the group of
27 names submitted by the adjutant general and reserve officers
28 association two representatives and from each of the other
29 organizations one representative to serve as a member of the
30 commission, unless the appointments would conflict with the
31 bipartisan and gender balance provisions of [sections 69.16](#) and
32 [69.16A](#). In addition, the governor shall appoint one member
33 of the public, knowledgeable in the general field of veterans
34 affairs, to serve on the commission. If an organization fails
35 to submit a recommendation pursuant to this subsection, the

1 governor may appoint any person to fill the vacancy.

2 Sec. 155. Section 68B.2, subsection 23, Code 2024, is
3 amended to read as follows:

4 23. "*Regulatory agency*" means the department of agriculture
5 and land stewardship, department of workforce development,
6 department of insurance and financial services, department
7 of public safety, department of education, state board of
8 regents, department of health and human services, department
9 of revenue, department of inspections, appeals, and licensing,
10 department of administrative services, ~~public~~ employment
11 ~~relations~~ appeal board, state department of transportation,
12 ~~civil rights commission~~ office of civil rights, department of
13 public defense, department of homeland security and emergency
14 management, Iowa ethics and campaign disclosure board,
15 utilities board, and department of natural resources.

16 Sec. 156. Section 68B.35, subsection 2, paragraph e, Code
17 2024, is amended to read as follows:

18 e. Members of the state banking council, the Iowa ethics and
19 campaign disclosure board, the credit union review board, the
20 economic development authority, the employment appeal board,
21 the environmental protection commission, the health facilities
22 council, the Iowa finance authority, the Iowa public employees'
23 retirement system investment board, the Iowa lottery board
24 created in [section 99G.8](#), the natural resource commission,
25 the board of parole, the petroleum underground storage tank
26 fund board, ~~the public employment relations board~~, the state
27 racing and gaming commission, the state board of regents, the
28 transportation commission, the office of consumer advocate, the
29 utilities board, the Iowa telecommunications and technology
30 commission, and any full-time members of other boards and
31 commissions as defined under [section 7E.4](#) who receive an annual
32 salary for their service on the board or commission. The Iowa
33 ethics and campaign disclosure board shall conduct an annual
34 review to determine if members of any other board, commission,
35 or authority should file a statement and shall require the

1 filing of a statement pursuant to rules adopted pursuant to
2 chapter 17A.

3 Sec. 157. Section 70A.28, subsection 6, Code 2024, is
4 amended to read as follows:

5 6. **Subsection 2** may also be enforced by an employee through
6 an administrative action pursuant to the requirements of this
7 subsection if the employee is not a merit system employee or
8 an employee covered by a collective bargaining agreement. An
9 employee eligible to pursue an administrative action pursuant
10 to **this subsection** who is discharged, suspended, demoted,
11 or otherwise receives a reduction in pay and who believes
12 the adverse employment action was taken as a result of the
13 employee's disclosure of information that was authorized
14 pursuant to **subsection 2**, may file an appeal of the adverse
15 employment action with the ~~public employment relations~~ appeal
16 board within thirty calendar days following the later of the
17 effective date of the action or the date a finding is issued
18 to the employee by the office of ombudsman pursuant to section
19 2C.11A. The findings issued by the ombudsman may be introduced
20 as evidence before the ~~public employment relations~~ appeal
21 board. The employee has the right to a hearing closed to
22 the public, but may request a public hearing. The hearing
23 shall otherwise be conducted in accordance with the rules of
24 the ~~public employment relations~~ appeal board and the Iowa
25 administrative procedure Act, **chapter 17A**. If the ~~public~~
26 employment ~~relations~~ appeal board finds that the action taken
27 in regard to the employee was in violation of **subsection 2**, the
28 employee may be reinstated without loss of pay or benefits for
29 the elapsed period, or the ~~public employment relations~~ appeal
30 board may provide other appropriate remedies. Decisions by
31 the ~~public employment relations~~ appeal board constitute final
32 agency action.

33 Sec. 158. Section 80.28, subsections 2 and 3, Code 2024, are
34 amended to read as follows:

35 2. The board shall consist of ~~nineteen voting members, as~~

1 ~~follows the following members, selected by the governor after~~
2 ~~considering recommendations from professional or volunteer~~
3 ~~organizations:~~

4 ~~a. The following members representing state agencies:~~

5 ~~(1) One member representing the department of public~~
6 ~~safety.~~

7 ~~(2) One member representing the state department of~~
8 ~~transportation.~~

9 ~~(3) One member representing the department of homeland~~
10 ~~security and emergency management.~~

11 ~~(4) One member representing the department of corrections.~~

12 ~~(5) One member representing the department of natural~~
13 ~~resources.~~

14 ~~(6) One member representing the department of health and~~
15 ~~human services.~~

16 ~~(7) One member representing the office of the chief~~
17 ~~information officer created in [section 8B.2](#).~~

18 ~~(8) One member representing the Iowa law enforcement~~
19 ~~academy created in [section 80B.4](#).~~

20 ~~b. The governor shall solicit and consider recommendations~~
21 ~~from professional or volunteer organizations in appointing the~~
22 ~~following members:~~

23 ~~(1) Two members who are representatives~~ One member who is a
24 representative from a municipal police departments department.

25 ~~(2) b. Two members who are representatives~~ One member who
26 is a representative of a sheriff's offices office.

27 ~~(3) c. Two members who are representatives~~ One member who
28 is a representative from a fire departments department. ~~One~~
29 ~~of the members shall be a volunteer fire fighter and the other~~
30 ~~member shall be a paid fire fighter.~~

31 ~~(4) d. Two members who are~~ One member who is a law
32 communication center managers manager employed by a state or
33 local government agencies agency.

34 ~~(5) e. One member representing local emergency management~~
35 ~~coordinators.~~

1 ~~(6)~~ f. One member representing emergency medical service
2 providers.

3 ~~(7)~~ g. One at-large member.

4 3. In addition to the ~~voting~~ members listed in subsection
5 2, the board membership shall include four members of the
6 general assembly with one member designated by each of
7 the following: the majority leader of the senate, the
8 minority leader of the senate, the speaker of the house of
9 representatives, and the minority leader of the house of
10 representatives. A legislative member serves for a term as
11 provided in section 69.16B in an ex officio, nonvoting capacity
12 and is eligible for per diem and expenses as provided in
13 section 2.10.

14 Sec. 159. Section 84A.1A, subsection 1, unnumbered
15 paragraph 1, Code 2024, is amended to read as follows:

16 An Iowa workforce development board is created, consisting
17 of ~~thirty-three voting members and thirteen nonvoting~~ the
18 following members.

19 Sec. 160. Section 84A.1A, subsection 1, paragraph a,
20 subparagraph (5), Code 2024, is amended by striking the
21 subparagraph.

22 Sec. 161. Section 84A.1A, subsection 1, paragraph a,
23 subparagraph (8), unnumbered paragraph 1, Code 2024, is amended
24 to read as follows:

25 The following ~~twenty-six~~ members who shall be appointed by
26 the governor for staggered terms of four years beginning and
27 ending as provided in section 69.19, subject to confirmation
28 by the senate:

29 Sec. 162. Section 84A.1A, subsection 1, paragraph a,
30 subparagraph (8), subparagraph division (a), unnumbered
31 paragraph 1, Code 2024, is amended to read as follows:

32 ~~Seventeen~~ Ten members who shall be representatives of
33 businesses in the state to whom each of the following applies,
34 and at least one of whom shall represent small businesses as
35 defined by the United States small business administration:

1 Sec. 163. Section 84A.1A, subsection 1, paragraph a,
2 subparagraph (8), subparagraph division (b), Code 2024, is
3 amended to read as follows:

4 (b) ~~Seven~~ Four members who shall be representatives of
5 the workforce in the state and who shall include all of the
6 following:

7 (i) ~~Four~~ At least two representatives of labor
8 organizations who have been nominated by state labor
9 federations.

10 (ii) ~~One~~ At least one representative of a joint
11 labor-management apprenticeship program in the state who shall
12 be a member of a labor organization or a training director. If
13 such a joint program does not exist in the state, the member
14 shall instead be a representative of an apprenticeship program
15 in the state.

16 ~~(iii) Two representatives of community-based organizations~~
17 ~~that have demonstrated experience and expertise in addressing~~
18 ~~the employment, training, or education needs of individuals~~
19 ~~with barriers to employment as defined in the federal Workforce~~
20 ~~Innovation and Opportunity Act, Pub. L. No. 113-128, §3(24),~~
21 ~~including but not limited to organizations that serve veterans~~
22 ~~or that provide or support competitive, integrated employment~~
23 ~~for individuals with disabilities; or that serve eligible~~
24 ~~youth, as defined in the federal Workforce Innovation and~~
25 ~~Opportunity Act, Pub. L. No. 113-128, §3(18), including~~
26 ~~representatives of organizations that serve out-of-school~~
27 ~~youth, as defined in the federal Workforce Innovation and~~
28 ~~Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).~~

29 Sec. 164. Section 84A.1A, subsection 1, paragraph b, Code
30 2024, is amended by striking the paragraph and inserting in
31 lieu thereof the following:

32 b. The director of the department of education or the
33 director's designee shall serve as an ex officio, nonvoting
34 member.

35 Sec. 165. Section 89.2, subsection 2, Code 2024, is amended

1 by striking the subsection.

2 Sec. 166. Section 89.3, subsection 6, paragraph c, Code
3 2024, is amended to read as follows:

4 c. If the director intends to deny the request, the director
5 shall contact the owner prior to the denial and provide an
6 opportunity for the owner to address the reasons for the
7 intended denial. If the ~~board~~ department has not adopted rules
8 pursuant to [section 89.14, subsection 11](#), the lack of adoption
9 shall not be grounds for the director not to consider a request
10 for a longer inspection interval pursuant to [this subsection](#).

11 Sec. 167. Section 89.6, subsection 2, Code 2024, is amended
12 to read as follows:

13 2. Before any power boiler is converted to a low pressure
14 boiler, the owner or user shall give to the director ten
15 days' written notice of intent to convert the boiler. The
16 notice shall designate the boiler location, the uses of the
17 building, and other information specified by rule by the ~~board~~
18 department.

19 Sec. 168. Section 89.14, subsections 1, 5, 6, 7, 8, 9, 10,
20 and 11, Code 2024, are amended to read as follows:

21 1. ~~A boiler and pressure vessel board is created within the~~
22 The department to formulate shall adopt definitions and rules
23 requirements for the safe and proper installation, repair,
24 maintenance, alteration, use, and operation of boilers and
25 pressure vessels in this state.

26 5. The ~~board~~ department shall adopt rules pursuant to
27 chapter 17A necessary to administer the duties of the ~~board~~
28 department. Rules adopted by the ~~board~~ department shall
29 be in accordance with accepted engineering standards and
30 practices. The ~~board~~ department shall adopt rules relating to
31 the equipment covered by [this chapter](#) that are in accordance
32 with the ASME code, which may include addenda, interpretations,
33 and code cases, as soon as reasonably practical following
34 publication by the American society of mechanical engineers.
35 The ~~board~~ department shall adopt rules to require that

1 operation of equipment cease in the event of imminent danger.

2 6. A notice of defect or inspection report issued by the
3 director pursuant to [this chapter](#) may, within thirty days after
4 the making of the order, be appealed to the ~~board~~ department.
5 ~~Board Department~~ action constitutes final agency action for
6 purposes of [chapter 17A](#).

7 7. Not later than July 1, 2005, and every three years
8 thereafter, the ~~board~~ department shall conduct a comprehensive
9 review of existing boiler rules, regulations, and standards,
10 including but not limited to those relating to potable hot
11 water supply boilers and water heaters.

12 8. The ~~board~~ department shall establish fees for
13 examinations, inspections, annual statements, shop inspections,
14 and other services. The fees shall reflect the actual costs
15 and expenses necessary to operate the ~~board~~ department and
16 perform the duties of the director.

17 9. The ~~board~~ department may adopt rules governing the
18 conversion of power boilers to low pressure boilers.

19 10. The ~~board~~ department may adopt rules establishing an
20 internal inspection interval of up to four years for objects
21 that are subject to inspection pursuant to section 89.3,
22 subsection 4, and are owned and operated by electric public
23 utilities subject to rate regulation under [chapter 476](#).

24 11. The ~~board~~ department shall adopt rules to allow an
25 extended internal inspection interval of up to seven years for
26 objects that are subject to inspection pursuant to section
27 ~~89.5A~~ 89.3, subsection 6.

28 Sec. 169. Section 89.14, subsections 2, 3, and 4, Code 2024,
29 are amended by striking the subsections.

30 Sec. 170. Section 89A.1, subsection 18, Code 2024, is
31 amended by striking the subsection.

32 Sec. 171. Section 89A.3, subsections 1, 3, 4, and 7, Code
33 2024, are amended to read as follows:

34 1. The ~~safety board~~ department may adopt rules governing
35 maintenance, construction, alteration, and installation of

1 conveyances, and the inspection and testing of new and existing
2 installations as necessary to provide for the public safety,
3 and to protect the public welfare.

4 3. The ~~safety board~~ department shall adopt rules for
5 conveyances according to the applicable provisions of the
6 American society of mechanical engineers safety codes for
7 elevators and escalators, A17.1 and A17.3, as the ~~safety board~~
8 department deems necessary. In adopting rules the ~~safety~~
9 ~~board~~ department may adopt the American society of mechanical
10 engineers safety codes, or any part of the codes, by reference.

11 4. The ~~safety board~~ department may adopt rules permitting
12 existing passenger and freight elevators to be modified into
13 material lift elevators.

14 7. The ~~safety board~~ department may adopt rules permitting
15 inclined or vertical wheelchair lifts in churches and houses of
16 worship to service more than one floor.

17 Sec. 172. Section 89A.3, subsection 2, unnumbered paragraph
18 1, Code 2024, is amended to read as follows:

19 The ~~safety board~~ department shall adopt, amend, or repeal
20 rules pursuant to [chapter 17A](#) as it deems necessary for the
21 administration of [this chapter](#), which shall include but not be
22 limited to rules providing for:

23 Sec. 173. Section 89A.3, subsection 2, paragraph i, Code
24 2024, is amended to read as follows:

25 *i.* The amount of fees charged and collected for inspection,
26 permits, and commissions. Fees shall be set at an amount
27 sufficient to cover costs as determined from consideration
28 of the reasonable time required to conduct an inspection,
29 reasonable hourly wages paid to inspectors, and reasonable
30 transportation and similar expenses. The ~~safety board~~
31 department shall also be authorized to consider setting reduced
32 fees for nonprofit associations and nonprofit corporations, as
33 described in [chapters 501B](#) and [504](#).

34 Sec. 174. Section 89A.6, subsections 2, 3, and 6, Code 2024,
35 are amended to read as follows:

1 2. Every existing conveyance registered with the director
2 shall be inspected within one year after the effective date of
3 the registration, except that the ~~safety board~~ department may
4 extend by rule the time specified for making inspections.

5 3. Every conveyance shall be inspected not less frequently
6 than annually, except that the ~~safety board~~ department may
7 adopt rules providing for inspections of conveyances at
8 intervals other than annually.

9 6. In addition to the inspections required by subsections
10 1 through 3, the ~~safety board~~ department may provide by rule
11 for additional inspections as the ~~safety board~~ department deems
12 necessary to enforce the provisions of [this chapter](#).

13 Sec. 175. Section 89A.10, subsection 2, Code 2024, is
14 amended to read as follows:

15 2. If the owner does not make the changes necessary for
16 compliance as required in [subsection 1](#) within the period
17 specified by the director, the director, upon notice, may
18 suspend or revoke the operating permit, or may refuse to issue
19 the operating permit for the conveyance. The director shall
20 notify the owner of any action to suspend, revoke, or refuse
21 to issue an operating permit and the reason for the action
22 by service in the same manner as an original notice or by
23 certified mail. An owner may appeal the director's initial
24 decision to the ~~safety board~~ department. The decision of the
25 ~~safety board~~ department shall be considered final agency action
26 pursuant to [chapter 17A](#).

27 Sec. 176. Section 89A.11, Code 2024, is amended to read as
28 follows:

29 **89A.11 Nonconforming conveyances.**

30 The ~~safety board~~ department, pursuant to rule, may grant
31 exceptions and variances from the requirements of rules
32 adopted for any conveyance. Exceptions or variations shall be
33 reasonably related to the age of the conveyance, and may be
34 conditioned upon a repair or modification of the conveyance
35 deemed necessary by the ~~safety board~~ department to assure

1 reasonable safety. However, an exception or variance shall not
2 be granted except to prevent undue hardship. Such conveyances
3 shall be subject to orders issued pursuant to [section 89A.10](#).

4 Sec. 177. Section 89A.13, subsections 1, 5, and 7, Code
5 2024, are amended to read as follows:

6 1. ~~An elevator safety board is created within the~~ The
7 ~~department to formulate~~ shall adopt definitions and rules
8 for the safe and proper installation, repair, maintenance,
9 alteration, use, and operation of conveyances in this state.

10 5. The owner or user of equipment regulated under this
11 chapter may appeal a notice of defect or an inspection report
12 to the ~~safety board~~ department within thirty days after the
13 issuance of the notice or report. ~~Safety board~~ Department
14 action constitutes final agency action for purposes of chapter
15 17A.

16 7. Not later than July 1, 2005, and every three years
17 thereafter, the ~~safety board~~ department shall conduct a
18 comprehensive review of existing conveyance rules, regulations,
19 and standards.

20 Sec. 178. Section 89A.13, subsections 2, 3, 4, and 6, Code
21 2024, are amended by striking the subsections.

22 Sec. 179. Section 89A.14, Code 2024, is amended to read as
23 follows:

24 **89A.14 Continuing duty of owner.**

25 Every conveyance shall be maintained by the owner in a safe
26 operating condition and in conformity with the rules adopted
27 by the ~~safety board~~ department.

28 Sec. 180. Section 97B.8B, subsection 2, Code 2024, is
29 amended to read as follows:

30 2. *Membership.* The benefits advisory committee shall be
31 comprised of representatives of constituent groups concerned
32 with the retirement system, and shall include representatives
33 of employers, active members, and retired members. In
34 addition, the director of the department of administrative
35 services, or the director's designee, and a member of the

1 public selected by the voting members of the committee shall
2 serve as members of the committee. The system shall adopt
3 rules under [chapter 17A](#) to provide for the selection of members
4 to the committee and the election of the voting members of the
5 committee.

6 Sec. 181. Section 100B.1, subsection 1, paragraph a, Code
7 2024, is amended to read as follows:

8 a. The council shall consist of ~~eleven~~ seven voting members
9 and one ex officio, nonvoting member. Voting members of the
10 state fire service and emergency response council shall be
11 appointed by the governor.

12 (1) The governor shall ~~appoint~~ consider appointing voting
13 members of the council from a list of nominees submitted by
14 each of the following organizations, but may appoint any person
15 to serve on the council:

16 (a) ~~Two members from a list submitted by the~~ The Iowa
17 firefighters association.

18 (b) ~~Two members from a list submitted by the~~ The Iowa fire
19 chiefs' association.

20 (c) ~~Two members from a list submitted by the~~ The Iowa
21 professional fire fighters.

22 (d) ~~Two members from a list submitted by the~~ The Iowa
23 association of professional fire chiefs.

24 (e) ~~One member from a list submitted by the~~ The Iowa
25 emergency medical services association.

26 ~~(2) A person nominated for inclusion in the voting~~
27 ~~membership on the council is not required to be a member of the~~
28 ~~organization that nominates the person.~~

29 ~~(3) The tenth and eleventh voting members of the council~~
30 ~~shall be members of the general public appointed by the~~
31 ~~governor.~~

32 ~~(4)~~ (2) The labor commissioner, or the labor commissioner's
33 designee, shall be a nonvoting, ex officio member of the
34 council.

35 Sec. 182. Section 100B.1, subsection 3, Code 2024, is

1 amended to read as follows:

2 3. ~~Six~~ Four voting members of the council shall constitute
3 a quorum. For the purpose of conducting business, a majority
4 vote of the council shall be required. The council shall elect
5 a chairperson from its members. The council shall meet at the
6 call of the chairperson, or the state fire marshal, or when any
7 ~~six~~ four members of the council file a written request with the
8 chairperson for a meeting.

9 Sec. 183. Section 100C.1, subsection 5, Code 2024, is
10 amended to read as follows:

11 5. "*Automatic fire extinguishing system*" means a system of
12 devices and equipment that automatically detects a fire and
13 discharges an approved fire extinguishing agent onto or in
14 the area of a fire and includes automatic sprinkler systems,
15 carbon dioxide extinguishing systems, deluge systems, automatic
16 dry-chemical extinguishing systems, foam extinguishing systems,
17 and halogenated extinguishing systems, or other equivalent fire
18 extinguishing technologies recognized by the ~~fire extinguishing~~
19 ~~system contractors advisory board~~ department.

20 Sec. 184. Section 100C.7, Code 2024, is amended to read as
21 follows:

22 **100C.7 Administration — rules.**

23 The director shall administer this chapter and, ~~after~~
24 ~~consultation with the fire extinguishing system contractors and~~
25 ~~alarm systems advisory board,~~ shall adopt rules pursuant to
26 chapter 17A necessary for the administration and enforcement of
27 this chapter.

28 Sec. 185. Section 100D.5, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. ~~After consultation with the fire extinguishing system~~
31 ~~contractors and alarm systems advisory board established~~
32 ~~pursuant to section 100C.10,~~ adopt Adopt rules pursuant to
33 chapter 17A necessary for the administration and enforcement of
34 this chapter.

35 Sec. 186. Section 101C.2, subsection 1, Code 2024, is

1 amended by striking the subsection and inserting in lieu
2 thereof the following:

3 1. "*Department*" means the department of agriculture and land
4 stewardship.

5 Sec. 187. Section 101C.3, subsections 1, 2, 3, 4, 5, 6, and
6 7, Code 2024, are amended by striking the subsections.

7 Sec. 188. Section 101C.3, subsections 8, 9, 10, 11, 12, and
8 13, Code 2024, are amended to read as follows:

9 8. *a.* The ~~council~~ department shall develop programs and
10 projects and enter into agreements for administering such
11 programs and projects as provided in [this chapter](#), including
12 programs to enhance consumer and employee safety and training,
13 provide for research and development of clean and efficient
14 propane utilization equipment, inform and educate the public
15 about safety and other issues associated with the use of
16 propane, and develop programs and projects that provide
17 assistance to persons who are eligible for the low-income home
18 energy assistance program. The programs and projects shall
19 be developed to attain equitable geographic distribution of
20 their benefits to the fullest extent practicable. The costs of
21 the programs and projects shall be paid with funds collected
22 pursuant to [section 101C.4](#). The ~~council~~ department shall
23 coordinate ~~its~~ the programs and projects with propane industry
24 trade associations and others as the ~~council~~ department deems
25 appropriate to provide efficient delivery of services and to
26 avoid unnecessary duplication of activities. Issues concerning
27 propane that are related to research and development, safety,
28 education, and training shall be given priority by the ~~council~~
29 department in the development of programs and projects.

30 *b.* The ~~council~~ department may develop energy efficiency
31 programs dedicated to weatherization, acquisition, and
32 installation of energy-efficient customer appliances that
33 qualify for energy star certification, installation of low-flow
34 faucets and showerheads, and energy efficiency education. The
35 ~~council~~ department may by rule establish quality standards in

1 relation to weatherization and appliance installation.

2 9. At the beginning of each fiscal year, the ~~council~~
3 department shall prepare a budget plan for the next fiscal
4 year, including the probable cost of all programs, projects,
5 and contracts to be undertaken under this chapter. The
6 ~~council~~ department shall submit the proposed budget to the fire
7 marshal for review and comment. The fire marshal may recommend
8 appropriate programs, projects, and activities to be undertaken
9 by the ~~council~~ department.

10 10. The ~~council~~ department shall keep minutes, books, and
11 records that clearly reflect all of the acts and transactions
12 of the ~~council~~ department under this chapter which are public
13 records open to public inspection. The books and records shall
14 indicate the geographic areas where benefits were conferred
15 by each individual program or project in detail sufficient to
16 reflect the degree to which each program or project attained
17 equitable geographic distribution of its benefits. The books
18 of the ~~council~~ department shall be audited by a certified
19 public accountant at least once each fiscal year and at such
20 other times as the ~~council~~ department may designate. The
21 cost of the audit shall be paid by the ~~council~~ department.
22 Copies of the audit shall be provided to ~~all council members,~~
23 ~~all qualified propane industry organizations,~~ and to other
24 members of the propane industry upon request. In addition,
25 a copy of the audit and a report detailing the programs and
26 projects conducted by the ~~council~~ department and containing
27 information reflecting the degree to which equitable geographic
28 distribution of the benefits of each program or project was
29 attained shall be submitted each fiscal year to the chief
30 clerk of the house of representatives and the secretary of the
31 senate.

32 11. The ~~council~~ department is subject to the open meetings
33 requirements of [chapter 21](#) when meeting pursuant to this
34 chapter.

35 12. The ~~council~~ department shall ~~promulgate~~ adopt

1 administrative rules pursuant to [chapter 17A](#) ~~which shall have~~
2 ~~the same force and effect as if adopted by a state agency.~~
3 ~~Initial rules shall be promulgated on an emergency basis.~~

4 13. The ~~council~~ department shall also perform the functions
5 required of a state organization under the federal Propane
6 Education and Research Act of 1996, be the repository of funds
7 received under that Act, and separately account for those
8 funds. The ~~council~~ department shall coordinate the operation
9 of the program with the federal council as contemplated by 15
10 U.S.C. §6405.

11 Sec. 189. Section 101C.4, subsections 1, 2, and 3, Code
12 2024, are amended to read as follows:

13 1. The ~~council and its activities of the department under~~
14 this chapter shall be funded by an annual assessment. ~~Upon~~
15 ~~establishment of the council and each year thereafter the~~ The
16 annual assessment shall be made at a rate of one-tenth of one
17 cent on each gallon of odorized propane sold.

18 2. The owner of odorized propane at the time of odorization
19 or at the time of import shall calculate the amount of the
20 assessment based on the volume of odorized propane sold for use
21 in this state. The assessment, when made, shall be listed as a
22 separate line item on the bill of sale for the odorized propane
23 and titled "Iowa propane education and research assessment".
24 Assessments shall be collected by the owner from purchasers
25 of the odorized propane and shall be paid by the owner to the
26 ~~council~~ department on a monthly basis by the twenty-fifth day
27 of the month following the month the assessment was collected.
28 If payment is not made to the ~~council~~ department by the due
29 date as required by [this subsection](#), an interest penalty of one
30 percent of any amount unpaid shall be imposed against the owner
31 for each month or fraction of a month after the due date, until
32 final payment is made.

33 3. Notwithstanding [subsection 2](#), the ~~council~~ department may
34 establish an alternative means of collecting such assessments
35 if the ~~council~~ department determines that another method would

1 be more efficient or effective and may establish an alternative
2 late payment charge or interest penalty to be imposed on a
3 person who fails to timely pay any amount due under this
4 chapter to the ~~council~~ department.

5 Sec. 190. Section 101C.4, subsection 4, unnumbered
6 paragraph 1, Code 2024, is amended to read as follows:

7 Pending the disbursement of assessments collected, the
8 ~~council~~ department shall invest moneys collected through
9 assessments and any other moneys received by the ~~council~~
10 department pursuant to this chapter in any of the following:

11 Sec. 191. Section 101C.5, Code 2024, is amended to read as
12 follows:

13 **101C.5 Referendum for termination of ~~council~~ activities.**

14 On the ~~council's~~ department's own initiative or on petition
15 to the ~~council~~ department by retail propane marketers
16 representing thirty-five percent of the volume of odorized
17 propane sold in this state, the ~~council~~ department shall, at
18 its own expense, arrange for a referendum to be conducted by
19 an independent auditing firm agreed upon by the retail propane
20 marketers, to determine whether the ~~council~~ activities of
21 the department under this chapter should be terminated or
22 suspended. Voting rights in the referendum shall be based
23 on the volume of odorized propane sold in this state by each
24 retail propane marketer during the previous calendar year.
25 Each retail propane marketer voting in the referendum shall
26 certify to the independent auditing firm the volume of odorized
27 propane sold by that person as represented by that person's
28 vote. Upon the approval of those retail propane marketers
29 representing more than one-half of the total volume of odorized
30 propane sold in this state, the ~~council~~ activities of the
31 department under this chapter shall be terminated or suspended
32 and the general assembly shall consider the repeal of this
33 chapter during its next regular session.

34 Sec. 192. Section 101C.6, Code 2024, is amended to read as
35 follows:

1 **101C.6 Compliance.**

2 The district court is vested with the jurisdiction
3 specifically to enforce [this chapter](#) and to prevent or restrain
4 any person from violating [this chapter](#). A successful action
5 for compliance brought under [this section](#) may also require
6 payment by the defendant of the costs incurred by the ~~council~~
7 department in bringing the action.

8 Sec. 193. Section 101C.7, Code 2024, is amended to read as
9 follows:

10 **101C.7 Lobbying restrictions.**

11 Moneys collected by the ~~council~~ department pursuant to
12 this chapter shall not be used in any manner for influencing
13 legislation or elections, except that the ~~council~~ department
14 may recommend changes in [this chapter](#) or other statutes that
15 would further the purposes of [this chapter](#) to the general
16 assembly.

17 Sec. 194. Section 101C.8, Code 2024, is amended to read as
18 follows:

19 **101C.8 Pricing.**

20 In all cases, the price of propane shall be determined by
21 market forces. Consistent with antitrust laws, the ~~council~~
22 department shall not take any action regarding, and this
23 chapter shall not be interpreted as establishing, an agreement
24 to pass along to consumers the cost of the assessment provided
25 for in [section 101C.4](#).

26 Sec. 195. Section 101C.10, Code 2024, is amended to read as
27 follows:

28 **101C.10 Bond.**

29 Any person occupying a position of trust under any provision
30 of [this chapter](#) shall provide a bond in an amount required by
31 the ~~council~~ department. The costs of obtaining the bond shall
32 be paid out of ~~council~~ department funds.

33 Sec. 196. Section 101C.11, Code 2024, is amended to read as
34 follows:

35 **101C.11 Report.**

1 The ~~council~~ department shall prepare and submit an annual
2 report to the fire marshal and the auditor of state summarizing
3 the activities of the ~~council~~ department conducted pursuant to
4 this chapter. The report shall show all income, expenses, and
5 other relevant information concerning assessments collected and
6 expended under **this chapter**. The report shall also include a
7 summary of energy efficiency programs as specified in section
8 101C.3, subsection 8, if developed by the ~~council~~ department.

9 Sec. 197. Section 103.1, subsection 2, Code 2024, is amended
10 to read as follows:

11 2. "*Board*" means the ~~electrical-examining board of building~~
12 and construction occupations created under ~~section 103.2~~
13 chapter 103A.

14 Sec. 198. Section 103A.3, subsection 1, Code 2024, is
15 amended to read as follows:

16 1. ~~"Board of review" or "board"~~ "*Board*" means the state
17 ~~building code board of review~~ building and construction
18 occupations created by **this chapter**.

19 Sec. 199. Section 103A.3, subsection 6, Code 2024, is
20 amended by striking the subsection.

21 Sec. 200. Section 103A.7, subsection 1, Code 2024, is
22 amended to read as follows:

23 1. The state building code commissioner with the approval
24 of the ~~advisory council~~ department is hereby empowered and
25 directed to formulate and adopt and from time to time amend
26 or revise and to promulgate, in conformity with and subject
27 to the conditions set forth in **this chapter**, reasonable rules
28 designed to establish minimum safeguards in the erection and
29 construction of buildings and structures, to protect the human
30 beings who live and work in them from fire and other hazards,
31 and to establish regulations to further protect the health,
32 safety, and welfare of the public.

33 Sec. 201. Section 103A.8A, Code 2024, is amended to read as
34 follows:

35 **103A.8A Energy conservation requirements.**

1 The state building code commissioner shall adopt as a part of
2 the state building code a requirement that new single-family
3 or two-family residential construction shall comply with
4 energy conservation requirements. The requirements adopted by
5 the commissioner shall be based upon a nationally recognized
6 standard or code for energy conservation. The requirements
7 shall only apply to single-family or two-family residential
8 construction commenced after the adoption of the requirements.
9 Notwithstanding any other provision of [this chapter](#) to the
10 contrary, the energy conservation requirements adopted by the
11 commissioner and approved by the ~~council~~ department shall apply
12 to new single-family or two-family residential construction
13 commenced on or after July 1, 2008, and shall supersede and
14 replace any minimum requirements for energy conservation
15 adopted or enacted by a governmental subdivision prior to that
16 date applicable to such construction. The state building code
17 commissioner may provide training to builders, contractors, and
18 other interested persons on the adopted energy conservation
19 requirements.

20 Sec. 202. Section 103A.10, subsection 5, Code 2024, is
21 amended to read as follows:

22 5. Notwithstanding any other provision of [this chapter](#) to
23 the contrary, the energy conservation requirements adopted
24 by the commissioner and approved by the ~~council~~ department
25 shall apply to all new construction commenced on or after
26 July 1, 2008, and shall supersede and replace any minimum
27 requirements for energy conservation adopted or enacted by the
28 governmental subdivision prior to that date and applicable to
29 such construction.

30 Sec. 203. Section 103A.11, subsection 4, Code 2024, is
31 amended to read as follows:

32 4. The provisions of [this section](#) shall not apply to any
33 rule relating solely to the internal operations of the office
34 of the commissioner ~~and council~~.

35 Sec. 204. Section 103A.15, unnumbered paragraph 1, Code

1 2024, is amended to read as follows:

2 ~~The commissioner shall establish a state building code board~~
3 ~~of review~~ board of building and construction occupations is
4 established.

5 Sec. 205. Section 103A.15, subsections 1 and 2, Code 2024,
6 are amended to read as follows:

7 1. The board shall be composed of ~~three~~ the following
8 ~~members of the council.~~ , appointed by the governor:

9 a. Two master electricians licensed pursuant to chapter 103,
10 one of whom shall be a member of a union and one of whom shall
11 not.

12 b. Two master plumbers licensed pursuant to chapter 105, one
13 of whom shall be a member of a union and one of whom shall not.

14 c. One master mechanical professional licensed pursuant to
15 chapter 105.

16 d. One electrical engineer.

17 e. One construction contractor registered pursuant to
18 chapter 91C.

19 2. Members of the board ~~of review~~ shall serve ~~at the~~
20 ~~pleasure of the commissioner~~ for a term of three years.

21 Sec. 206. Section 103A.17, subsections 7 and 8, Code 2024,
22 are amended to read as follows:

23 7. The decision of the board ~~of review~~ may be appealed
24 to the ~~advisory council~~ department by any party by filing a
25 petition with the ~~advisory council~~ department at any time
26 prior to the effective date of such decision. The ~~advisory~~
27 ~~council~~ department shall consider all questions of fact and
28 law involved and issue its decision pertaining to the same not
29 later than ten days after receipt of the appeal.

30 8. A record of all decisions of the board and ~~advisory~~
31 ~~council~~ department shall be properly indexed and filed in the
32 office of the commissioner, and shall be public records as
33 defined in [chapter 22](#).

34 Sec. 207. Section 103A.18, unnumbered paragraph 1, Code
35 2024, is amended to read as follows:

1 Judicial review of action of the commissioner, board of
2 review, or council department may be sought in accordance with
3 the terms of the Iowa administrative procedure Act, chapter
4 17A. Notwithstanding the terms of said Act:

5 Sec. 208. Section 103A.19, subsection 2, paragraph b, Code
6 2024, is amended to read as follows:

7 b. Require that the construction of any building or
8 structure shall be in accordance with the applicable provisions
9 of the state building code, subject, however, to the powers
10 granted to the board of review in section 103A.16.

11 Sec. 209. Section 103A.19, subsection 2, paragraph d,
12 subparagraph (2), Code 2024, is amended to read as follows:

13 (2) Every certificate of occupancy or use shall, until set
14 aside or vacated by the board of review, director, or a court
15 of competent jurisdiction, be binding and conclusive upon all
16 state and local agencies, as to all matters set forth and no
17 order, direction, or requirement at variance therewith shall be
18 made or issued by any other state or local agency.

19 Sec. 210. Section 103A.22, subsection 1, Code 2024, is
20 amended to read as follows:

21 1. Nothing in this chapter shall be construed as prohibiting
22 any governmental subdivision from adopting or enacting any
23 building regulations relating to any building or structure
24 within its limits, but a governmental subdivision in which
25 the state building code has been accepted and is applicable
26 shall not have the power to supersede, void, or repeal or make
27 more restrictive any of the provisions of this chapter or of
28 the rules adopted by the commissioner. This subsection shall
29 not apply to energy conservation requirements adopted by the
30 commissioner and approved by the council department pursuant
31 to section 103A.8A or 103A.10.

32 Sec. 211. Section 105.2, subsection 2, Code 2024, is amended
33 to read as follows:

34 2. "Board" means the ~~plumbing and mechanical systems~~
35 board of building and construction occupations as established

1 pursuant to ~~section 105.3~~ chapter 103A.

2 Sec. 212. Section 123.8, subsection 1, Code 2024, is amended
3 to read as follows:

4 1. The commission, in addition to the duties specifically
5 enumerated in this chapter, shall ~~act as a policy-making body~~
6 ~~under this chapter~~ and serve in an advisory capacity to the
7 director and department.

8 Sec. 213. Section 123.8, subsection 2, unnumbered paragraph
9 1, Code 2024, is amended to read as follows:

10 The commission may ~~review and affirm, reverse, or amend all~~
11 provide advice and make recommendations regarding the actions
12 of the director under this chapter, including but not limited
13 to the following instances:

14 Sec. 214. Section 123.10, unnumbered paragraph 1, Code
15 2024, is amended to read as follows:

16 The director, with the ~~approval~~ advice of the commission and
17 subject to chapter 17A, may adopt rules as necessary to carry
18 out this chapter. The director's authority under this chapter
19 extends to, but is not limited to, the following:

20 Sec. 215. Section 123.49, subsection 2, paragraph f,
21 subparagraph (4), Code 2024, is amended to read as follows:

22 (4) If a person employed under this paragraph reports an
23 incident of workplace harassment to the employer or if the
24 employer otherwise becomes aware of such an incident, the
25 employer shall report the incident to the employee's parent,
26 guardian, or legal custodian and to the Iowa office of civil
27 rights commission, which shall determine if any action is
28 necessary or appropriate under chapter 216.

29 Sec. 216. Section 124.551, subsection 1, Code 2024, is
30 amended to read as follows:

31 1. Contingent upon the receipt of funds pursuant to
32 section 124.557 sufficient to carry out the purposes of
33 this subchapter, the board, in conjunction with the advisory
34 ~~council~~ committee created in section 124.555, shall establish
35 and maintain an information program for drug prescribing and

1 dispensing.

2 Sec. 217. Section 124.553, subsection 1, paragraph b, Code
3 2024, is amended to read as follows:

4 *b.* An individual who requests the individual's own program
5 information in accordance with the procedure established in
6 rules of the board ~~and advisory council~~ adopted under section
7 124.554.

8 Sec. 218. Section 124.554, subsection 1, unnumbered
9 paragraph 1, Code 2024, is amended to read as follows:

10 The board ~~and advisory council~~ shall jointly adopt rules in
11 accordance with [chapter 17A](#) to carry out the purposes of, and
12 to enforce the provisions of, [this subchapter](#). The rules shall
13 include but not be limited to the development of procedures
14 relating to:

15 Sec. 219. Section 124.554, subsection 1, paragraphs f, g,
16 and h, Code 2024, are amended to read as follows:

17 *f.* Use by the board or advisory ~~council~~ committee of the
18 program request records required by section 124.553, subsection
19 2, to document and report statistical information.

20 *g.* Including all schedule II, schedule III, and schedule
21 IV controlled substances, schedule V controlled substances
22 including when dispensed by a pharmacist without a prescription
23 except for sales of pseudoephedrine that are reported to the
24 real-time electronic repository, opioid antagonists, and other
25 prescription substances that the advisory ~~council~~ committee and
26 board determine can be addictive or fatal if not taken under
27 the proper care and direction of a prescribing practitioner.

28 *h.* Access by a pharmacist or prescribing practitioner to
29 information in the program pursuant to a written agreement with
30 the board ~~and advisory council~~.

31 Sec. 220. Section 124.554, subsection 2, unnumbered
32 paragraph 1, Code 2024, is amended to read as follows:

33 Beginning February 1, 2021, and annually by February 1
34 thereafter, the board ~~and advisory council~~ shall present to the
35 general assembly and the governor a report prepared consistent

1 with [section 124.555, subsection 3](#), paragraph “d”, which shall
2 include but not be limited to the following:

3 Sec. 221. Section 124.554, subsection 2, paragraphs b and c,
4 Code 2024, are amended to read as follows:

5 b. Information from pharmacies, prescribing practitioners,
6 the board, the advisory ~~council~~ committee, and others regarding
7 the benefits or detriments of the program.

8 c. Information from pharmacies, prescribing practitioners,
9 the board, the advisory ~~council~~ committee, and others regarding
10 the board’s effectiveness in providing information from the
11 program.

12 Sec. 222. Section 124.554, subsection 3, paragraph a,
13 subparagraph (6), Code 2024, is amended to read as follows:

14 (6) Other pertinent information identified by the board and
15 ~~advisory council~~ by rule.

16 Sec. 223. Section 124.555, unnumbered paragraph 1, Code
17 2024, is amended to read as follows:

18 An advisory ~~council~~ committee shall be established to
19 ~~provide oversight to assist~~ the board and in the management of
20 the program and ~~to manage~~ program activities.

21 Sec. 224. Section 124.555, subsections 1 and 2, Code 2024,
22 are amended to read as follows:

23 1. The ~~council~~ committee shall consist of five members
24 appointed by the board. The members shall include at least
25 one ~~licensed pharmacist~~ prescribing practitioner licensed
26 by the board, one physician licensed under [chapter 148](#), one
27 prescribing practitioner licensed by the board of nursing, and
28 one ~~licensed prescribing practitioner who is not a physician,~~
29 ~~and other members as determined by the board~~ prescribing
30 practitioner licensed by the board of behavioral health
31 professionals. The board shall adopt rules in accordance with
32 chapter 17A on matters pertaining to the ~~council~~ committee
33 membership, including the terms of appointment and quorum.
34 The board shall solicit recommendations for ~~council~~ committee
35 members from ~~Iowa health professional licensing boards,~~

1 ~~associations, and societies~~ the board of medicine, board of
2 nursing, and board of behavioral health professionals. The
3 license of each member appointed to and serving on the advisory
4 ~~council~~ committee shall be current and in good standing with
5 the professional's licensing board.

6 2. The ~~council~~ committee shall advance the goals of the
7 program, which include identification of misuse and diversion
8 of controlled substances identified pursuant to section
9 124.554, subsection 1, paragraph "g", and enhancement of the
10 quality of health care delivery in this state.

11 Sec. 225. Section 124.555, subsection 3, unnumbered
12 paragraph 1, Code 2024, is amended to read as follows:

13 Duties of the ~~council~~ committee shall include but not be
14 limited to the following:

15 Sec. 226. Section 124.555, subsection 3, paragraph d, Code
16 2024, is amended to read as follows:

17 d. Making recommendations regarding the continued benefits
18 of maintaining the program in relationship to cost and other
19 burdens to the patient, prescribing practitioner, pharmacist,
20 and the board. The ~~council's~~ committee's recommendations shall
21 be included in reports required by section 124.554, subsection
22 2.

23 Sec. 227. Section 124.555, subsection 4, Code 2024, is
24 amended to read as follows:

25 4. Members of the advisory ~~council~~ committee shall
26 be eligible to request and receive actual expenses for
27 their duties as members of the advisory ~~council~~ committee,
28 subject to reimbursement limits imposed by the department of
29 administrative services, and shall also be eligible to receive
30 a per diem compensation as provided in section 7E.6, subsection
31 1.

32 Sec. 228. Section 124.556, Code 2024, is amended to read as
33 follows:

34 **124.556 Education and treatment.**

35 The program shall include education initiatives and outreach

1 to consumers, prescribing practitioners, and pharmacists, and
2 shall also include assistance for identifying substance use
3 disorder treatment programs and providers. The program shall
4 also include educational updates and information on general
5 patient risk factors for prescribing practitioners. The board
6 ~~and advisory council~~ shall adopt rules, as provided under
7 section 124.554, to implement [this section](#).

8 Sec. 229. Section 135.11, subsection 22, Code 2024, is
9 amended to read as follows:

10 22. ~~In consultation with the advisory committee for~~
11 ~~perinatal guidelines, develop~~ Develop and maintain the
12 statewide perinatal program based on the recommendations of
13 the American academy of pediatrics and the American college
14 of obstetricians and gynecologists contained in the most
15 recent edition of the guidelines for perinatal care, and
16 adopt rules in accordance with [chapter 17A](#) to implement those
17 recommendations. Hospitals within the state shall determine
18 whether to participate in the statewide perinatal program,
19 and select the hospital's level of participation in the
20 program. A hospital having determined to participate in the
21 program shall comply with the guidelines appropriate to the
22 level of participation selected by the hospital. Perinatal
23 program surveys and reports are privileged and confidential
24 and are not subject to discovery, subpoena, or other means
25 of legal compulsion for their release to a person other than
26 the affected hospital, and are not admissible in evidence in a
27 judicial or administrative proceeding other than a proceeding
28 involving verification of the participating hospital under this
29 subsection.

30 Sec. 230. Section 135.24, subsection 2, paragraph a, Code
31 2024, is amended to read as follows:

32 a. Procedures for registration of health care providers
33 deemed qualified by the board of medicine, the board of
34 physician assistants, the dental board, the board of nursing,
35 the board of chiropractic, the board of ~~psychology, the~~

1 ~~board of social work, the board of behavioral science health~~
2 professionals, the board of pharmacy, the board of optometry,
3 the board of podiatry, the board of physical and occupational
4 therapy, the board of respiratory care and polysomnography,
5 and the department of inspections, appeals, and licensing, as
6 applicable.

7 Sec. 231. Section 135.43, subsections 1 and 2, Code 2024,
8 are amended to read as follows:

9 1. ~~An Iowa child death~~ A state mortality review team
10 committee is established in the department. The department
11 shall provide staffing and administrative support to the ~~team~~
12 committee.

13 2. The membership of the review ~~team~~ committee is subject
14 to the provisions of [sections 69.16](#) and [69.16A](#), relating
15 to political affiliation and gender balance. Review ~~team~~
16 committee members who are not designated by another appointing
17 authority shall be appointed by the director. Membership terms
18 shall be for three years. A membership vacancy shall be filled
19 in the same manner as the original appointment. The review
20 ~~team~~ committee shall elect a chairperson and other officers
21 as deemed necessary by the review ~~team~~ committee. The review
22 ~~team~~ committee shall meet upon the call of the director or
23 as determined by the review ~~team~~ committee. The review ~~team~~
24 committee shall include the following:

25 a. The state medical examiner or the state medical
26 examiner's designee.

27 ~~b. A certified or licensed professional who is knowledgeable~~
28 ~~concerning sudden infant death syndrome.~~

29 ~~c. A pediatrician who is knowledgeable concerning deaths of~~
30 ~~children.~~

31 ~~d. A family practice physician who is knowledgeable~~
32 ~~concerning deaths of children.~~

33 ~~e. One mental health professional who is knowledgeable~~
34 ~~concerning deaths of children.~~

35 ~~f. One social worker who is knowledgeable concerning deaths~~

1 ~~of children.~~

2 ~~g. A certified or licensed professional who is knowledgeable~~
3 ~~concerning domestic violence.~~

4 ~~h. A professional who is knowledgeable concerning substance~~
5 ~~use disorder.~~

6 ~~i. A local law enforcement official.~~

7 ~~j. A county attorney.~~

8 ~~k. An emergency room nurse who is knowledgeable concerning~~
9 ~~the deaths of children.~~

10 ~~l. A perinatal expert.~~

11 ~~m. A representative of the health insurance industry.~~

12 ~~n. One other member who is appointed at large.~~

13 b. A licensed physician knowledgeable concerning the causes
14 of death.

15 c. A certified or licensed professional knowledgeable
16 regarding substance use disorder.

17 d. An attorney experienced in prosecuting domestic abuse
18 cases.

19 e. An expert in unexpected or unexplained infant deaths.

20 f. A clerk of a district court, to be appointed by the chief
21 justice of the supreme court.

22 g. A judicial officer, to be appointed by the chief justice
23 of the supreme court.

24 h. A local law enforcement official.

25 i. A social worker knowledgeable about deaths of children.

26 j. Additional members as determined by the director.

27 Sec. 232. Section 135.43, subsection 3, unnumbered
28 paragraph 1, Code 2024, is amended to read as follows:

29 The review ~~team~~ committee shall perform the following
30 duties:

31 Sec. 233. Section 135.43, subsection 3, paragraphs a, c, e,
32 f, and g, Code 2024, are amended to read as follows:

33 a. Collect, review, and analyze child death certificates and
34 child death data, including patient records or other pertinent
35 confidential information concerning the deaths of children

1 under age eighteen, and other information as the review ~~team~~
2 committee deems appropriate for use in preparing an annual
3 report to the governor and the general assembly concerning the
4 causes and manner of child deaths. The report shall include
5 analysis of factual information obtained through review and
6 recommendations regarding prevention of child deaths.

7 *c.* Recommend to the agencies represented on the review ~~team~~
8 committee changes which may prevent child deaths.

9 *e.* Recommend to the department, appropriate law enforcement
10 agencies, and any other person involved with child protection,
11 interventions that may prevent harm to a child who is related
12 to or is living in the same home as a child whose case is
13 reviewed by the ~~team~~ committee.

14 *f.* If the sharing of information is necessary to assist in
15 or initiate a child death investigation or criminal prosecution
16 and the office or agency receiving the information does not
17 otherwise have access to the information, share information
18 possessed by the review ~~team~~ committee with the office of the
19 attorney general, a county attorney's office, or an appropriate
20 law enforcement agency. The office or agency receiving
21 the information shall maintain the confidentiality of the
22 information in accordance with [this section](#). Unauthorized
23 release or disclosure of the information received is subject to
24 penalty as provided in [this section](#).

25 *g.* In order to assist the department in performing the
26 department's duties, if the department does not otherwise have
27 access to the information, share information possessed by the
28 review ~~team~~ committee. The recipient of the information shall
29 maintain the confidentiality of the information in accordance
30 with [this section](#). Unauthorized release or disclosure of the
31 information received is subject to penalty as provided in this
32 section.

33 Sec. 234. Section 135.43, subsection 4, unnumbered
34 paragraph 1, Code 2024, is amended to read as follows:

35 The department shall develop protocols for a ~~child fatality~~

1 ~~review committee, to be appointed by the director on an ad hoc~~
2 ~~basis, the state mortality review committee~~ to immediately
3 review the child abuse assessments which involve the fatality
4 of a child under age eighteen. ~~The director shall appoint a~~
5 ~~medical examiner, a pediatrician, and a person involved with~~
6 ~~law enforcement to the committee.~~

7 Sec. 235. Section 135.43, subsection 4, paragraph a, Code
8 2024, is amended to read as follows:

9 a. The purpose of the review shall be to determine whether
10 the department and others involved with the case of child abuse
11 responded appropriately. The protocols shall provide for
12 the committee to consult with any multidisciplinary team, as
13 defined in [section 235A.13](#), that is operating in the area in
14 which the fatality occurred. The protocols shall also ensure
15 that a member of the ~~child fatality review~~ committee does not
16 have a conflict of interest regarding the child fatality under
17 review.

18 Sec. 236. Section 135.43, subsection 5, paragraph a,
19 unnumbered paragraph 1, Code 2024, is amended to read as
20 follows:

21 The following individuals shall designate a liaison
22 to assist the review ~~team~~ committee in fulfilling its
23 responsibilities:

24 Sec. 237. Section 135.43, subsection 5, paragraph b, Code
25 2024, is amended to read as follows:

26 b. In addition, the department shall designate a liaison
27 from the public at large to assist the review ~~team~~ committee in
28 fulfilling its responsibilities.

29 Sec. 238. Section 135.43, subsections 6, 7, and 8, Code
30 2024, are amended to read as follows:

31 6. The review ~~team~~ committee may establish subcommittees to
32 which the ~~team~~ committee may delegate some or all of the ~~team's~~
33 committee's responsibilities under [subsection 3](#).

34 7. a. The department shall adopt rules providing for
35 disclosure of information which is confidential under chapter

1 22 or any other provision of state law, to the review ~~team~~
2 committee for purposes of performing its child death and child
3 abuse review responsibilities.

4 **b.** A person in possession or control of medical,
5 investigative, assessment, or other information pertaining to a
6 child death and child abuse review shall allow the inspection
7 and reproduction of the information by the department
8 upon the request of the department, to be used only in the
9 administration and for the duties of the ~~Iowa child death~~
10 state mortality review team committee. Except as provided
11 for a report on a child fatality by an ~~ad hoc child fatality~~
12 review the committee under [subsection 4](#), information and
13 records produced under [this section](#) which are confidential
14 under [section 22.7](#) and [chapter 235A](#), and information or records
15 received from the confidential records, remain confidential
16 under [this section](#). A person does not incur legal liability by
17 reason of releasing information to the department as required
18 under and in compliance with [this section](#).

19 **8.** Review ~~team~~ committee members and their agents are immune
20 from any liability, civil or criminal, which might otherwise
21 be incurred or imposed as a result of any act, omission,
22 proceeding, decision, or determination undertaken or performed,
23 or recommendation made as a review ~~team~~ committee member or
24 agent provided that the review ~~team~~ committee members or agents
25 acted in good faith and without malice in carrying out their
26 official duties in their official capacity. The department
27 shall adopt rules pursuant to [chapter 17A](#) to administer
28 this subsection. A complainant bears the burden of proof in
29 establishing malice or lack of good faith in an action brought
30 against review ~~team~~ committee members involving the performance
31 of their duties and powers under [this section](#).

32 Sec. 239. Section 135.108, Code 2024, is amended by adding
33 the following new subsection:

34 NEW SUBSECTION. 01. "*Committee*" or "*review committee*" means
35 the state mortality review committee established in section

1 135.43.

2 Sec. 240. Section 135.108, subsection 4, Code 2024, is
3 amended by striking the subsection.

4 Sec. 241. Section 135.110, subsection 1, unnumbered
5 paragraph 1, Code 2024, is amended to read as follows:

6 The review ~~team~~ committee shall perform the following
7 duties:

8 Sec. 242. Section 135.110, subsection 1, paragraphs b and c,
9 Code 2024, are amended to read as follows:

10 *b.* Advise and consult ~~the agencies represented on the team~~
11 ~~and other~~ state agencies regarding program and regulatory
12 changes that may prevent domestic abuse deaths.

13 *c.* Develop protocols for domestic abuse death investigations
14 and ~~team~~ committee review.

15 Sec. 243. Section 135.110, subsections 2, 3, 4, 5, and 6,
16 Code 2024, are amended to read as follows:

17 2. In performing duties pursuant to [subsection 1](#), the
18 review ~~team~~ committee shall review the relationship between the
19 decedent victim and the alleged or convicted perpetrator from
20 the point where the abuse allegedly began, until the domestic
21 abuse death occurred, and shall review all relevant documents
22 pertaining to the relationship between the parties, including
23 but not limited to protective orders and dissolution, custody,
24 and support agreements and related court records, in order to
25 ascertain whether a correlation exists between certain events
26 in the relationship and any escalation of abuse, and whether
27 patterns can be established regarding such events in relation
28 to domestic abuse deaths in general. The review ~~team~~ committee
29 shall consider such conclusions in making recommendations
30 pursuant to [subsection 1](#).

31 3. The ~~team~~ committee shall meet upon the call of the
32 chairperson, upon the request of a state agency, or as
33 determined by a majority of the ~~team~~ committee.

34 4. The ~~team~~ committee shall annually elect a chairperson and
35 other officers as deemed necessary by the ~~team~~ committee.

1 5. The ~~team~~ committee may establish ~~committees~~
2 subcommittees or panels to whom the ~~team~~ committee may assign
3 some or all of the ~~team's~~ committee's responsibilities.

4 6. Members of the ~~team~~ committee who are currently
5 practicing attorneys or current employees of the judicial
6 branch of state government shall not participate in the
7 following:

8 a. An investigation by the ~~team~~ committee that involves a
9 case in which the ~~team~~ committee member is presently involved
10 in the member's professional capacity.

11 b. Development of protocols by the ~~team~~ committee for
12 domestic abuse death investigations and ~~team~~ committee review.

13 c. Development of regulatory changes related to domestic
14 abuse deaths.

15 Sec. 244. Section 135.111, subsection 1, Code 2024, is
16 amended to read as follows:

17 1. A person in possession or control of medical,
18 investigative, or other information pertaining to a domestic
19 abuse death and related incidents and events preceding the
20 domestic abuse death, shall allow for the inspection and review
21 of written or photographic information related to the death,
22 whether the information is confidential or public in nature, by
23 the department upon the request of the department and the ~~team~~
24 committee, to be used only in the administration and for the
25 official duties of the ~~team~~ committee. Information and records
26 produced under [this section](#) that are confidential under the law
27 of this state or under federal law, or because of any legally
28 recognized privilege, and information or records received
29 from the confidential records, remain confidential under this
30 section.

31 Sec. 245. Section 135.112, Code 2024, is amended to read as
32 follows:

33 **135.112 Rulemaking.**

34 The department shall adopt rules pursuant to [chapter 17A](#)
35 relating to the administration of the ~~domestic abuse death~~

1 ~~review team~~ committee and [sections 135.108 through 135.111](#).

2 Sec. 246. Section 147.1, subsection 6, Code 2024, is amended
3 to read as follows:

4 6. "*Profession*" means medicine and surgery, podiatry,
5 osteopathic medicine and surgery, genetic counseling, practice
6 as a physician assistant, psychology, chiropractic, nursing,
7 dentistry, dental hygiene, dental assisting, optometry, speech
8 pathology, audiology, pharmacy, physical therapy, physical
9 therapist assisting, occupational therapy, occupational therapy
10 assisting, respiratory care, cosmetology arts and sciences,
11 barbering, mortuary science, applied behavior analysis, marital
12 and family therapy, mental health counseling, midwifery,
13 polysomnography, social work, ~~dietetics~~, massage therapy,
14 athletic training, acupuncture, nursing home administration,
15 practice as a hearing aid specialist, sign language
16 interpreting or transliterating, orthotics, prosthetics, or
17 pedorthics.

18 Sec. 247. Section 147.2, subsection 1, Code 2024, is amended
19 to read as follows:

20 1. A person shall not engage in the practice of medicine
21 and surgery, podiatry, osteopathic medicine and surgery,
22 genetic counseling, psychology, chiropractic, physical
23 therapy, physical therapist assisting, nursing, dentistry,
24 dental hygiene, dental assisting, optometry, speech pathology,
25 audiology, occupational therapy, occupational therapy
26 assisting, orthotics, prosthetics, pedorthics, respiratory
27 care, pharmacy, cosmetology arts and sciences, barbering,
28 social work, ~~dietetics~~, applied behavior analysis, marital
29 and family therapy or mental health counseling, massage
30 therapy, mortuary science, polysomnography, athletic training,
31 acupuncture, nursing home administration, or sign language
32 interpreting or transliterating, or shall not practice as a
33 physician assistant or a hearing aid specialist, unless the
34 person has obtained a license for that purpose from the board
35 for the profession.

1 Sec. 248. Section 147.13, subsection 3, Code 2024, is
2 amended to read as follows:

3 3. For psychology, social work, applied behavior analysis,
4 marital and family therapy, and mental health counseling, the
5 board of ~~psychology~~ behavioral health professionals.

6 Sec. 249. Section 147.13, subsections 14, 15, 16, and 21,
7 Code 2024, are amended by striking the subsections.

8 Sec. 250. Section 147.14, subsection 1, paragraphs a, b, c,
9 d, e, f, n, and s, Code 2024, are amended to read as follows:

10 a. For medicine, ~~five~~ three members licensed to practice
11 medicine and surgery, ~~two members~~ one member licensed to
12 practice osteopathic medicine and surgery, and three members
13 not licensed to practice either medicine and surgery or
14 osteopathic medicine and surgery, and who shall represent the
15 general public.

16 b. For nursing, ~~four~~ three registered nurses, ~~two~~ one of
17 whom shall be actively engaged in practice, ~~two~~ one of whom
18 shall be a nurse educators educator from a nursing education
19 programs; ~~of these, one in higher education and one in area~~
20 ~~community and vocational-technical registered nurse education~~
21 program; one licensed practical nurse actively engaged in
22 practice; and ~~two members~~ one member who is not a registered
23 ~~nurses~~ nurse or licensed practical ~~nurses~~ nurse and who
24 shall represent the general public. The ~~representatives~~
25 representative of the general public shall not be ~~members~~ a
26 member of a health care delivery systems system.

27 c. For dentistry, ~~five~~ four members licensed to practice
28 dentistry, two members licensed to practice dental hygiene, and
29 ~~two members~~ one member not licensed to practice dentistry or
30 dental hygiene and who shall represent the general public. The
31 ~~two dental hygienist board members and one dentist board member~~
32 ~~shall constitute a dental hygiene committee of the board as~~
33 ~~provided in section 153.33A.~~

34 d. For pharmacy, ~~five~~ four members licensed to practice
35 pharmacy, one member registered as a certified pharmacy

1 technician as defined by the board by rule, and ~~two members~~
2 one member who ~~are~~ is not licensed to practice pharmacy or
3 registered as a certified pharmacy technician and who shall
4 represent the general public.

5 e. For optometry, ~~five~~ four members licensed to practice
6 optometry and ~~two members~~ one member who ~~are~~ is not licensed to
7 practice optometry and who shall represent the general public.

8 f. For ~~psychology~~ behavioral health professionals, ~~five~~ two
9 members who are licensed to practice psychology, two members
10 who are licensed to practice social work as a master social
11 worker or independent social worker, one member licensed to
12 practice marital and family therapy, one member licensed to
13 practice mental health counseling, and ~~two members~~ one member
14 not licensed to practice psychology, social work, marital and
15 family therapy, or mental health counseling and who shall
16 represent the general public. ~~Of the five members who are~~
17 ~~licensed to practice psychology, one member shall be primarily~~
18 ~~engaged in graduate teaching in psychology or primarily engaged~~
19 ~~in research psychology, three members shall be persons who~~
20 ~~render services in psychology, and one member shall represent~~
21 ~~areas of applied psychology and may be affiliated with training~~
22 ~~institutions and shall devote a major part of the member's time~~
23 ~~to rendering service in psychology.~~

24 n. For mortuary science, ~~four~~ three members licensed to
25 practice mortuary science, one member owning, operating,
26 or employed by a crematory, and ~~two members~~ one member not
27 licensed to practice mortuary science and not a crematory
28 owner, operator, or employee who shall represent the general
29 public.

30 s. For sign language interpreting and transliterating,
31 ~~four~~ three members licensed to practice interpreting and
32 transliterating, ~~three~~ two of whom shall be practicing
33 interpreters and transliterators at the time of appointment
34 to the board and at least one of whom is employed in an
35 educational setting; and ~~three~~ two members who are consumers of

1 interpreting or transliterating services as defined in section
2 154E.1, each of whom shall be deaf or hard of hearing.

3 Sec. 251. Section 147.14, subsection 1, paragraphs j, l, r,
4 and t, Code 2024, are amended by striking the paragraphs.

5 Sec. 252. Section 147.107, subsection 2, paragraph a, Code
6 2024, is amended to read as follows:

7 a. A prescriber who dispenses prescription drugs, including
8 but not limited to controlled substances, for human use, may
9 delegate nonjudgmental dispensing functions to staff assistants
10 only when verification of the accuracy and completeness
11 of the dispensing is determined by the practitioner in the
12 practitioner's physical presence. However, the physical
13 presence requirement does not apply when a practitioner is
14 utilizing an automated dispensing system. When using an
15 automated dispensing system, the practitioner shall utilize an
16 internal quality control assurance plan that ensures accuracy
17 for dispensing. Verification of automated dispensing accuracy
18 and completeness remains the responsibility of the practitioner
19 and shall be determined in accordance with rules adopted by the
20 board of medicine, the dental board, the board of podiatry, and
21 the board of ~~psychology~~ behavioral health professionals for
22 their respective licensees.

23 Sec. 253. Section 147.161, subsection 1, paragraph b,
24 subparagraph (2), Code 2024, is amended to read as follows:

25 (2) Licensed master social workers with a current and
26 active supervision plan on file with the board of ~~social work~~
27 behavioral health professionals.

28 Sec. 254. Section 148.2A, subsection 2, unnumbered
29 paragraph 1, Code 2024, is amended to read as follows:

30 Notwithstanding [sections 17A.11](#), [69.16](#), [69.16A](#), [147.12](#),
31 [147.14](#), and [147.19](#), the board may have a pool of up to ~~ten~~ three
32 alternate members, including members licensed to practice under
33 this chapter and members not licensed to practice under this
34 chapter, to substitute for board members who are disqualified
35 or become unavailable for any other reason for contested case

1 hearings.

2 Sec. 255. Section 148.2A, subsection 2, paragraph a, Code
3 2024, is amended to read as follows:

4 a. The board may recommend, subject to approval by
5 the governor, up to ~~ten~~ three people to serve in a pool of
6 alternate members.

7 Sec. 256. Section 148.13A, unnumbered paragraph 1, Code
8 2024, is amended to read as follows:

9 The board of medicine shall, in consultation with the board
10 of ~~psychology~~ behavioral health professionals, establish by
11 rule all of the following:

12 Sec. 257. Section 148.13B, subsection 1, unnumbered
13 paragraph 1, Code 2024, is amended to read as follows:

14 The board of medicine and the board of ~~psychology~~ behavioral
15 health professionals shall adopt joint rules in regard to the
16 following:

17 Sec. 258. Section 148.13B, subsection 3, Code 2024, is
18 amended to read as follows:

19 3. The joint rules, and any amendments thereto, adopted by
20 the board of medicine and the board of ~~psychology~~ behavioral
21 health professionals pursuant to [this section](#) and section
22 154B.14 shall only be adopted by agreement of both boards
23 through a joint rule-making process.

24 Sec. 259. Section 152A.1, subsection 1, Code 2024, is
25 amended by striking the subsection and inserting in lieu
26 thereof the following:

27 1. "*Department*" means the department of inspections,
28 appeals, and licensing.

29 Sec. 260. Section 152A.1, subsection 2, Code 2024, is
30 amended to read as follows:

31 2. "~~Licensed dietitian~~" or "~~dietitian~~" "Dietitian" means
32 a person ~~who holds a valid license~~ registered to practice
33 dietetics pursuant to [this chapter](#).

34 Sec. 261. Section 152A.2, Code 2024, is amended to read as
35 follows:

1 **152A.2 License Registration requirements.**

2 ~~1. An applicant shall be issued a license to practice~~
3 ~~dietetics registered as a dietitian by the board department~~
4 ~~when the applicant satisfies all of the following:~~

5 ~~a. Possesses a baccalaureate degree or postbaccalaureate~~
6 ~~degree with a major course of study in human nutrition, food~~
7 ~~and nutrition, dietetics, or food systems management, or in an~~
8 ~~equivalent major course of study which meets minimum academic~~
9 ~~requirements as established by the accreditation council~~
10 ~~for education in nutrition and dietetics of the academy of~~
11 ~~nutrition and dietetics and approved by the board.~~

12 ~~b. Completes an accredited competency-based supervised~~
13 ~~experience program approved by the accreditation council~~
14 ~~for education in nutrition and dietetics of the academy of~~
15 ~~nutrition and dietetics and approved by the board.~~

16 ~~c. Satisfactorily completes the commission on dietetic~~
17 ~~registration of the academy of nutrition and dietetics~~
18 ~~examination approved by the board.~~

19 ~~2. Renewal of a license granted under [this chapter](#) shall~~
20 ~~not be approved unless the applicant has satisfactorily~~
21 ~~completed the continuing education requirements for the license~~
22 ~~as prescribed by the board presents proof that the applicant~~
23 ~~holds a valid credential issued by the academy of nutrition and~~
24 ~~dietetics.~~

25 Sec. 262. Section 154A.1, subsection 1, Code 2024, is
26 amended by striking the subsection.

27 Sec. 263. Section 154A.1, subsection 6, Code 2024, is
28 amended to read as follows:

29 6. "*Hearing aid specialist*" means any person engaged in the
30 fitting, dispensing, and sale of hearing aids and providing
31 hearing aid services or maintenance, by means of procedures
32 stipulated by [this chapter](#) or the board department.

33 Sec. 264. Section 154A.10, subsection 3, Code 2024, is
34 amended to read as follows:

35 3. Pays the necessary fees set by the board department.

1 Sec. 265. Section 154A.12, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. The ~~board~~ department shall not require the applicant to
4 possess the degree of professional competence normally expected
5 of physicians.

6 Sec. 266. Section 154A.13, Code 2024, is amended to read as
7 follows:

8 **154A.13 Temporary permit.**

9 A person who has not been licensed as a hearing aid
10 specialist may obtain a temporary permit from the department
11 upon completion of the application accompanied by the written
12 verification of employment from a licensed hearing aid
13 specialist. The department shall issue a temporary permit for
14 one year which shall not be renewed or reissued. The fee for
15 issuance of the temporary permit shall be set by the ~~board~~
16 department in accordance with the provisions for establishment
17 of fees by boards in [section 147.80](#). The temporary permit
18 entitles an applicant to engage in the fitting or selection and
19 sale of hearing aids under the supervision of a person holding
20 a valid license.

21 Sec. 267. Section 154A.19, subsection 1, Code 2024, is
22 amended to read as follows:

23 1. [This chapter](#) shall not prohibit a corporation,
24 partnership, trust, association, or other organization
25 maintaining an established business address from engaging in
26 the business of selling or offering for sale hearing aids at
27 retail without a license if it employs only licensed hearing
28 aid specialists in the direct fitting or selection and sale
29 of hearing aids. Such an organization shall file annually
30 with the ~~board~~ department a list of all licensed hearing aid
31 specialists and persons holding temporary permits directly
32 or indirectly employed by it. Such an organization shall
33 also file with the ~~board~~ department a statement on a form
34 approved by the ~~board~~ department that the organization submits
35 itself to the rules and regulations of the ~~board~~ department

1 and the provisions of **this chapter** which the department deems
2 applicable.

3 Sec. 268. Section 154A.19, Code 2024, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 4. This chapter shall not apply to a person
6 who engages in practices covered by this chapter if the person
7 is licensed as an audiologist pursuant to chapter 154F.

8 Sec. 269. Section 154A.23, Code 2024, is amended to read as
9 follows:

10 **154A.23 Disciplinary orders — attorney general.**

11 The ~~board~~ department shall forward a copy of all final
12 disciplinary orders, with associated complaints, to the
13 attorney general for consideration for prosecution or
14 enforcement when warranted. The attorney general and all
15 county attorneys shall assist ~~the board~~ and the department in
16 the enforcement of the provisions of **this chapter**.

17 Sec. 270. Section 154A.24, unnumbered paragraph 1, Code
18 2024, is amended to read as follows:

19 The ~~board~~ department may revoke or suspend a license or
20 temporary permit permanently or for a fixed period for any of
21 the following causes:

22 Sec. 271. Section 154A.24, subsection 2, paragraphs e and s,
23 Code 2024, are amended to read as follows:

24 e. Representing that the service or advice of a person
25 licensed to practice medicine, or one who is certificated as
26 a clinical audiologist by the board of speech pathology and
27 audiology or its equivalent, will be used or made available in
28 the fitting or selection, adjustment, maintenance, or repair
29 of hearing aids when that is not true, or using the words
30 "doctor", "clinic", "clinical audiologist", "state approved",
31 or similar words, abbreviations, or symbols which tend to
32 connote the medical or other professions, except where the
33 title "certified hearing aid audiologist" has been granted
34 by the national hearing aid society, or that the hearing aid
35 specialist has been recommended by this state or the ~~board~~

1 department when such is not accurate.

2 *s.* Such other acts or omissions as the ~~board~~ department may
3 determine to be unethical conduct.

4 Sec. 272. Section 154B.1, subsections 1 and 5, Code 2024,
5 are amended to read as follows:

6 1. "*Board*" means the board of ~~psychology~~ behavioral health
7 professionals created under [chapter 147](#).

8 5. "*Physician*" means a person licensed to practice medicine
9 and surgery or osteopathic medicine and surgery in this state
10 in family medicine, internal medicine, pediatrics, psychiatry,
11 or another specialty who prescribes medications for the
12 treatment of a mental disorder to patients in the normal course
13 of the person's clinical medical practice pursuant to joint
14 rules adopted by the board of ~~psychology~~ behavioral health
15 professionals and the board of medicine.

16 Sec. 273. Section 154B.9, subsection 3, Code 2024, is
17 amended to read as follows:

18 3. A prescribing psychologist may prescribe psychotropic
19 medication pursuant to joint rules adopted by the board of
20 ~~psychology~~ behavioral health professionals and the board of
21 medicine and the provisions of [this chapter](#).

22 Sec. 274. Section 154B.10, subsection 1, paragraphs b, c, d,
23 e, and g, Code 2024, are amended to read as follows:

24 *b.* Completed pharmacological training from an institution
25 approved by the board of ~~psychology~~ behavioral health
26 professionals and the board of medicine or from a provider
27 of continuing education approved by the board of ~~psychology~~
28 behavioral health professionals and the board of medicine
29 pursuant to joint rules adopted by both boards.

30 *c.* Passed a national certification examination approved by
31 the board of ~~psychology~~ behavioral health professionals and
32 the board of medicine that tested the applicant's knowledge of
33 pharmacology in the diagnosis, care, and treatment of mental
34 disorders.

35 *d.* Successfully completed a postdoctoral master of science

1 degree in clinical psychopharmacology approved by the board of
2 psychology behavioral health professionals and the board of
3 medicine pursuant to joint rules adopted by both boards. The
4 program shall at a minimum include coursework in neuroscience,
5 pharmacology, psychopharmacology, physiology, and appropriate
6 and relevant physical and laboratory assessments.

7 *e.* Has been certified by the applicant's supervising
8 physician as having successfully completed a supervised
9 and relevant clinical experience in clinical assessment and
10 pathophysiology and an additional supervised practicum treating
11 patients with mental disorders. The practica shall have been
12 supervised by a trained physician. The board of psychology
13 behavioral health professionals and the board of medicine,
14 pursuant to joint rules adopted by the boards, shall determine
15 sufficient practica to competently train the applicant in the
16 treatment of a diverse patient population.

17 *g.* Meets all other requirements, as determined by joint
18 rules adopted by the board of psychology behavioral health
19 professionals and the board of medicine, for obtaining a
20 conditional prescription certificate.

21 Sec. 275. Section 154B.10, subsection 3, paragraph d, Code
22 2024, is amended to read as follows:

23 *d.* Any other rules adopted jointly by the board of
24 psychology behavioral health professionals and the board of
25 medicine.

26 Sec. 276. Section 154B.11, subsection 1, paragraph d, Code
27 2024, is amended to read as follows:

28 *d.* Meets all other requirements, as determined by rules
29 adopted by the board, for obtaining a prescription certificate,
30 including joint rules adopted by the board of psychology
31 behavioral health professionals and the board of medicine.

32 Sec. 277. Section 154B.11, subsection 2, paragraph d, Code
33 2024, is amended to read as follows:

34 *d.* Any other rules adopted jointly by the board of
35 psychology behavioral health professionals and the board of

1 medicine.

2 Sec. 278. Section 154B.12, subsection 1, Code 2024, is
3 amended to read as follows:

4 1. A prescribing psychologist or a psychologist with
5 a conditional prescription certificate may administer and
6 prescribe psychotropic medication within the scope of the
7 psychologist's profession, including the ordering and review
8 of laboratory tests in conjunction with the prescription, for
9 the treatment of mental disorders. Such prescribing practices
10 shall be governed by joint rules adopted by the board of
11 psychology behavioral health professionals and the board of
12 medicine.

13 Sec. 279. Section 154B.14, subsection 1, unnumbered
14 paragraph 1, Code 2024, is amended to read as follows:

15 The board of psychology behavioral health professionals and
16 the board of medicine shall adopt joint rules in regard to the
17 following:

18 Sec. 280. Section 154B.14, subsections 2 and 3, Code 2024,
19 are amended to read as follows:

20 2. The board of psychology behavioral health professionals
21 shall consult with the university of Iowa Carver college of
22 medicine and clinical and counseling psychology doctoral
23 programs at regents institutions in the development of the
24 rules pertaining to education and training requirements in
25 sections 154B.10 and [154B.11](#).

26 3. The joint rules, and any amendments thereto, adopted by
27 the board of psychology behavioral health professionals and the
28 board of medicine pursuant to [this section](#) and [section 148.13B](#)
29 shall only be adopted by agreement of both boards through a
30 joint rule-making process.

31 Sec. 281. Section 154C.1, subsection 1, Code 2024, is
32 amended to read as follows:

33 1. "Board" means the board of ~~social work~~ behavioral health
34 professionals established in [chapter 147](#).

35 Sec. 282. Section 154D.1, subsection 1, Code 2024, is

1 amended to read as follows:

2 1. "*Board*" means the board of ~~behavioral science~~ behavioral
3 health professionals established in chapter 147.

4 Sec. 283. Section 161A.3, Code 2024, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 12A. "*Secretary*" means the secretary of
7 agriculture.

8 Sec. 284. Section 161A.4, subsection 1, Code 2024, is
9 amended to read as follows:

10 1. The division of soil conservation and water quality
11 created within the department pursuant to section 159.5
12 shall perform the functions conferred upon it in this chapter
13 and chapters 161C, 161E, 161F, 207, and 208. The division
14 shall be administered in accordance with the policies of the
15 committee, which shall advise the division and ~~which shall~~
16 ~~approve administrative rules proposed by the division for~~
17 the administration of this chapter and chapters 161C, 161E,
18 161F, 207, and 208 ~~before the rules are adopted pursuant to~~
19 section 17A.5. ~~If a difference exists between the committee~~
20 ~~and secretary regarding the content of a proposed rule, the~~
21 ~~secretary shall notify the chairperson of the committee of~~
22 ~~the difference within thirty days from the committee's action~~
23 ~~on the rule. The secretary and the committee shall meet to~~
24 ~~resolve the difference within thirty days after the secretary~~
25 ~~provides the committee with notice of the difference.~~

26 Sec. 285. Section 161A.4, subsection 6, Code 2024, is
27 amended to read as follows:

28 6. *a.* The committee may ~~perform acts, hold public hearings,~~
29 ~~and propose and approve~~ provide advice and recommendations on
30 the adoption of rules pursuant to chapter 17A by the secretary
31 and department as necessary for the execution of its their
32 functions.

33 *b.* The committee shall recommend to the secretary each year
34 a budget for the division. The secretary, at the earliest
35 opportunity and prior to formulating a budget, shall meet with

1 representatives of the committee to discuss the committee's
2 recommendation. The secretary shall have the authority to set
3 the budget for the division.

4 c. The committee shall recommend three persons to the
5 secretary of agriculture who ~~shall~~ may appoint from the
6 persons recommended a director to head the division and serve
7 at the pleasure of the secretary. ~~After reviewing the names~~
8 ~~submitted, the secretary may request that the committee submit~~
9 ~~additional names for consideration.~~

10 Sec. 286. Section 161A.7, subsection 1, paragraph n,
11 subparagraph (1), unnumbered paragraph 1, Code 2024, is amended
12 to read as follows:

13 The district plan shall contain a comprehensive long-range
14 assessment of soil and surface water resources in the district
15 consistent with rules approved ~~by the committee~~ under section
16 161A.4. In developing the plan the district may receive
17 technical support from the United States department of
18 agriculture natural resources conservation service and the
19 county board of supervisors in the county where the district
20 is located. The division and the Iowa cooperative extension
21 service in agriculture and home economics may provide technical
22 support to the district. The support may include but is not
23 limited to the following:

24 Sec. 287. Section 169.5, subsection 1, paragraph a, Code
25 2024, is amended to read as follows:

26 a. The governor shall appoint, subject to confirmation
27 by the senate pursuant to [section 2.32](#), a board of five
28 individuals, three of whom shall be licensed veterinarians
29 and two of whom shall not be licensed veterinarians and shall
30 represent the general public, one of whom shall be a farmer
31 involved in the production of agricultural animals. The board
32 shall be known as the Iowa board of veterinary medicine.

33 Sec. 288. Section 170.1, subsection 2, Code 2024, is amended
34 by striking the subsection.

35 Sec. 289. Section 170.3B, Code 2024, is amended to read as

1 follows:

2 **170.3B Farm deer administration fee.**

3 The department may establish a farm deer administration fee
4 which shall be annually imposed on each landowner who keeps
5 farm deer in this state. The amount of the fee shall not exceed
6 two hundred dollars per year. The fee shall be collected
7 by the department in a manner specified by rules adopted by
8 the department ~~after consulting with the farm deer council~~
9 ~~established in [section 170.2](#)~~. The collected fees shall be
10 credited to the farm deer administration fund created pursuant
11 to [section 170.3C](#).

12 Sec. 290. Section 190C.1, subsection 2, Code 2024, is
13 amended by striking the subsection.

14 Sec. 291. Section 190C.2B, subsection 1, Code 2024, is
15 amended to read as follows:

16 1. The department shall implement and administer the
17 provisions of [this chapter](#) for agricultural products that have
18 been produced and handled within this state using organic
19 methods as provided in [this chapter](#). ~~The department may~~
20 ~~consult with the council in implementing and administering this~~
21 ~~chapter~~. The department may certify agricultural products that
22 have been produced and handled outside this state using an
23 organic method as provided in [this chapter](#).

24 Sec. 292. Section 190C.3, subsection 2, Code 2024, is
25 amended to read as follows:

26 2. The department may request assistance from ~~the council~~
27 ~~as provided in [section 190C.2A](#)~~ or from one or more regional
28 organic associations as provided in [section 190C.6](#).

29 Sec. 293. Section 203.11A, subsection 2, Code 2024, is
30 amended to read as follows:

31 2. The amount of a civil penalty shall not exceed one
32 thousand five hundred dollars. Each day that a violation
33 continues shall constitute a separate violation. ~~The amount~~
34 ~~of the civil penalty that may be assessed in a case shall~~
35 ~~not exceed the amount recommended by the grain industry peer~~

1 ~~review panel established pursuant to section 203.11B.~~ Moneys
2 collected in civil penalties by the department or the attorney
3 general shall be deposited in the general fund of the state.

4 Sec. 294. Section 203.16, subsection 8, Code 2024, is
5 amended by striking the subsection.

6 Sec. 295. Section 203C.24, subsection 8, Code 2024, is
7 amended by striking the subsection.

8 Sec. 296. Section 203C.36A, subsection 2, Code 2024, is
9 amended to read as follows:

10 2. The amount of a civil penalty shall not exceed one
11 thousand five hundred dollars. Each day that a violation
12 continues shall constitute a separate violation. ~~The amount~~
13 ~~of the civil penalty that may be assessed in an administrative~~
14 ~~case shall not exceed the amount recommended by the grain~~
15 ~~industry peer review panel established pursuant to section~~
16 ~~203.11B.~~ Moneys collected in civil penalties by the department
17 or the attorney general shall be deposited in the general fund
18 of the state.

19 Sec. 297. Section 206.19, subsection 5, Code 2024, is
20 amended by adding the following new paragraph:

21 NEW PARAGRAPH. c. (1) A person subject to a civil penalty
22 pursuant to this subsection may submit an appeal to the
23 department. The appeal shall be referred to an administrative
24 law judge for hearing as a contested case pursuant to chapter
25 17A.

26 (2) This paragraph does not apply to a license revocation
27 proceeding. This paragraph does not require the department
28 to delay the prosecution of a case if immediate action is
29 necessary to reduce the risk of harm to the environment or
30 public health or safety. This section also does not require a
31 review or response if the department refers a violation of this
32 chapter for criminal prosecution, or for an action involving a
33 stop order issued pursuant to section 206.16.

34 (3) An available response by the department may be used as
35 evidence in an administrative hearing, or a civil or criminal

1 case, except to the extent that information is considered
2 confidential pursuant to section 22.7.

3 Sec. 298. Section 216.2, Code 2024, is amended by adding the
4 following new subsections:

5 NEW SUBSECTION. 01. "Agency" means the administrative
6 function of the Iowa office of civil rights, including the
7 director and staff. "Agency" does not include a member of the
8 Iowa state civil rights commission.

9 NEW SUBSECTION. 4A. "Director" means the director of the
10 Iowa office of civil rights.

11 NEW SUBSECTION. 11A. "Office" means the Iowa office of
12 civil rights.

13 Sec. 299. Section 216.2, subsection 1, Code 2024, is amended
14 to read as follows:

15 1. "Commission" means the Iowa state civil rights commission
16 created by ~~this chapter~~ within the Iowa office of civil rights.

17 Sec. 300. Section 216.3, subsections 1 and 3, Code 2024, are
18 amended to read as follows:

19 1. The Iowa state civil rights commission is created
20 ~~within the department of inspections, appeals, and licensing~~
21 ~~consisting of seven~~ five members appointed by the governor
22 subject to confirmation by the senate. Appointments shall be
23 made to provide geographical area representation insofar as
24 practicable. No more than ~~four~~ three members of the commission
25 shall belong to the same political party. Members appointed
26 to the commission shall serve for four-year staggered terms
27 beginning and ending as provided by section 69.19.

28 3. The governor subject to confirmation by the senate shall
29 appoint a director who shall serve as the ~~executive officer~~
30 ~~of the commission~~ head of the agency. The governor shall set
31 the salary of the director within the applicable salary range
32 established by the general assembly. The director shall adopt
33 rules pursuant to chapter 17A consistent with and necessary for
34 the enforcement of this chapter. The director shall advise and
35 support the commission in fulfilling the commission's duties

1 and responsibilities under section 216.5A.

2 Sec. 301. Section 216.4, Code 2024, is amended to read as
3 follows:

4 **216.4 Compensation and expenses — rules procedures.**

5 Commissioners shall be paid a per diem as specified in
6 section 7E.6 and shall be reimbursed for actual and necessary
7 expenses incurred while on official commission business. All
8 per diem and expense moneys paid to commissioners shall be
9 paid from funds appropriated to the ~~commission~~ office. The
10 commission shall adopt, amend, or rescind rules procedures as
11 necessary for the conduct of its meetings. A quorum shall
12 consist of ~~four~~ three commissioners.

13 Sec. 302. Section 216.5, Code 2024, is amended by striking
14 the section and inserting in lieu thereof the following:

15 **216.5 Powers and duties of agency.**

16 The agency shall have the following powers and duties:

17 1. To receive, investigate, mediate, conciliate,
18 and determine the merits of complaints alleging illegal
19 discriminatory practices. The agency shall not disclose the
20 filing of a complaint, the information gathered during the
21 investigation, or the endeavors to eliminate such illegal
22 discriminatory practice by mediation or conciliation, unless
23 such disclosure is made in connection with the agency's
24 investigation.

25 2. To investigate compliance with conciliation agreements
26 and pursue appropriate remedies up to and including filing in
27 district court.

28 3. To investigate, study, and report on the existence,
29 causes, and extent of illegal discrimination, as deemed
30 necessary by the director.

31 4. To provide education and outreach regarding illegal
32 discrimination, including individuals and organizations.

33 5. To seek a temporary injunction against a respondent when
34 it appears that a complainant may suffer irreparable injury
35 as a result of an alleged violation of this chapter. Unless

1 otherwise specified in this chapter, a temporary injunction
2 may be issued only after the respondent has been notified and
3 afforded an opportunity to be heard.

4 6. To hold contested case hearings upon any complaint made
5 against a respondent, and all of the following:

6 a. To subpoena witnesses and compel their attendance.

7 b. To administer oaths and take the testimony of any person
8 under oath.

9 c. To compel a respondent to produce for examination any
10 books and papers relating to the complaint.

11 7. To issue subpoenas at the request of a party in contested
12 hearings.

13 8. To petition the district court for issuance of a subpoena
14 and the court, in a proper case, shall issue the subpoena for
15 contested case hearings. Refusal to obey a district court
16 subpoena shall be subject to punishment for contempt.

17 9. To pursue the entry of a consent decree in district court
18 for conciliation agreements.

19 10. To petition and appear before the district court for
20 the enforcement of office orders following a contested case
21 hearing.

22 11. To provide education opportunities and informal
23 technical advice to local commissions regarding legal
24 developments, case process improvements, and cooperation for
25 cross-filing.

26 12. To prepare and transmit to the governor and the general
27 assembly an annual report describing performance outcomes of
28 the agency.

29 13. To make recommendations to the governor and general
30 assembly for such further legislation concerning illegal
31 discrimination as deemed necessary by the director.

32 14. To adopt, publish, amend, and rescind office rules
33 pursuant to chapter 17A consistent with and necessary for the
34 enforcement of this chapter.

35 15. To receive, administer, dispense, and account for any

1 moneys that may be granted or voluntarily contributed to the
2 office for furthering the purposes of this chapter.

3 16. To utilize volunteers to aid in the conduct of the
4 agency's duties as deemed necessary by the director.

5 17. To issue a copy of the case file to any party following
6 the issuance of a right to sue letter, the filing of a
7 contested case, or the filing of an action for judicial review.

8 18. To issue protective orders in case files when necessary.

9 Sec. 303. NEW SECTION. **216.5A Powers and duties of**
10 **commission.**

11 The commission shall have the following powers and duties:

12 1. To adopt, amend, or rescind procedures as necessary for
13 the conduct of commission meetings.

14 2. To sit as the final reviewing body for decisions issued
15 by an administrative law judge following an appeal from a
16 contested case hearing.

17 3. To make policy recommendations to the director for
18 consideration to be incorporated with any recommendations from
19 the agency to the governor and general assembly.

20 Sec. 304. Section 216.8C, subsections 3 and 4, Code 2024,
21 are amended to read as follows:

22 3. The ~~commission~~ agency, in consultation with the consumer
23 protection division of the office of the attorney general,
24 shall adopt rules regarding the making of a written finding
25 by licensees under [this section](#). The rules shall include a
26 form for licensees to document the licensees' written finding.
27 The form shall recite [this section's](#) requirements and comply
28 with the federal Fair Housing Act, 42 U.S.C. §3601 et seq., as
29 amended, and section 504 of the federal Rehabilitation Act of
30 1973, 29 U.S.C. §794, as amended. The form must contain only
31 two questions regarding the qualifications of the patient or
32 client, which shall be whether a person has a disability and
33 whether the need for an assistance animal or service animal is
34 related to the disability. The form must indicate that the
35 responses must be limited to "yes" or "no". The form must not

1 allow for additional detail.

2 4. A person who, in the course of employment, is asked
3 to make a finding of disability and disability-related need
4 for an assistance animal or service animal shall utilize the
5 form created by the ~~commission~~ agency to document the person's
6 written finding.

7 Sec. 305. Section 216.12, subsection 1, paragraph d,
8 unnumbered paragraph 1, Code 2024, is amended to read as
9 follows:

10 Discrimination on the basis of familial status involving
11 dwellings provided under any state or federal program
12 specifically designed and operated to assist elderly persons,
13 as defined in the state or federal program that the ~~commission~~
14 agency determines to be consistent with determinations made by
15 the United States secretary of housing and urban development,
16 and housing for older persons. As used in this paragraph,
17 "*housing for older persons*" means housing communities consisting
18 of dwellings intended for either of the following:

19 Sec. 306. Section 216.15, Code 2024, is amended to read as
20 follows:

21 **216.15 Complaint — hearing.**

22 1. Any person claiming to be aggrieved by a discriminatory
23 or unfair practice may, in person or by an attorney, make,
24 sign, and file with the ~~commission~~ agency a verified, written
25 complaint which shall state the name and address of the person,
26 employer, employment agency, or labor organization alleged
27 to have committed the discriminatory or unfair practice of
28 which complained, shall set forth the particulars thereof,
29 and shall contain such other information as may be required
30 by the ~~commission~~ agency. ~~The commission~~ Agency staff, a
31 commissioner, or the attorney general may in like manner make,
32 sign, and file such complaint.

33 2. Any place of public accommodation, employer, labor
34 organization, or other person who has any employees or members
35 who refuse or threaten to refuse to comply with the provisions

1 of [this chapter](#) may file with the ~~commission~~ agency a verified
2 written complaint in triplicate asking the ~~commission~~ agency
3 for assistance to obtain their compliance by conciliation or
4 other remedial action.

5 3. *a.* After the filing of a verified complaint, a true
6 copy shall be served within twenty days on the person against
7 whom the complaint is filed, except as provided in subsection
8 4. ~~An authorized member of the commission~~ Agency staff shall
9 make a prompt investigation and shall issue a recommendation
10 to an administrative law judge employed by the division of
11 administrative hearings created by [section 10A.801](#), who shall
12 then issue a determination of probable cause or no probable
13 cause.

14 *b.* For purposes of [this chapter](#), an administrative law judge
15 issuing a determination of probable cause or no probable cause
16 under [this section](#) is exempt from [section 17A.17](#).

17 *c.* If the administrative law judge concurs with the
18 investigating official that probable cause exists regarding
19 the allegations of the complaint, the staff of the ~~commission~~
20 agency shall promptly endeavor to eliminate the discriminatory
21 or unfair practice by conference, conciliation, and persuasion.
22 If the administrative law judge finds that no probable cause
23 exists, the administrative law judge shall issue a final order
24 dismissing the complaint and shall promptly mail a copy to the
25 complainant and to the respondent. A finding of probable cause
26 shall not be introduced into evidence in an action brought
27 under [section 216.16](#).

28 *d.* The ~~commission~~ agency staff must endeavor to eliminate
29 the discriminatory or unfair practice by conference,
30 conciliation, and persuasion for a period of thirty days
31 following the initial conciliation meeting between the
32 respondent and the ~~commission~~ agency staff after a finding
33 of probable cause. After the expiration of thirty days, the
34 director may order the conciliation conference and persuasion
35 procedure provided in [this section](#) to be bypassed when the

1 director determines the procedure is unworkable by reason of
2 past patterns and practices of the respondent, or a statement
3 by the respondent that the respondent is unwilling to continue
4 with the conciliation. ~~The director must have the approval of~~
5 ~~a commissioner before bypassing the conciliation, conference~~
6 ~~and persuasion procedure.~~ Upon the bypassing of conciliation,
7 the director shall state in writing the reasons for bypassing.

8 4. a. The commission agency may permit service of a
9 complaint on a respondent by regular or electronic mail. If
10 the respondent does not respond to the service by regular or
11 electronic mail after ninety days, the commission agency shall
12 serve the complaint on the respondent by certified mail within
13 twenty days after the expiration of the ninety-day response
14 period to service by regular or electronic mail.

15 b. The commission agency may also permit a party to file
16 a response to a complaint, a document, information, or other
17 material, by electronic mail.

18 c. The commission agency may issue a notice, determination,
19 order, subpoena, request, correspondence, or any other document
20 issued by the commission agency, by electronic mail.

21 5. The members of the commission and ~~its~~ agency staff
22 shall not disclose the filing of a complaint, the information
23 gathered during the investigation, or the endeavors to
24 eliminate such discriminatory or unfair practice by mediation,
25 conference, conciliation, and persuasion, unless such
26 disclosure is made in connection with the conduct of such
27 investigation.

28 6. When the director is satisfied that further endeavor to
29 settle a complaint by conference, conciliation, and persuasion
30 is unworkable and should be bypassed, and the thirty-day period
31 provided for in subsection 3 has expired without agreement, the
32 director ~~with the approval of a commissioner,~~ shall issue and
33 cause to be served a written notice specifying the charges in
34 the complaint as they may have been amended and the reasons for
35 bypassing conciliation, if the conciliation is bypassed, and

1 requiring the respondent to answer the charges of the complaint
2 at a hearing before the ~~commission~~ agency, a commissioner, or
3 a person designated by the ~~commission~~ agency to conduct the
4 hearing, hereafter referred to as the administrative law judge,
5 and at a time and place to be specified in the notice.

6 7. The case in support of such complaint shall be presented
7 at the hearing by one of the ~~commission's~~ agency's attorneys
8 or agents. The investigating official shall not participate
9 in the hearing except as a witness nor participate in the
10 deliberations of the ~~commission~~ agency in such case.

11 8. The hearing shall be conducted in accordance with the
12 provisions of [chapter 17A](#) for contested cases. The burden of
13 proof in such a hearing shall be on the ~~commission~~ agency.

14 9. If upon taking into consideration all of the evidence
15 at a hearing, the ~~commission~~ agency determines that the
16 respondent has engaged in a discriminatory or unfair practice,
17 the ~~commission~~ agency shall state its findings of fact and
18 conclusions of law and shall issue an order requiring the
19 respondent to cease and desist from the discriminatory or
20 unfair practice and to take the necessary remedial action
21 as in the judgment of the ~~commission~~ agency will carry out
22 the purposes of [this chapter](#). A copy of the order shall be
23 delivered to the respondent, the complainant, and to any other
24 public officers and persons as the ~~commission~~ agency deems
25 proper.

26 a. For the purposes of [this subsection](#) and pursuant to the
27 provisions of [this chapter](#) "remedial action" includes but is
28 not limited to the following:

29 (1) Hiring, reinstatement or upgrading of employees
30 with or without pay. Interim earned income and unemployment
31 compensation shall operate to reduce the pay otherwise
32 allowable.

33 (2) Admission or restoration of individuals to a labor
34 organization, admission to or participation in a guidance
35 program, apprenticeship training program, on-the-job training

1 program or other occupational training or retraining program,
2 with the utilization of objective criteria in the admission of
3 individuals to such programs.

4 (3) Admission of individuals to a public accommodation or an
5 educational institution.

6 (4) Sale, exchange, lease, rental, assignment or sublease
7 of real property to an individual.

8 (5) Extension to all individuals of the full and equal
9 enjoyment of the advantages, facilities, privileges, and
10 services of the respondent denied to the complainant because of
11 the discriminatory or unfair practice.

12 (6) Reporting as to the manner of compliance.

13 (7) Posting notices in conspicuous places in the
14 respondent's place of business in form prescribed by the
15 ~~commission~~ agency and inclusion of notices in advertising
16 material.

17 (8) Payment to the complainant of damages for an injury
18 caused by the discriminatory or unfair practice which damages
19 shall include but are not limited to actual damages, court
20 costs and reasonable attorney fees.

21 (9) For an unfair or discriminatory practice relating
22 to wage discrimination pursuant to [section 216.6A](#), payment
23 to the complainant of damages for an injury caused by the
24 discriminatory or unfair practice which damages shall include
25 but are not limited to court costs, reasonable attorney fees,
26 and either of the following:

27 (a) An amount equal to two times the wage differential
28 paid to another employee compared to the complainant for the
29 period of time for which the complainant has been discriminated
30 against.

31 (b) In instances of willful violation, an amount equal to
32 three times the wage differential paid to another employee as
33 compared to the complainant for the period of time for which
34 the complainant has been discriminated against.

35 *b.* In addition to the remedies provided in the preceding

1 provisions of this subsection, the ~~commission~~ agency may issue
2 an order requiring the respondent to cease and desist from the
3 discriminatory or unfair practice and to take such affirmative
4 action as in the judgment of the ~~commission~~ agency will carry
5 out the purposes of this chapter as follows:

6 (1) In the case of a respondent operating by virtue of
7 a license issued by the state or a political subdivision
8 or agency, if the ~~commission~~ agency, upon notice to the
9 respondent with an opportunity to be heard, determines that the
10 respondent has engaged in a discriminatory or unfair practice
11 and that the practice was authorized, requested, commanded,
12 performed or knowingly or recklessly tolerated by the board
13 of directors of the respondent or by an officer or executive
14 agent acting within the scope of the officer's or agent's
15 employment, the ~~commission~~ agency shall so certify to the
16 licensing agency. Unless the ~~commission~~ agency finding of a
17 discriminatory or unfair practice is reversed in the course of
18 judicial review, the finding of discrimination is binding on
19 the licensing agency. If a certification is made pursuant to
20 this subsection, the licensing agency may initiate licensee
21 disciplinary procedures.

22 (2) In the case of a respondent who is found by the
23 ~~commission~~ agency to have engaged in a discriminatory or
24 unfair practice in the course of performing under a contract
25 or subcontract with the state or political subdivision or
26 agency, if the practice was authorized, requested, commanded,
27 performed, or knowingly or recklessly tolerated by the board
28 of directors of the respondent or by an officer or executive
29 agent acting within the scope of the officer's or agent's
30 employment, the ~~commission~~ agency shall so certify to the
31 contracting agency. Unless the ~~commission's~~ agency's finding
32 of a discriminatory or unfair practice is reversed in the
33 course of judicial review, the finding of discrimination is
34 binding on the contracting agency.

35 (3) Upon receiving a certification made under this

1 subsection, a contracting agency may take appropriate action
2 to terminate a contract or portion thereof previously entered
3 into with the respondent, either absolutely or on condition
4 that the respondent carry out a program of compliance with
5 the provisions of [this chapter](#); and assist the state and all
6 political subdivisions and agencies thereof to refrain from
7 entering into further contracts.

8 *c.* The election of an affirmative order under paragraph "b"
9 of [this subsection](#) shall not bar the election of affirmative
10 remedies provided in paragraph "a" of [this subsection](#).

11 10. *a.* The terms of a conciliation or mediation agreement
12 reached with the respondent may require the respondent to
13 refrain in the future from committing discriminatory or
14 unfair practices of the type stated in the agreement, to take
15 remedial action as in the judgment of the commission agency
16 will carry out the purposes of [this chapter](#), and to consent
17 to the entry in an appropriate district court of a consent
18 decree embodying the terms of the conciliation or mediation
19 agreement. Violation of such a consent decree may be punished
20 as contempt by the court in which it is filed, upon a showing
21 by the commission agency of the violation at any time within
22 six months of its occurrence. At any time in its discretion,
23 the commission agency may investigate whether the terms of the
24 agreement are being complied with by the respondent.

25 *b.* Upon a finding that the terms of the conciliation
26 or mediation agreement are not being complied with by the
27 respondent, the commission agency shall take appropriate action
28 to assure compliance.

29 11. If, upon taking into consideration all of the evidence
30 at a hearing, the commission agency finds that a respondent
31 has not engaged in any such discriminatory or unfair practice,
32 the commission agency shall issue an order denying relief and
33 stating the findings of fact and conclusions of the commission
34 agency, and shall cause a copy of the order dismissing the
35 complaint to be served on the complainant and the respondent.

1 12. The ~~commission~~ agency shall establish rules to govern,
2 expedite, and effectuate the procedures established by this
3 chapter and its own actions thereunder.

4 13. Except as provided in [section 614.8](#), a claim under this
5 chapter shall not be maintained unless a complaint is filed
6 with the ~~commission~~ agency within three hundred days after the
7 alleged discriminatory or unfair practice occurred.

8 14. The ~~commission~~ agency or a party to a complaint may
9 request mediation of the complaint at any time during the
10 ~~commission's~~ agency's processing of the complaint. If the
11 complainant and respondent participate in mediation, any
12 mediation agreement may be enforced pursuant to [this section](#).
13 Mediation may be discontinued at the request of any party or
14 the ~~commission~~ agency.

15 Sec. 307. Section 216.15A, Code 2024, is amended to read as
16 follows:

17 **216.15A Additional proceedings — housing discrimination.**

18 1. *a.* The ~~commission~~ agency may join a person not named
19 in the complaint as an additional or substitute respondent
20 if in the course of the investigation, the ~~commission~~ agency
21 determines that the person should be alleged to have committed
22 a discriminatory housing or real estate practice.

23 *b.* In addition to the information required in the notice,
24 the ~~commission~~ agency shall include in a notice to a respondent
25 joined under [this subsection](#) an explanation of the basis for
26 the determination under [this subsection](#) that the person is
27 properly joined as a respondent.

28 2. *a.* The ~~commission~~ agency shall, during the period
29 beginning with the filing of a complaint and ending with the
30 filing of a charge or a dismissal by the ~~commission~~ agency, to
31 the extent feasible, engage in mediation with respect to the
32 complaint.

33 *b.* A mediation agreement is an agreement between a
34 respondent and the complainant and is subject to ~~commission~~
35 agency approval.

1 c. A mediation agreement may provide for binding arbitration
2 or other method of dispute resolution. Dispute resolution that
3 results from a mediation agreement may authorize appropriate
4 relief, including monetary relief.

5 d. A mediation agreement shall be made public unless
6 the complainant and respondent agree otherwise, and the
7 ~~commission~~ agency determines that disclosure is not necessary
8 to further the purposes of **this chapter** relating to unfair or
9 discriminatory practices in housing or real estate.

10 e. The proceedings or results of mediation shall not be made
11 public or used as evidence in a subsequent proceeding under
12 this chapter without the written consent of the persons who are
13 party to the mediation.

14 f. After the completion of the ~~commission's~~ agency's
15 investigation, the ~~commission~~ agency shall make available to
16 the aggrieved person and the respondent information derived
17 from the investigation and the final investigation report
18 relating to that investigation.

19 g. When the ~~commission~~ agency has reasonable cause to
20 believe that a respondent has breached a mediation agreement,
21 the ~~commission~~ agency shall refer this matter to an assistant
22 attorney general with a recommendation that a civil action be
23 filed for the enforcement of the agreement. The assistant
24 attorney general may commence a civil action in the appropriate
25 district court not later than the expiration of ninety days
26 after referral of the breach.

27 3. a. If the ~~commission~~ agency concludes, following the
28 filing of a complaint, that prompt judicial action is necessary
29 to carry out the purposes of **this chapter** relating to unfair
30 or discriminatory housing or real estate practices, the
31 ~~commission~~ agency may authorize a civil action for appropriate
32 temporary or preliminary relief pending final disposition of
33 the complaint.

34 b. On receipt of the ~~commission's~~ agency's authorization,
35 the attorney general shall promptly file the action.

1 *c.* A temporary restraining order or other order granting
2 preliminary or temporary relief under [this section](#) is governed
3 by the applicable Iowa rules of civil procedure.

4 *d.* The filing of a civil action under [this section](#) does
5 not affect the initiation or continuation of administrative
6 proceedings in regard to an administrative hearing.

7 4. *a.* The ~~commission~~ agency shall prepare a final
8 investigative report.

9 *b.* A final report under [this section](#) may be amended by the
10 ~~commission~~ agency if additional evidence is discovered.

11 5. *a.* The ~~commission~~ agency shall determine based on
12 the facts whether probable cause exists to believe that a
13 discriminatory housing or real estate practice has occurred or
14 is about to occur.

15 *b.* The ~~commission~~ agency shall make its determination under
16 paragraph "a" not later than one hundred days after a complaint
17 is filed unless any of the following applies:

18 (1) It is impracticable to make the determination within
19 that time period.

20 (2) The ~~commission~~ agency has approved a mediation
21 agreement relating to the complaint.

22 *c.* If it is impracticable to make the determination within
23 the time period provided by paragraph "b", the ~~commission~~ agency
24 shall notify the complainant and respondent in writing of the
25 reasons for the delay.

26 *d.* If the ~~commission~~ agency determines that probable cause
27 exists to believe that a discriminatory housing or real estate
28 practice has occurred or is about to occur, the ~~commission~~
29 agency shall immediately issue a determination unless the
30 ~~commission~~ agency determines that the legality of a zoning or
31 land use law or ordinance is involved as provided in subsection
32 7.

33 6. *a.* A determination issued under [subsection 5](#) must
34 include all of the following:

35 (1) Must consist of a short and plain statement of the facts

1 on which the ~~commission~~ agency has found probable cause to
2 believe that a discriminatory housing or real estate practice
3 has occurred or is about to occur.

4 (2) Must be based on the final investigative report.

5 (3) Need not be limited to the facts or grounds alleged in
6 the complaint.

7 *b.* Not later than twenty days after the ~~commission~~ agency
8 issues a determination, the ~~commission~~ agency shall send a copy
9 of the determination with information concerning the election
10 under [section 216.16A](#) to all of the following persons:

11 (1) Each respondent, together with a notice of the
12 opportunity for a hearing as provided under [subsection 10](#).

13 (2) Each aggrieved person on whose behalf the complaint was
14 filed.

15 7. If the ~~commission~~ agency determines that the matter
16 involves the legality of a state or local zoning or other
17 land use ordinance, the ~~commission~~ agency shall not issue a
18 determination and shall immediately refer the matter to the
19 attorney general for appropriate action.

20 8. *a.* If the ~~commission~~ agency determines that no probable
21 cause exists to believe that a discriminatory housing or
22 real estate practice has occurred or is about to occur, the
23 ~~commission~~ agency shall promptly dismiss the complaint.

24 *b.* The ~~commission~~ agency shall make public disclosure of
25 each dismissal under [this section](#).

26 9. The ~~commission~~ agency shall not issue a determination
27 under [this section](#) regarding an alleged discriminatory housing
28 or real estate practice after the beginning of the trial of a
29 civil action commenced by the aggrieved party under federal or
30 state law seeking relief with respect to that discriminatory
31 housing or real estate practice.

32 10. *a.* If a timely election is not made under section
33 216.16A, the ~~commission~~ agency shall provide for a hearing on
34 the charges in the complaint.

35 *b.* Except as provided by paragraph "*c*", the hearing shall be

1 conducted in accordance with [chapter 17A](#) for contested cases.

2 *c.* A hearing under [this section](#) shall not be continued
3 regarding an alleged discriminatory housing or real estate
4 practice after the beginning of the trial of a civil action
5 commenced by the aggrieved person under federal or state law
6 seeking relief with respect to that discriminatory housing or
7 real estate practice.

8 11. *a.* If the ~~commission~~ agency determines at a hearing
9 under [subsection 10](#) that a respondent has engaged or is about
10 to engage in a discriminatory housing or real estate practice,
11 the ~~commission~~ agency may order the appropriate relief,
12 including actual damages, reasonable attorney fees, court
13 costs, and other injunctive or equitable relief.

14 *b.* To vindicate the public interest, the ~~commission~~ agency
15 may assess a civil penalty against the respondent in an amount
16 that does not exceed the following applicable amount:

17 (1) Ten thousand dollars if the respondent has not been
18 adjudged by the order of the ~~commission~~ or agency or a court to
19 have committed a prior discriminatory housing or real estate
20 practice.

21 (2) Except as provided by paragraph “c”, twenty-five
22 thousand dollars if the respondent has been adjudged by order
23 of the ~~commission~~ or agency or a court to have committed one
24 other discriminatory housing or real estate practice during
25 the five-year period ending on the date of the filing of the
26 complaint.

27 (3) Except as provided by paragraph “c”, fifty thousand
28 dollars if the respondent has been adjudged by order of the
29 ~~commission~~ or agency or a court to have committed two or more
30 discriminatory housing or real estate practices during the
31 seven-year period ending on the date of the filing of the
32 complaint.

33 *c.* If the acts constituting the discriminatory housing or
34 real estate practice that is the object of the complaint are
35 committed by the same natural person who has been previously

1 adjudged to have committed acts constituting a discriminatory
2 housing or real estate practice, the civil penalties in
3 paragraph "b", subparagraphs (2) and (3) may be imposed
4 without regard to the period of time within which any other
5 discriminatory housing or real estate practice occurred.

6 *d.* At the request of the ~~commission~~ agency, the attorney
7 general shall initiate legal proceedings to recover a civil
8 penalty due under [this section](#). Funds collected under this
9 section shall be paid to the treasurer of state for deposit in
10 the state treasury to the credit of the general fund.

11 12. [This section](#) applies only to the following:

12 *a.* Complaints which allege a violation of the prohibitions
13 contained in [section 216.8](#) or [216.8A](#).

14 *b.* Complaints which allege a violation of [section 216.11](#) or
15 [216.11A](#) arising out of alleged violations of the prohibitions
16 contained in [section 216.8](#) or [216.8A](#).

17 13. If a provision of [this section](#) applies under the terms
18 of [subsection 12](#), and the provision of [this section](#) conflicts
19 with a provision of [section 216.15](#), then the provision
20 contained within [this section](#) shall prevail. Similarly, if
21 a provision of [section 216.16A](#) or [216.17A](#) conflicts with a
22 provision of [section 216.16](#) or [216.17](#), then the provision
23 contained in [section 216.16A](#) or [216.17A](#) shall prevail.

24 Sec. 308. Section 216.15B, subsection 1, Code 2024, is
25 amended to read as follows:

26 1. A mediator may be designated in writing by the ~~commission~~
27 agency to conduct formal mediation of a complaint filed under
28 this chapter. The written designation must specifically refer
29 to [this section](#).

30 Sec. 309. Section 216.16, subsections 1, 2, 3, 4, and 6,
31 Code 2024, are amended to read as follows:

32 1. A person claiming to be aggrieved by an unfair or
33 discriminatory practice must initially seek an administrative
34 relief by filing a complaint with the ~~commission~~ agency in
35 accordance with [section 216.15](#). This provision also applies to

1 persons claiming to be aggrieved by an unfair or discriminatory
2 practice committed by the state or an agency or political
3 subdivision of the state, notwithstanding the terms of the Iowa
4 administrative procedure Act, [chapter 17A](#).

5 2. After the proper filing of a complaint with the
6 ~~commission~~ agency, a complainant may subsequently commence an
7 action for relief in the district court if all of the following
8 conditions have been satisfied:

9 a. The complainant has timely filed the complaint with the
10 ~~commission~~ agency as provided in [section 216.15, subsection 13](#).

11 b. The complaint has been on file with the ~~commission~~ agency
12 for at least sixty days and the ~~commission~~ agency has issued a
13 release to the complainant pursuant to [subsection 3](#).

14 3. a. Upon a request by the complainant, and after the
15 expiration of sixty days from the timely filing of a complaint
16 with the ~~commission~~ agency, the ~~commission~~ agency shall issue
17 to the complainant a release stating that the complainant
18 has a right to commence an action in the district court. A
19 release under [this subsection](#) shall not be issued if any of the
20 following apply:

21 (1) A finding of no probable cause has been made on the
22 complaint by the administrative law judge charged with that
23 duty under [section 216.15, subsection 3](#).

24 (2) A conciliation agreement has been executed under
25 [section 216.15](#).

26 (3) The ~~commission~~ agency has served notice of hearing upon
27 the respondent pursuant to [section 216.15, subsection 6](#).

28 (4) The complaint is closed as an administrative closure and
29 two years have elapsed since the issuance date of the closure.

30 b. Notwithstanding [section 216.15, subsection 5](#), a party may
31 obtain a copy of all documents contained in a case file where
32 the ~~commission~~ agency has issued a release to the complainant
33 pursuant to [this subsection](#).

34 4. An action authorized under [this section](#) is barred unless
35 commenced within ninety days after issuance by the ~~commission~~

1 agency of a release under subsection 3. If a complainant
2 obtains a release from the ~~commission~~ agency under subsection
3 3, the ~~commission~~ agency is barred from further action on that
4 complaint.

5 6. The district court may grant any relief in an action
6 under this section which is authorized by section 216.15,
7 subsection 9, to be issued by the ~~commission~~ agency. The
8 district court may also award the respondent reasonable
9 attorney fees and court costs when the court finds that the
10 complainant's action was frivolous.

11 Sec. 310. Section 216.16A, subsection 1, paragraphs b and c,
12 Code 2024, are amended to read as follows:

13 *b.* The election must be made not later than twenty days
14 after the date of receipt by the electing person of service
15 under section 216.15A, subsection 5, or in the case of the
16 ~~commission~~ agency, not later than twenty days after the date
17 the determination was issued.

18 *c.* The person making the election shall give notice to the
19 ~~commission~~ agency and to all other complainants and respondents
20 to whom the election relates.

21 Sec. 311. Section 216.16A, subsection 2, paragraphs d and e,
22 Code 2024, are amended to read as follows:

23 *d.* If the ~~commission~~ agency has obtained a mediation
24 agreement with the consent of an aggrieved person, the
25 aggrieved person shall not file an action under this subsection
26 with respect to the alleged discriminatory practice that forms
27 the basis for the complaint except to enforce the terms of the
28 agreement.

29 *e.* An aggrieved person shall not file an action under this
30 subsection with respect to an alleged discriminatory housing or
31 real estate practice that forms the basis of a charge issued
32 by the ~~commission~~ agency if the ~~commission~~ agency has begun a
33 hearing on the record under this chapter with respect to the
34 charge.

35 Sec. 312. Section 216.17, subsections 1, 2, 3, 4, 5, 7, and

1 10, Code 2024, are amended to read as follows:

2 1. *a.* Judicial review of the actions of the agency
3 or commission may be sought in accordance with the terms
4 of the Iowa administrative procedure Act, chapter 17A.

5 Notwithstanding the terms of said Act, petition for judicial
6 review may be filed in the district court in which an
7 enforcement proceeding under subsection 2 may be brought.

8 *b.* For purposes of the time limit for filing a petition for
9 judicial review under the Iowa administrative procedure Act,
10 chapter 17A, specified by section 17A.19, the issuance of a
11 final decision of the agency or commission under this chapter
12 occurs on the date notice of the decision is mailed to the
13 parties.

14 *c.* Notwithstanding the time limit provided in section
15 17A.19, subsection 3, a petition for judicial review of
16 no-probable-cause decisions and other final agency actions
17 which are not of general applicability must be filed within
18 thirty days of the issuance of the final agency action.

19 2. The ~~commission~~ agency may obtain an order of court for
20 the enforcement of agency or commission orders in a proceeding
21 as provided in this section. Such an enforcement proceeding
22 shall be brought in the district court of the district in the
23 county in which the alleged discriminatory or unfair practice
24 which is the subject of the agency's or commission's order was
25 committed, or in which any respondent required in the order to
26 cease or desist from a discriminatory or unfair practice or to
27 take other affirmative action, resides, or transacts business.

28 3. Such an enforcement proceeding shall be initiated by
29 the filing of a petition in such court and the service of a
30 copy thereof upon the respondent. Thereupon the ~~commission~~
31 agency shall file with the court a transcript of the record
32 of the hearing before it. The court shall have power to
33 grant such temporary relief or restraining order as it deems
34 just and proper, and to make and enter upon the pleadings,
35 testimony, and proceedings set forth in such transcript an

1 order enforcing, modifying, and enforcing as so modified, or
2 setting aside the order of the agency or commission, in whole
3 or in part.

4 4. An objection that has not been urged before the agency
5 or commission shall not be considered by the court in an
6 enforcement proceeding, unless the failure or neglect to urge
7 such objection shall be excused because of extraordinary
8 circumstances.

9 5. Any party to the enforcement proceeding may move the
10 court to remit the case to the agency or commission in the
11 interests of justice for the purpose of adducing additional
12 specified and material evidence and seeking findings thereof,
13 providing such party shall show reasonable grounds for
14 the failure to adduce such evidence before the agency or
15 commission.

16 7. The agency's or commission's copy of the testimony shall
17 be available to all parties for examination at all reasonable
18 times, without cost, and for the purpose of judicial review of
19 the agency's or commission's orders.

20 10. If no proceeding to obtain judicial review is instituted
21 within thirty days from the issuance of an order of the
22 commission under [section 216.15](#) or [216.15A](#), the ~~commission~~
23 agency may obtain an order of the court for the enforcement
24 of the order upon showing that respondent is subject to
25 the jurisdiction of the agency or commission and resides or
26 transacts business within the county in which the petition for
27 enforcement is brought.

28 Sec. 313. Section 216.17A, subsection 1, paragraph a, Code
29 2024, is amended to read as follows:

30 a. If timely election is made under section 216.16A,
31 subsection 1, the ~~commission~~ agency shall authorize, and not
32 later than thirty days after the election is made, the attorney
33 general shall file a civil action on behalf of the aggrieved
34 person in a district court seeking relief.

35 Sec. 314. Section 216.17A, subsections 2, 4, 10, and 11,

1 Code 2024, are amended to read as follows:

2 2. ~~A commission~~ An agency order under section 216.15A,
3 subsection 11, and ~~a~~ an agency or commission order that has
4 been substantially affirmed by judicial review, do not affect
5 a contract, sale, encumbrance, or lease that was consummated
6 before the agency or commission issued the order and involved a
7 bona fide purchaser, encumbrancer, or tenant who did not have
8 actual notice of the charge issued under [this chapter](#).

9 4. If the agency or commission issues an order against a
10 respondent against whom another order was issued within the
11 preceding five years under [section 216.15A, subsection 11](#), the
12 ~~commission~~ agency shall send a copy of each order issued under
13 that section to the attorney general.

14 10. The attorney general, on behalf of the ~~commission~~
15 agency or other party at whose request a subpoena is issued,
16 may enforce the subpoena in appropriate proceedings in district
17 court.

18 11. A court in a civil action brought under [this section](#)
19 or the ~~commission~~ agency in an administrative hearing under
20 section 216.15A, subsection 11, may award reasonable attorney's
21 fees to the prevailing party and assess court costs against the
22 nonprevailing party.

23 Sec. 315. Section 216.17A, subsection 3, unnumbered
24 paragraph 1, Code 2024, is amended to read as follows:

25 If the agency or commission issues an order with respect
26 to a discriminatory housing practice that occurred in the
27 course of a business subject to a licensing or regulation by a
28 governmental agency, the agency or commission, not later than
29 thirty days after the date of issuance of the order, shall do
30 all of the following:

31 Sec. 316. Section 216.17A, subsection 8, paragraph a, Code
32 2024, is amended to read as follows:

33 a. On the request of the agency or commission, the attorney
34 general may intervene in an action under section 216.16A,
35 subsection 2, if the agency or commission certifies that the

1 case is of general public importance.

2 Sec. 317. Section 216.17A, subsection 9, paragraph a,
3 unnumbered paragraph 1, Code 2024, is amended to read as
4 follows:

5 On the request of the agency or commission, the attorney
6 general may file a civil action in district court for
7 appropriate relief if the agency or commission has reasonable
8 cause to believe that any of the following applies:

9 Sec. 318. Section 216.19, subsections 2, 3, 4, 5, 6, 7, and
10 8, Code 2024, are amended to read as follows:

11 2. A city with a population of twenty-nine thousand, or
12 greater, shall maintain an independent local civil rights
13 agency or commission consistent with ~~commission~~ agency rules
14 adopted pursuant to chapter 17A. An agency or commission
15 for which a staff is provided shall have control over such
16 staff. A city required to maintain a local civil rights agency
17 or commission shall structure and adequately fund the agency
18 or commission in order to effect cooperative undertakings
19 with the Iowa office of civil rights ~~commission~~ and to aid in
20 effectuating the purposes of this chapter.

21 3. An agency or commission of local government and the
22 Iowa office of civil rights ~~commission~~ shall cooperate in the
23 sharing of data and research, and coordinating investigations
24 and conciliations in order to expedite claims of unlawful
25 discrimination and eliminate needless duplication. The Iowa
26 office of civil rights ~~commission~~ may enter into cooperative
27 agreements with any local agency or commission to effectuate
28 the purposes of this chapter. Such agreements may include
29 technical and clerical assistance and reimbursement of expenses
30 incurred by the local agency or commission in the performance
31 of the agency's or commission's duties if funds for this
32 purpose are appropriated by the general assembly.

33 4. The ~~Iowa civil rights commission~~ director may designate
34 an unfunded local agency or commission as a referral agency. A
35 local agency or commission shall not be designated a referral

1 agency unless the ordinance creating it provides the same
2 rights and remedies as are provided in [this chapter](#). The ~~Iowa~~
3 ~~civil rights commission~~ director shall establish by rules
4 the procedures for designating a referral agency and the
5 qualifications to be met by a referral agency.

6 5. The ~~Iowa civil rights commission~~ director may adopt
7 rules establishing the procedures for referral of complaints.
8 A referral agency may refuse to accept a case referred to
9 it by the Iowa office of civil rights ~~commission~~ if the
10 referral agency is unable to effect proper administration of
11 the complaint. It shall be the burden of the referral agency
12 to demonstrate that it is unable to properly administer that
13 complaint.

14 6. A complainant who files a complaint with a referral
15 agency having jurisdiction shall be prohibited from filing a
16 complaint with the ~~Iowa civil rights commission~~ agency alleging
17 violations based upon the same acts or practices cited in the
18 original complaint; and a complainant who files a complaint
19 with the ~~commission~~ agency shall be prohibited from filing
20 a complaint with the referral agency alleging violations
21 based upon the same acts or practices cited in the original
22 complaint. However, the ~~Iowa civil rights commission~~ agency in
23 its discretion may refer a complaint filed with the ~~commission~~
24 agency to a referral agency having jurisdiction over the
25 parties for investigation and resolution; and a referral agency
26 in its discretion may refer a complaint filed with that agency
27 to the ~~commission~~ office for investigation and resolution.

28 7. A final decision by a referral agency shall be subject
29 to judicial review as provided in [section 216.17](#) in the same
30 manner and to the same extent as a final decision of the ~~Iowa~~
31 ~~civil rights commission~~ agency.

32 8. The referral of a complaint by the Iowa office of
33 civil rights ~~commission~~ to a referral agency or by a referral
34 agency to the Iowa office of civil rights ~~commission~~ shall not
35 affect the right of a complainant to commence an action in the

1 district court under [section 216.16](#).

2 Sec. 319. Section 216.21, Code 2024, is amended to read as
3 follows:

4 **216.21 Documents to attorney or party.**

5 If a party is represented by an attorney during the
6 proceedings of the agency or commission, with permission of
7 the attorney for the party or of the party, the agency or
8 commission shall provide copies of all relevant documents
9 including an order or decision to either the attorney for the
10 party or the party, but not to both.

11 Sec. 320. Section 216.22, subsection 2, paragraph b, Code
12 2024, is amended to read as follows:

13 *b.* The franchisor has been found by the ~~commission~~ agency to
14 have exercised a type or degree of control over the franchisee
15 or the franchisee's employees that is not customarily exercised
16 by a franchisor for the purpose of protecting the franchisor's
17 trademarks and brand.

18 Sec. 321. Section 228.1, subsection 7, paragraph b, Code
19 2024, is amended to read as follows:

20 *b.* The individual holds a current Iowa license if
21 practicing in a field covered by an Iowa licensure law and
22 is a psychiatrist, an advanced registered nurse practitioner
23 who holds a national certification in psychiatric mental
24 health care and is licensed by the board of nursing, a
25 physician assistant practicing under the supervision of or in
26 collaboration with a psychiatrist, a qualified mental health
27 professional physician assistant, a psychiatric advanced
28 registered nurse practitioner as defined in [section 125.2](#),
29 or an individual who holds a doctorate degree in psychology
30 and is licensed by the board of ~~psychology~~ behavioral health
31 professionals to practice psychology. For the purposes of this
32 paragraph, "collaboration" means the same as defined in section
33 148C.1.

34 Sec. 322. Section 230A.110, subsection 2, Code 2024, is
35 amended by striking the subsection.

1 Sec. 323. Section 235B.1, subsection 4, Code 2024, is
2 amended by striking the subsection.

3 Sec. 324. Section 235B.3, subsection 1, paragraph a,
4 subparagraph (4), Code 2024, is amended to read as follows:

5 (4) If, in the course of an assessment or evaluation of
6 a report of dependent adult abuse, the department or the
7 department of inspections, appeals, and licensing determines
8 that the case involves discrimination under the jurisdiction
9 of the Iowa office of civil rights ~~commission~~, the relevant
10 portions of the case shall be referred to the ~~commission~~
11 office.

12 Sec. 325. Section 235B.16A, subsections 1 and 4, Code 2024,
13 are amended to read as follows:

14 1. ~~The dependent adult protective advisory council~~
15 ~~established pursuant to section 235B.1 department~~ shall
16 ~~recommend~~ adopt a uniform assessment instrument and process for
17 adoption and use by the department and other agencies involved
18 with assessing a dependent adult's degree of dependency
19 and determining whether dependent adult abuse has occurred.
20 However, this section shall not apply to dependent adult abuse
21 assessments and determinations made under chapter 235E.

22 4. The department shall cooperate with the departments
23 of inspections, appeals, and licensing, public safety,
24 and workforce development, the Iowa office of civil rights
25 ~~commission~~, and other state and local agencies performing
26 inspections or otherwise visiting residential settings where
27 dependent adults live, to regularly provide training to the
28 appropriate staff in the agencies concerning each agency's
29 procedures involving dependent adults, and to build awareness
30 concerning dependent adults and reporting of dependent adult
31 abuse.

32 Sec. 326. Section 235E.5, Code 2024, is amended to read as
33 follows:

34 **235E.5 Rulemaking authority.**

35 The department, in cooperation and consultation with

1 ~~the dependent adult protective advisory council established~~
2 ~~in [section 235B.1](#),~~ affected industry representatives, and
3 professional and consumer groups, may adopt rules pursuant to
4 chapter 17A to administer [this chapter](#).

5 Sec. 327. Section 237A.12, subsection 3, Code 2024, is
6 amended to read as follows:

7 3. Rules relating to fire safety for child care centers
8 shall be adopted under [this chapter](#) by the director of
9 the department of inspections, appeals, and licensing in
10 consultation with the department. Rules adopted by the
11 director of the department of inspections, appeals, and
12 licensing for a building which is owned or leased by a school
13 district or accredited nonpublic school and used as a child
14 care facility shall not differ from standards adopted by
15 the director of the department of inspections, appeals, and
16 licensing for school buildings under chapter 10A, subchapter V,
17 part 2. Rules relating to sanitation shall be adopted by the
18 department. ~~All rules shall be developed in consultation with~~
19 ~~the state child care advisory committee.~~ The director of the
20 department of inspections, appeals, and licensing shall inspect
21 the facilities.

22 Sec. 328. Section 237A.25, subsection 1, Code 2024, is
23 amended to read as follows:

24 1. The department shall develop consumer information
25 material to assist parents in selecting a child care provider.
26 In developing the material, the department shall consult with
27 department staff, department of education staff, ~~the state~~
28 ~~child care advisory committee,~~ the early childhood Iowa state
29 board, and child care resource and referral services. In
30 addition, the department may consult with other entities at the
31 local, state, and national level.

32 Sec. 329. Section 237A.30, subsection 1, Code 2024, is
33 amended to read as follows:

34 1. The department shall work with the early childhood Iowa
35 program established in [section 256I.5](#) and ~~the state child care~~

1 ~~advisory committee~~ in designing and implementing a voluntary
2 quality rating system for each provider type of child care
3 facility.

4 Sec. 330. Section 249A.15, Code 2024, is amended to read as
5 follows:

6 **249A.15 Licensed psychologists eligible for payment —**
7 **provisional licensees.**

8 1. The department shall adopt rules pursuant to chapter
9 17A entitling psychologists who are licensed pursuant to
10 chapter 154B and psychologists who are licensed in the state
11 where the services are provided and have a doctorate degree
12 in psychology, have had at least two years of clinical
13 experience in a recognized health setting, or have met the
14 standards of a national register of health service providers
15 in psychology, to payment for services provided to recipients
16 of medical assistance, subject to limitations and exclusions
17 the department finds necessary on the basis of federal laws and
18 regulations and of funds available for the medical assistance
19 program. The rules shall also provide that an individual, who
20 holds a provisional license to practice psychology pursuant
21 to [section 154B.6](#), is entitled to payment under [this section](#)
22 for services provided to recipients of medical assistance,
23 when such services are provided under the supervision of a
24 supervisor who meets the qualifications determined by the
25 board of psychology behavioral health professionals by rule,
26 and claims for payment for such services are submitted by the
27 supervisor.

28 2. Entitlement to payment under [this section](#) is applicable
29 to services provided to recipients of medical assistance
30 under both the fee-for-service and managed care payment and
31 delivery systems. Neither the fee-for-service nor the managed
32 care payment and delivery system shall impose a practice
33 or supervision restriction which is inconsistent with or
34 more restrictive than the authority already granted by law,
35 including the authority to provide supervision in person or

1 remotely through electronic means as specified by rule of the
2 board of ~~psychology~~ behavioral health professionals.

3 Sec. 331. Section 249A.15A, subsections 1, 2, and 3, Code
4 2024, are amended to read as follows:

5 1. The department shall adopt rules pursuant to chapter
6 17A entitling marital and family therapists who are licensed
7 pursuant to [chapter 154D](#) to payment for behavioral health
8 services provided to recipients of medical assistance, subject
9 to limitations and exclusions the department finds necessary
10 on the basis of federal laws and regulations. The rules shall
11 also provide that a marital and family therapist, who holds
12 a temporary license to practice marital and family therapy
13 pursuant to [section 154D.7](#), is entitled to payment under this
14 section for behavioral health services provided to recipients
15 of medical assistance, when such services are provided under
16 the supervision of a qualified supervisor as determined by the
17 board of ~~behavioral science~~ behavioral health professionals by
18 rule, and claims for payment for such services are submitted by
19 the qualified supervisor.

20 2. The department shall adopt rules pursuant to chapter
21 17A entitling master social workers who hold a master's
22 degree approved by the board of ~~social work~~ behavioral health
23 professionals, are licensed as a master social worker pursuant
24 to [section 154C.3, subsection 1](#), paragraph "b", and provide
25 treatment services under the supervision of an independent
26 social worker licensed pursuant to section 154C.3, subsection
27 1, paragraph "c", to payment for behavioral health services
28 provided to recipients of medical assistance, subject to
29 limitations and exclusions the department finds necessary on
30 the basis of federal laws and regulations.

31 3. The department shall adopt rules pursuant to [chapter 17A](#)
32 entitling mental health counselors who are licensed pursuant
33 to [chapter 154D](#) to payment for behavioral health services
34 provided to recipients of medical assistance, subject to
35 limitations and exclusions the department finds necessary on

1 the basis of federal laws and regulations. The rules shall
2 also provide that a mental health counselor, who holds a
3 temporary license to practice mental health counseling pursuant
4 to [section 154D.7](#), is entitled to payment under [this section](#)
5 for behavioral health services provided to recipients of
6 medical assistance, when such services are provided under the
7 supervision of a qualified supervisor as determined by the
8 board of ~~behavioral science~~ behavioral health professionals by
9 rule, and claims for payment for such services are submitted by
10 the qualified supervisor.

11 Sec. 332. Section 256.3, subsections 1 and 2, Code 2024, are
12 amended to read as follows:

13 1. The state board of education is established for the
14 department. The state board consists of ~~ten~~ nine members:
15 nine seven voting members, ~~and~~ one nonvoting student member,
16 and the director of the department of workforce development,
17 who shall serve as a nonvoting member. The voting members
18 shall be appointed by the governor subject to senate
19 confirmation. The nonvoting student member shall be appointed
20 as provided in [section 256.5A](#).

21 2. The voting members shall be registered voters of
22 the state and hold no other elective or appointive state
23 office. Not more than five voting members shall be of the
24 same political party. ~~Three of the voting members shall~~
25 ~~have substantial knowledge related to the community college~~
26 ~~system.~~ The ~~remaining six~~ voting members shall be members of
27 the general public. A voting member shall not be engaged in
28 professional education for a major portion of the member's time
29 nor shall the member derive a major portion of income from any
30 business or activity connected with education.

31 Sec. 333. Section 256.7, subsection 7, paragraph c, Code
32 2024, is amended by striking the paragraph.

33 Sec. 334. Section 256.9, subsection 31, paragraph b, Code
34 2024, is amended to read as follows:

35 *b.* Standards and materials developed shall include materials

1 which employ developmentally appropriate practices and
2 incorporate substantial parental involvement. The materials
3 and standards shall include alternative teaching approaches
4 including collaborative teaching and alternative dispute
5 resolution training. The department shall consult with the
6 child development coordinating council, ~~the state child care~~
7 ~~advisory committee established pursuant to [section 135.173A](#),~~
8 the department of health and human services, the state board
9 of regents center for early developmental education, the
10 area education agencies, the department of human development
11 and family studies in the college of human sciences at
12 Iowa state university of science and technology, the early
13 childhood elementary division of the college of education at
14 the university of Iowa, and the college of education at the
15 university of northern Iowa, in developing these standards and
16 materials.

17 Sec. 335. Section 256.17, Code 2024, is amended to read as
18 follows:

19 **256.17 Postsecondary course audit ~~committee~~.**

20 1. The department shall ~~establish and facilitate a~~
21 ~~postsecondary course audit committee which shall annually~~
22 audit postsecondary courses offered to high school students in
23 accordance with [chapter 261E](#).

24 ~~2. The committee shall include but not be limited~~
25 ~~to representatives from the kindergarten through grade~~
26 ~~twelve education community, community colleges, and regents~~
27 ~~universities.~~

28 ~~3.~~ 2. The ~~committee~~ department shall establish a sampling
29 technique that randomly selects courses for audit. The audit
30 shall include but not be limited to a review of the course
31 syllabus, teacher qualifications, examples of student products,
32 and results of student assessments. Standards for review shall
33 be established by the ~~committee and approved by the~~ department.
34 Audit findings shall be submitted to the institutions providing
35 the classes audited and shall be posted on the department's

1 internet site.

2 ~~4.~~ 3. If the ~~committee~~ department determines that a
3 postsecondary course offered to high school students in
4 accordance with chapter 261E does not meet the standards
5 established by the ~~committee~~ department pursuant to subsection
6 ~~3 2,~~ the course shall not be eligible for future supplementary
7 weighting under section 257.11. If the institution makes
8 changes to the course sufficient to cause the course to meet
9 the standards of the ~~committee~~ department, the ~~committee~~
10 department may reinstate the eligibility of the course for
11 future supplementary weighting under section 257.11.

12 Sec. 336. Section 256.32, subsection 1, Code 2024, is
13 amended to read as follows:

14 1. An advisory council for agricultural education is
15 established, which consists of ~~nine~~ seven members appointed
16 by the governor. The ~~nine~~ seven members shall include ~~the~~
17 ~~following:~~

18 ~~a.~~ Five at least four persons representing all areas
19 of agriculture and diverse geographical areas and at least
20 one person involved in the field of education, including
21 but not limited to a secondary school program instructor, a
22 postsecondary school program instructor, or a teacher educator.

23 ~~b.~~ ~~An individual representing agriculture on a council~~
24 ~~created to advise the state on career and technical education~~
25 ~~matters.~~

26 ~~c.~~ ~~A secondary school program instructor, a postsecondary~~
27 ~~school program instructor, and a teacher educator.~~

28 Sec. 337. Section 256.33, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. The department shall consort with school districts,
31 area education agencies, community colleges, and colleges
32 and universities to provide assistance to them in the use
33 of educational technology for instruction purposes. The
34 department shall consult with ~~the advisory committee on~~
35 ~~telecommunications, established in~~ section 256.7, subsection 7,

1 ~~and other~~ users of educational technology on the development
2 and operation of programs under [this section](#).

3 Sec. 338. Section 256.82, subsection 1, paragraph a, Code
4 2024, is amended to read as follows:

5 a. Four members shall be appointed by the governor so
6 that the portion of the board membership appointed under this
7 paragraph includes two male board members and two female board
8 members at all times:

9 ~~(1) One member shall be appointed from the business~~
10 ~~community other than the television and telecommunications~~
11 ~~industry.~~

12 ~~(2) One member shall be appointed with experience in or~~
13 ~~knowledge about the television industry.~~

14 ~~(3) One member shall be appointed from the membership of~~
15 ~~a fundraising nonprofit organization financially assisting~~
16 ~~the Iowa public broadcasting division. At least one member~~
17 ~~shall have experience in or knowledge of the television and~~
18 ~~telecommunications industry, and at least one member shall~~
19 ~~have experience with or knowledge of fundraising nonprofit~~
20 ~~organizations.~~

21 ~~(4) One member shall represent the general public.~~

22 Sec. 339. Section 256.176, subsection 2, paragraphs a and d,
23 Code 2024, are amended to read as follows:

24 a. A member of the state board of regents to be named by the
25 state board of regents, or the executive director of the state
26 board of regents if so appointed by the state board of regents,
27 who shall serve for a four-year term or until the expiration
28 of the member's term of office, and who shall serve as an ex
29 officio, nonvoting member.

30 d. ~~Nine~~ Seven additional members to be appointed by the
31 governor as follows:

32 ~~(1) One member shall be selected to represent private~~
33 ~~colleges and universities located in the state of Iowa.~~

34 ~~When appointing this member, the governor shall give careful~~
35 ~~consideration to any person nominated or recommended by any~~

1 ~~organization or association of some or all private colleges and~~
2 ~~universities located in the state of Iowa.~~

3 ~~(2) One member shall be selected to represent Iowa's~~
4 ~~community colleges. When appointing this member, the governor~~
5 ~~shall give careful consideration to any person nominated~~
6 ~~or recommended by any organization or association of Iowa~~
7 ~~community colleges.~~

8 ~~(3) (1) One At least one member shall be enrolled as a~~
9 ~~student at an institution of higher learning governed by the~~
10 ~~board of regents, a community college, or an accredited private~~
11 ~~institution.~~

12 ~~(4) (2) One At least one member shall be a parent of a~~
13 ~~student enrolled at an institution of higher learning governed~~
14 ~~by the board of regents, a community college, or an accredited~~
15 ~~private institution.~~

16 ~~(5) (3) One At least one member shall represent~~
17 ~~practitioners licensed under chapter 256, subchapter VII,~~
18 ~~part 3. When appointing this member, the governor shall give~~
19 ~~careful consideration to any person nominated by an Iowa~~
20 ~~teacher association or other education stakeholder organization~~
21 ~~have knowledge and experience in financial or fiduciary~~
22 ~~matters.~~

23 ~~(6) Four members shall represent the general public,~~
24 ~~none of whom shall be officers, board members, or trustees~~
25 ~~of an institution of higher learning or of an association of~~
26 ~~institutions of higher learning.~~

27 Sec. 340. Section 256.176, subsection 2, Code 2024, is
28 amended by adding the following new paragraphs:

29 NEW PARAGRAPH. e. One member to represent private colleges
30 and universities located in the state of Iowa, who shall be
31 selected by an organization or association of some or all
32 private colleges and universities located in the state of Iowa,
33 and who shall serve as an ex officio, nonvoting member.

34 NEW PARAGRAPH. f. One member to represent Iowa's community
35 colleges, who shall be selected by an organization or

1 association of Iowa community colleges, and who shall serve as
2 an ex officio, nonvoting member.

3 Sec. 341. Section 256I.4, subsection 19, Code 2024, is
4 amended by striking the subsection and inserting in lieu
5 thereof the following:

6 19. Serve as the state advisory council required under the
7 federal Improving Head Start for School Readiness Act of 2007,
8 Pub. L. No. 110-134, as designated by the governor.

9 Sec. 342. Section 260C.36, subsection 4, Code 2024, is
10 amended to read as follows:

11 4. The department of education shall establish the
12 ~~following committees:~~

13 ~~a. An an ad hoc accreditation quality faculty plan protocol~~
14 ~~committee to advise the department in the development of~~
15 ~~protocols related to the quality faculty planning process to~~
16 ~~be used by the accreditation teams during site visits. The~~
17 ~~committee shall, at a minimum, determine what types of evidence~~
18 ~~need to be provided, develop interview procedures and visit~~
19 ~~goals, and propose accreditation protocol revisions.~~

20 ~~b. An ongoing quality faculty plan professional development~~
21 ~~committee. The committee shall, at a minimum, do the~~
22 ~~following:~~

23 ~~(1) Develop systemic, ongoing, and sustainable statewide~~
24 ~~professional development opportunities that support~~
25 ~~institutional development as well as individual development and~~
26 ~~support of the quality faculty plans. The opportunities may~~
27 ~~include internet-based systems to share promising practices.~~

28 ~~(2) Determine future professional development needs.~~

29 ~~(3) Develop or identify training and assistance relating to~~
30 ~~the quality faculty plan process and requirements.~~

31 ~~(4) Assist the department and community colleges in~~
32 ~~developing professional development consortia.~~

33 ~~(5) Review and identify best practices in each community~~
34 ~~college quality faculty plan, including best practices~~
35 ~~regarding adjunct faculty.~~

1 ~~c. A community college faculty advisory committee consisting~~
2 ~~of one member and one alternate from each community college,~~
3 ~~appointed by the committee established pursuant to subsection~~
4 ~~1. The committee membership shall be equally represented by~~
5 ~~individuals from the liberal arts and sciences faculty and~~
6 ~~the career and technical faculty. The committee shall, at a~~
7 ~~minimum, keep faculty informed of higher education issues,~~
8 ~~facilitate communication between the faculty and the department~~
9 ~~on an ongoing basis, and serve as an advisory committee to the~~
10 ~~department and community colleges on faculty issues.~~

11 Sec. 343. Section 260C.39, subsection 3, Code 2024, is
12 amended to read as follows:

13 3. The terms of employment of personnel, for the academic
14 year following the effective date of the agreement to combine
15 the merged areas shall not be affected by the combination of
16 the merged areas, except in accordance with the procedures
17 under [sections 279.15, 279.16, 279.18, and 279.24](#), to
18 the extent those procedures are applicable, or under the
19 terms of the base bargaining agreement. The authority and
20 responsibility to offer new contracts or to continue, modify,
21 or terminate existing contracts pursuant to any applicable
22 procedures under [chapter 279](#), shall be transferred to the
23 acting, and then to the new, board of the combined merged area
24 upon certification of a favorable vote to each of the merged
25 areas affected by the agreement. The collective bargaining
26 agreement of the merged area receiving the greatest amount of
27 general state aid shall serve as the base agreement for the
28 combined merged area and the employees of the merged areas
29 which combined to form the new combined merged area shall
30 automatically be accreted to the bargaining unit from that
31 former merged area for purposes of negotiating the contracts
32 for the following years without further action by the ~~public~~
33 ~~employment relations~~ appeal board. If only one collective
34 bargaining agreement is in effect among the merged areas which
35 are combining under [this section](#), then that agreement shall

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

31 Sec. 344. Section 261A.6, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. a. The For members appointed prior to the effective date
34 of this division of this Act, members of the authority shall be
35 appointed by the governor for terms of six years beginning and

1 ending as provided in [section 69.19](#). A member of the authority
2 is eligible for reappointment.

3 b. For members appointed on or after the effective date of
4 this division of this Act, members of the authority shall be
5 appointed by the governor for terms of four years beginning and
6 ending as provided in section 69.19. A member of the authority
7 shall not serve more than two full terms.

8 c. The governor shall fill a vacancy for the remainder of
9 the unexpired term. A member of the authority may be removed
10 by the governor for misfeasance, malfeasance, or willful
11 neglect of duty or other cause after notice and a public
12 hearing unless the notice and hearing are waived by the member
13 in writing.

14 Sec. 345. Section 266.39, subsections 3 and 5, Code 2024,
15 are amended by striking the subsections.

16 Sec. 346. Section 267A.2, subsection 2, Code 2024, is
17 amended by striking the subsection.

18 Sec. 347. Section 267A.5, Code 2024, is amended to read as
19 follows:

20 **267A.5 Local food and farm program fund.**

21 A local food and farm program fund is created in the state
22 treasury under the control of the department. The fund is
23 separate from the general fund of the state. The fund is
24 composed of moneys appropriated by the general assembly and
25 moneys available to and obtained or accepted by the local food
26 and farm program from the United States government or private
27 sources for placement in the fund. Moneys in the fund shall
28 be used to carry out the purpose and goals of [this chapter](#)
29 as provided in [section 267A.1](#), including but not limited to
30 administering the local food and farm program as provided in
31 section 267A.6. The fund shall be managed by the department in
32 consultation with the local food and farm coordinator, ~~under~~
33 ~~the supervision of the local food and farm program council.~~

34 Sec. 348. Section 267A.6, subsection 1, Code 2024, is
35 amended to read as follows:

1 1. The local food and farm program coordinator, ~~with advice~~
2 ~~from the local food and farm program council,~~ shall develop and
3 administer a local food and farm program necessary to carry out
4 the purpose and goals of **this chapter** as provided in section
5 267A.1.

6 Sec. 349. Section 272C.1, subsection 6, paragraphs b, f, and
7 u, Code 2024, are amended by striking the paragraphs.

8 Sec. 350. Section 272C.1, subsection 6, paragraphs s and ad,
9 Code 2024, are amended to read as follows:

10 *s.* The board of ~~psychology~~ behavioral health professionals,
11 created pursuant to **chapter 147**.

12 *ad.* The ~~plumbing and mechanical systems~~ board of building
13 and construction occupations, created pursuant to ~~chapter 105~~
14 103A, in performing licensing activities pursuant to chapters
15 103 and 105.

16 Sec. 351. Section 272C.2, subsection 3, Code 2024, is
17 amended to read as follows:

18 3. The state board of engineering and land surveyors,
19 the board of architectural examiners, ~~the board of landscape~~
20 ~~architectural examiners,~~ and the economic development authority
21 shall cooperate with each other and with persons who typically
22 offer continuing education courses for design professionals to
23 make available energy efficiency related continuing education
24 courses, and to encourage interdisciplinary cooperation and
25 education concerning available energy efficiency strategies for
26 employment in the state's construction industry.

27 Sec. 352. Section 273.22, subsection 2, paragraph a, Code
28 2024, is amended to read as follows:

29 *a.* The collective bargaining agreement of the area education
30 agency with the largest basic enrollment, as defined in section
31 257.6, for the year prior to the year the reorganization is
32 effective, shall serve as the base agreement in the new area
33 education agency and the employees of the other area education
34 agencies involved in the formation of the new area education
35 agency shall automatically be accreted to the bargaining

1 unit of that collective bargaining agreement for purposes of
2 negotiating the contracts for the following years without
3 further action by the ~~public employment relations~~ appeal
4 board. If only one collective bargaining agreement is in
5 effect among the area education agencies that are party to
6 the reorganization, that agreement shall serve as the base
7 agreement, and the employees of the other agencies involved
8 in the formation of the new area education agency shall
9 automatically be accreted to the bargaining unit of that
10 collective bargaining agreement for purposes of negotiating the
11 contracts for the following years without further action by the
12 ~~public employment relations~~ appeal board.

13 Sec. 353. Section 275.33, subsection 2, paragraph a, Code
14 2024, is amended to read as follows:

15 a. The collective bargaining agreement of the district
16 with the largest basic enrollment for the year prior to
17 the reorganization, as defined in [section 257.6](#), in the new
18 district shall serve as the base agreement and the employees
19 of the other districts involved in the formation of the new
20 district shall automatically be accreted to the bargaining
21 unit of that collective bargaining agreement for purposes of
22 negotiating the contracts for the following years without
23 further action by the ~~public employment relations~~ appeal board.
24 If only one collective bargaining agreement is in effect among
25 the districts which are party to the reorganization, then that
26 agreement shall serve as the base agreement, and the employees
27 of the other districts involved in the formation of the new
28 district shall automatically be accreted to the bargaining
29 unit of that collective bargaining agreement for purposes of
30 negotiating the contracts for the following years without
31 further action by the ~~public employment relations~~ appeal board.

32 Sec. 354. Section 284.11, subsection 2, paragraph c, Code
33 2024, is amended to read as follows:

34 c. Review the use and effectiveness of the funds distributed
35 to school districts for supplemental assistance in high-need

1 schools under ~~this section~~, and consider the findings and
2 recommendations of the commission on educator leadership
3 and compensation submitted pursuant to section 284.15,
4 subsection 13, relating to the use and effectiveness of the
5 funds distributed to school districts under ~~this section~~. The
6 department shall submit its findings and recommendations in a
7 report to the general assembly by January 15 annually.

8 Sec. 355. Section 284.15, subsection 12, Code 2024, is
9 amended by striking the subsection.

10 Sec. 356. Section 284.15, subsection 14, Code 2024, is
11 amended to read as follows:

12 14. The provisions of ~~this chapter~~ shall be subject to
13 legislative review at least every three years. ~~The review~~
14 ~~shall be based upon a status report from the commission~~
15 ~~on educator leadership and compensation, which shall be~~
16 ~~prepared with the assistance of the departments of education,~~
17 ~~management, and revenue.~~ The status report shall review and
18 report on the department's assignment and utilization of
19 full-time equivalent positions, and shall include information
20 on teacher retention, teacher compensation, academic quality
21 of beginning teachers, teacher evaluation results, student
22 achievement trend and comparative data, and recommendations
23 for changes to the teacher leadership supplement foundation
24 aid and the framework or comparable systems approved pursuant
25 to ~~this section~~. The first status report shall be submitted
26 to the general assembly by January 15, 2017, with subsequent
27 status reports prepared and submitted to the general assembly
28 by January 15 at least every third year thereafter.

29 Sec. 357. Section 312.3, subsection 1, Code 2024, is amended
30 to read as follows:

31 1. Apportion among the counties the road use tax funds
32 credited to the secondary road fund by using the distribution
33 methodology adopted pursuant to ~~section 312.3C~~ by the
34 commission by rule.

35 Sec. 358. Section 312.3B, subsection 2, Code 2024, is

1 amended to read as follows:

2 2. The Iowa county engineers association service
3 bureau shall annually compute the secondary road fund and
4 farm-to-market road fund distributions using the methodology
5 determined by the ~~secondary road fund distribution committee~~
6 ~~pursuant to section 312.3C commission~~. The Iowa county
7 engineers association service bureau shall report the
8 computations to the ~~secondary road fund distribution committee,~~
9 the department, the treasurer of state, and the counties.

10 Sec. 359. Section 312.5, subsection 1, Code 2024, is amended
11 to read as follows:

12 1. ~~For the fiscal year ending June 30, 2006, the treasurer~~
13 ~~of state shall apportion among the counties the road use tax~~
14 ~~funds credited to the farm-to-market road fund by using the~~
15 ~~allocation method contained in section 312.5, subsection 1,~~
16 ~~Code 2005. For subsequent fiscal years Each fiscal year, the~~
17 treasurer of state shall apportion among the counties the road
18 use tax funds credited to the farm-to-market road fund by using
19 the distribution methodology adopted ~~pursuant to section 312.3C~~
20 by the commission.

21 Sec. 360. Section 312.16, Code 2024, is amended by adding
22 the following new subsection:

23 NEW SUBSECTION. 01. "*Commission*" means the state
24 transportation commission.

25 Sec. 361. Section 312A.3, subsection 2, Code 2024, is
26 amended to read as follows:

27 2. Twenty percent for deposit in the secondary road fund,
28 for apportionment according to the methodology adopted ~~pursuant~~
29 ~~to section 312.3C by the commission~~, to be used by counties
30 for construction and maintenance projects on secondary road
31 bridges and on highways in the farm-to-market road system. At
32 least ten percent of the moneys allocated to a county under
33 this subsection shall be used for bridge construction, repair,
34 and maintenance, with priority given to projects that aid and
35 support economic development and job creation.

1 Sec. 362. Section 314.1, subsection 2, Code 2024, is amended
2 to read as follows:

3 2. Notwithstanding any other provision of law to the
4 contrary, a public improvement that involves the construction,
5 reconstruction, or improvement of a highway, bridge, or culvert
6 and that has a cost in excess of the applicable threshold in
7 section 73A.18, 262.34, 297.7, 309.40, 310.14, or 313.10, as
8 modified by the ~~bid threshold subcommittee~~ director pursuant
9 to [section 314.1B](#), shall be advertised and let for bid, except
10 such public improvements that involve emergency work pursuant
11 to [section 309.40A](#), [313.10](#), or [384.103, subsection 2](#). For a
12 city having a population of fifty thousand or less, a public
13 improvement that involves the construction, reconstruction, or
14 improvement of a highway, bridge, or culvert that has a cost
15 in excess of twenty-five thousand dollars, as modified by the
16 ~~bid threshold subcommittee~~ director pursuant to [section 314.1B](#),
17 shall be advertised and let for bid, excluding emergency work.
18 However, a public improvement that has an estimated total
19 cost to a city in excess of a threshold of fifty thousand
20 dollars, as modified by the ~~bid threshold subcommittee~~ director
21 pursuant to [section 314.1B](#), and that involves the construction,
22 reconstruction, or improvement of a highway, bridge, or culvert
23 that is under the jurisdiction of a city with a population
24 of more than fifty thousand, shall be advertised and let for
25 bid. Cities required to competitively bid highway, bridge,
26 or culvert work shall do so in compliance with the contract
27 letting procedures of [sections 26.3 through 26.12](#).

28 Sec. 363. Section 314.1B, subsection 1, paragraph a, Code
29 2024, is amended by striking the paragraph.

30 Sec. 364. Section 314.1B, subsection 1, paragraph b, Code
31 2024, is amended to read as follows:

32 **b.** The ~~subcommittee~~ director, in consultation with industry
33 and subject matter experts, shall review the competitive bid
34 thresholds applicable to city and county highway, bridge,
35 and culvert projects. The ~~subcommittee~~ director shall

1 review price adjustments for all types of city and county
2 highway, bridge, and culvert construction, reconstruction, and
3 improvement projects, based on changes in the construction
4 price index from the preceding year. Upon completion of the
5 review the ~~subcommittee~~ director may make adjustments in the
6 applicable bid thresholds for types of work based on the price
7 adjustments.

8 Sec. 365. Section 314.1B, subsection 2, paragraph a, Code
9 2024, is amended by striking the paragraph.

10 Sec. 366. Section 314.1B, subsection 2, paragraphs b, c, d,
11 and e, Code 2024, are amended to read as follows:

12 ~~b. The subcommittee appointed under this subsection~~
13 director, in consultation with industry and subject matter
14 experts, shall review the competitive bid thresholds applicable
15 to governmental entities under [chapter 26](#). The ~~subcommittee~~
16 director shall review price adjustments for all types of
17 construction, reconstruction, and public improvement projects
18 based on the changes in the construction price index, building
19 cost index, and material cost index from the preceding
20 adjustment. Upon completion of the review the ~~subcommittee~~
21 director may make adjustments in the applicable bid thresholds
22 for types of work based on the price adjustments.

23 ~~c. The subcommittee shall not make an initial adjustment to~~
24 ~~the competitive bid threshold in [section 26.3](#) to be effective~~
25 ~~prior to January 1, 2012. Thereafter, the subcommittee~~ The
26 director shall adjust the bid threshold amount in accordance
27 with [subsection 3](#) but shall not adjust the bid threshold to an
28 amount less than the bid threshold applicable to a governmental
29 entity on January 1, 2007.

30 ~~d. Beginning July 1, 2006~~ 2024, the ~~subcommittee~~ director
31 shall make adjustments to the competitive quotation threshold
32 amounts in [section 26.14](#) for vertical infrastructure in
33 accordance with the methodology of paragraph "b".

34 ~~e. After 2012, the subcommittee~~ The director shall adjust
35 the competitive quotation threshold amounts in [section 26.14](#)

1 at the same time and by the same percentage as adjustments are
2 made to the competitive bid threshold.

3 Sec. 367. Section 314.1B, subsection 3, Code 2024, is
4 amended to read as follows:

5 3. *Review — publication.* ~~Each subcommittee~~ The director
6 shall ~~meet to conduct the review and~~ make the adjustments
7 described in this section on or before August 1 of every
8 other year, or of every year if determined necessary by the
9 ~~subcommittee~~ director. By September 1 of each year in which
10 a ~~subcommittee~~ director makes adjustments in the bid or
11 quotation thresholds, the director shall cause an advisory
12 notice to be published in the Iowa administrative bulletin and
13 in a newspaper of general circulation in this state, stating
14 the adjusted bid and quotation thresholds to be in effect
15 on January 1 of the following year, as established by the
16 ~~subcommittees~~ director under this section.

17 Sec. 368. Section 314.13, subsection 2, Code 2024, is
18 amended by striking the subsection.

19 Sec. 369. Section 314.13, Code 2024, is amended by adding
20 the following new subsection:

21 NEW SUBSECTION. 4A. “*Director*” means the director of
22 transportation.

23 Sec. 370. Section 314.22, subsection 3, Code 2024, is
24 amended to read as follows:

25 3. ~~*Integrated roadside vegetation management technical*~~
26 ~~*advisory committee Report.*~~

27 ~~a. The director of the department shall appoint members~~
28 ~~to an integrated roadside vegetation management technical~~
29 ~~advisory committee which is created to provide advice on the~~
30 ~~development and implementation of a statewide integrated~~
31 ~~roadside vegetation management plan and program and related~~
32 ~~projects. The department shall report annually in January to~~
33 ~~the general assembly regarding its activities and those of the~~
34 ~~committee under this section. Activities of the committee may~~
35 ~~include but are not limited to providing advice and assistance~~

1 ~~in the following areas:~~

2 ~~(1) Research efforts.~~

3 ~~(2) Demonstration projects.~~

4 ~~(3) Education and orientation efforts for property owners,~~
5 ~~public officials, and the general public.~~

6 ~~(4) Activities of the integrated roadside vegetation~~
7 ~~management coordinator for integrated roadside vegetation~~
8 ~~management.~~

9 ~~(5) Reviewing applications for funding assistance.~~

10 ~~(6) Securing funding for research and demonstrations.~~

11 ~~(7) Determining needs for revising the state weed law and~~
12 ~~other applicable Code sections.~~

13 ~~(8) Liaison with the Iowa state association of counties, the~~
14 ~~Iowa league of cities, and other organizations for integrated~~
15 ~~roadside vegetation management purposes.~~

16 ~~b. The director may appoint any number of persons to the~~
17 ~~committee but, at a minimum, the committee shall consist of all~~
18 ~~of the following:~~

19 ~~(1) One member representing the utility industry.~~

20 ~~(2) One member from the Iowa academy of sciences.~~

21 ~~(3) One member representing county government.~~

22 ~~(4) One member representing city government.~~

23 ~~(5) Two members representing the private sector including~~
24 ~~community interest groups.~~

25 ~~(6) One member representing soil conservation interests.~~

26 ~~(7) One member representing the department of natural~~
27 ~~resources.~~

28 ~~(8) One member representing county conservation boards.~~

29 ~~c. Members of the committee shall serve without~~
30 ~~compensation, but may be reimbursed for allowable expenses from~~
31 ~~the living roadway trust fund created under [section 314.21](#). No~~
32 ~~more than a simple majority of the members of the committee~~
33 ~~shall be of the same gender as provided in [section 69.16A](#).~~

34 ~~The director of the department shall appoint the chair of the~~
35 ~~committee and shall establish a minimum schedule of meetings~~

1 ~~for the committee.~~

2 Sec. 371. Section 321.252, subsection 3, paragraph a, Code
3 2024, is amended to read as follows:

4 a. The department shall establish, by rule, ~~in cooperation~~
5 ~~with a tourist signing committee,~~ the standards for
6 tourist-oriented directional signs and shall annually review
7 the list of attractions for which signing is in place. The
8 rules shall conform to national standards for tourist-oriented
9 directional signs adopted under 23 U.S.C. §131(q) and to the
10 manual of uniform traffic-control devices.

11 ~~(1) The tourist signing committee shall be made up of~~
12 ~~the directors or the directors' designees of the departments~~
13 ~~of agriculture and land stewardship, natural resources, and~~
14 ~~transportation, the director or the director's designee of~~
15 ~~the economic development authority, the chairperson or the~~
16 ~~chairperson's designee of the Iowa travel council, and a~~
17 ~~member of the outdoor advertising association of Iowa. The~~
18 ~~director or the director's designee of the economic development~~
19 ~~authority shall be the chairperson of the committee.~~

20 ~~(2) The department of transportation shall be responsible~~
21 ~~for calling and setting the date of the meetings of the~~
22 ~~committee which meetings shall be based upon the amount of~~
23 ~~activity relating to signs. However, the committee shall meet~~
24 ~~at least once a month.~~

25 Sec. 372. Section 331.301, subsection 6, paragraph b, Code
26 2024, is amended to read as follows:

27 b. A county shall not impose any fee or charge on any
28 individual or business licensed pursuant to chapter 105 by
29 the ~~plumbing and mechanical systems~~ board of building and
30 construction occupations for the right to perform plumbing,
31 mechanical, HVAC, refrigeration, sheet metal, or hydronic
32 systems work within the scope of the license. This paragraph
33 does not prohibit a county from charging fees for the issuance
34 of permits for, and inspections of, work performed in its
35 jurisdiction.

1 Sec. 373. Section 333A.2, subsection 1, paragraphs b and c,
2 Code 2024, are amended to read as follows:

3 b. Five elected county officials who are regularly involved
4 in budget preparation. ~~One county official shall be from~~
5 ~~a county with a population of less than eleven thousand~~
6 ~~five hundred, one from a county with a population of more~~
7 ~~than eleven thousand five hundred but not more than sixteen~~
8 ~~thousand, one from a county with a population of more than~~
9 ~~sixteen thousand but not more than twenty-two thousand five~~
10 ~~hundred, one from a county with a population of more than~~
11 ~~twenty-two thousand five hundred but not more than eighty~~
12 ~~thousand and one from a county with a population of more than~~
13 ~~eighty thousand.~~ The governor director of the department of
14 management shall select and appoint the county officials,
15 ~~subject to the approval of two-thirds of the members of the~~
16 ~~senate.~~

17 c. A certified public accountant experienced in governmental
18 accounting selected and appointed by the ~~governor with the~~
19 ~~approval of two-thirds of the members of the senate~~ director of
20 the department of management.

21 Sec. 374. Section 333A.2, subsection 2, Code 2024, is
22 amended to read as follows:

23 2. The members of the committee appointed by the ~~governor~~
24 director of the department of management are appointed for
25 four-year terms except that of the initial appointments, two
26 county official members shall be appointed to two-year terms.
27 When a county official member no longer holds the office which
28 qualified the official for appointment, the official shall no
29 longer be a member of the committee. Any person appointed to
30 fill a vacancy shall be appointed to serve the unexpired term.
31 Any member is eligible for reappointment, but a member shall
32 not be appointed to serve more than two four-year terms.

33 Sec. 375. Section 357A.21, subsection 2, Code 2024, is
34 amended to read as follows:

35 2. If an agreement is not reached under [subsection 1](#),

1 the governing body of the city or water utility or the board
2 of directors or trustees of the district or association may
3 request mediation pursuant to [chapter 679C](#). The governing
4 body or board requesting mediation shall be responsible for
5 the costs of the mediation. A mediation committee shall be
6 established if a governing body or board requests mediation
7 pursuant to [this subsection](#). The mediation committee shall
8 consist of one member of the governing body of the city or the
9 governing body's designee, one member of the board of directors
10 or trustees of the district or association, as applicable, and
11 one disinterested member chosen by the other two members. A
12 list of qualified mediators may be obtained from the American
13 arbitration association, the ~~public employment relations~~ appeal
14 board established pursuant to [section 20-5 10A.601](#), or a
15 recognized mediation organization or association.

16 Sec. 376. Section 364.3, subsection 3, paragraph b, Code
17 2024, is amended to read as follows:

18 *b.* A city shall not impose any fee or charge on any
19 individual or business licensed pursuant to chapter 105 by
20 the ~~plumbing and mechanical systems~~ board of building and
21 construction occupations for the right to perform plumbing,
22 mechanical, HVAC, refrigeration, sheet metal, or hydronic
23 systems work within the scope of the license. This paragraph
24 does not prohibit a city from charging fees for the issuance
25 of permits for, and inspections of, work performed in its
26 jurisdiction.

27 Sec. 377. Section 384.13, subsection 2, paragraphs c and d,
28 Code 2024, are amended to read as follows:

29 *c.* Five city officials who are regularly involved in
30 budget preparation. ~~One official must be from a city with a~~
31 ~~population of not over two thousand five hundred, one from a~~
32 ~~city with a population of over two thousand five hundred but~~
33 ~~not over fifteen thousand, one from a city with a population~~
34 ~~of over fifteen thousand but not over fifty thousand, one from~~
35 ~~a city with a population of over fifty thousand, and one from~~

1 ~~any size city.~~ The ~~governor~~ director of the department of
2 management shall select and appoint the city officials.

3 *d.* One certified public accountant experienced in city
4 accounting, to be selected and appointed by the ~~governor~~
5 director of the department of management.

6 Sec. 378. Section 414.1, subsection 2, Code 2024, is amended
7 to read as follows:

8 2. The city of Des Moines may, for the purpose of preserving
9 the dominance of the dome of the state capitol building and
10 the view of the state capitol building from prominent public
11 viewing points, regulate and restrict the height and size of
12 buildings and other structures in the city of Des Moines.
13 Any regulations pertaining to such matters shall be made in
14 accordance with a comprehensive plan and in consultation with
15 the ~~capitol planning commission~~ department of administrative
16 services.

17 Sec. 379. Section 455A.5, subsection 1, Code 2024, is
18 amended to read as follows:

19 1. *a.* A natural resource commission is created, which
20 consists of seven members appointed by the governor for
21 staggered terms of six years beginning and ending as provided
22 in [section 69.19](#), except as provided in paragraph "*b*". The
23 appointees are subject to senate confirmation. The members
24 shall be citizens of the state who have a substantial knowledge
25 of the subjects embraced by [chapter 456A](#). The appointments
26 shall be based upon the training, experience, and capacity of
27 the appointees, and not based upon political considerations,
28 other than as provided in [section 69.16](#). A member of the
29 commission shall not hold any other state or federal office.

30 *b.* For members appointed on or after the effective date
31 of this division of this Act, members shall serve staggered
32 terms of four years beginning and ending as provided in section
33 69.19.

34 Sec. 380. Section 455A.5, subsection 6, paragraph d, Code
35 2024, is amended to read as follows:

1 ~~d. Approve~~ Provide advice and recommendations regarding
2 the budget request prepared by the director for the programs
3 authorized by [chapters 321G, 321I, 456A, 456B, 457A, 461A,](#)
4 [462A, 462B, 464A, 481A, 481B, 483A, 484A,](#) and [484B](#). The
5 ~~commission may increase, decrease, or strike any item within~~
6 ~~the department budget request for the specified programs before~~
7 ~~granting approval.~~

8 Sec. 381. Section 455A.6, subsection 6, paragraph d, Code
9 2024, is amended to read as follows:

10 ~~d. Approve~~ Provide advice and make recommendations regarding
11 the budget request prepared by the director for the programs
12 authorized by [chapters 455B, 455C, 455E, 455F, 455H,](#) and [459,](#)
13 [subchapters II and III.](#) ~~The commission shall approve the~~
14 ~~budget request prepared by the director for programs subject to~~
15 ~~the rulemaking authority of the commission. The commission may~~
16 ~~increase, decrease, or strike any item within the department~~
17 ~~budget request for the specified programs before granting~~
18 ~~approval.~~

19 Sec. 382. Section 455A.19, subsection 1, unnumbered
20 paragraph 1, Code 2024, is amended to read as follows:

21 Upon receipt of any revenue, the director shall deposit the
22 moneys in the Iowa resources enhancement and protection fund
23 created pursuant to [section 455A.18](#). The first three hundred
24 fifty thousand dollars of the funds received for deposit in the
25 fund annually shall be allocated ~~to the conservation education~~
26 ~~program board~~ for the purposes specified in [section 455A.21](#).
27 One percent of the revenue receipts shall be deducted and
28 transferred to the administration fund provided for in section
29 456A.17. All of the remaining receipts shall be allocated to
30 the following accounts:

31 Sec. 383. Section 455A.21, Code 2024, is amended to read as
32 follows:

33 **455A.21 Conservation education program board.**

34 ~~1. A conservation education program board is created in~~
35 ~~the department. The board shall have five members appointed~~

1 ~~as follows:~~

2 ~~a. One member appointed by the director of the department~~
3 ~~of education.~~

4 ~~b. One member appointed by the director of the department of~~
5 ~~natural resources.~~

6 ~~c. One member appointed by the president of the Iowa~~
7 ~~association of county conservation boards.~~

8 ~~d. One member appointed by the president of the Iowa~~
9 ~~association of naturalists.~~

10 ~~e. One member appointed by the president of the Iowa~~
11 ~~conservation education council.~~

12 2. ~~Section 69.16 does not apply to appointments made~~
13 ~~pursuant to this section.~~

14 3. ~~The duties of the board are to~~ department shall revise
15 and produce conservation education materials and ~~to~~ specify
16 stipends to Iowa educators who participate in innovative
17 conservation education programs approved by the ~~board~~
18 department. The ~~board~~ department shall allocate the funds
19 provided for under section 455A.19, subsection 1, for the
20 educational materials and stipends.

21 4. ~~The department shall administer the funds allocated to~~
22 ~~the conservation education program as provided in this section.~~

23 Sec. 384. Section 455B.190A, subsection 1, paragraph h,
24 Code 2024, is amended by striking the paragraph.

25 Sec. 385. Section 455B.190A, subsection 2, paragraphs f and
26 g, Code 2024, are amended to read as follows:

27 *f.* The department shall develop continuing education
28 requirements for certification of a well contractor ~~in~~
29 ~~consultation with the well contractors' council.~~

30 *g.* The examination shall be developed by the department ~~in~~
31 ~~consultation with the well contractors' council~~ to determine
32 the applicant's qualifications to perform well drilling or
33 pump services or both. The examination shall be updated
34 as necessary to reflect current groundwater law and well
35 construction, maintenance, pump services, and abandonment

1 practices. The examination shall be administered by the
2 department or by a person designated by the department.

3 Sec. 386. Section 455B.190A, subsections 3 and 6, Code 2024,
4 are amended by striking the subsections.

5 Sec. 387. Section 455B.190A, subsection 4, Code 2024, is
6 amended to read as follows:

7 4. The department shall develop, ~~in consultation with the~~
8 ~~well contractors' council,~~ a consumer information pamphlet
9 regarding well construction, well maintenance, well plugging,
10 pump services, and Iowa groundwater laws. The department ~~and~~
11 ~~the council~~ shall review and revise the consumer information
12 pamphlet as necessary. The consumer information pamphlet shall
13 be supplied to well contractors, at cost, and well contractors
14 shall supply one copy at no cost to potential customers prior
15 to initiation of well services.

16 Sec. 388. Section 455B.190A, subsection 5, unnumbered
17 paragraph 1, Code 2024, is amended to read as follows:

18 The department shall establish by rule and collect, ~~in~~
19 ~~consultation with the well contractors' council,~~ the following
20 fees to be used to implement and administer the provisions of
21 this section:

22 Sec. 389. Section 455G.4, Code 2024, is amended by adding
23 the following new subsection:

24 NEW SUBSECTION. 7. *Repeal.* This section is repealed
25 December 31, 2028. On or before November 29, 2027, the
26 department of natural resources, in consultation with the
27 board, shall propose legislation to the general assembly to
28 strike or repeal provisions referencing the board and the Iowa
29 comprehensive petroleum underground storage tank fund created
30 in section 455G.3 throughout the Code. The remainder of the
31 moneys in the Iowa comprehensive petroleum underground storage
32 tank fund on December 31, 2028, shall be transferred to the
33 storage tank management account of the groundwater protection
34 fund created in section 455E.11.

35 Sec. 390. Section 461A.42, subsection 1, paragraph a, Code

1 2024, is amended to read as follows:

2 a. A firearm or other weapon authorized for hunting may be
3 used in preserves or parts of preserves designated by the ~~state~~
4 ~~advisory board on preserves~~ department at the request of the
5 commission.

6 Sec. 391. Section 465C.1, subsection 2, Code 2024, is
7 amended by striking the subsection.

8 Sec. 392. Section 465C.1, subsection 4, Code 2024, is
9 amended to read as follows:

10 4. "*Dedication*" means the allocation of an area as a
11 preserve by a public agency or by a private owner by written
12 stipulation in a form approved by the ~~state advisory board for~~
13 preserves department.

14 Sec. 393. Section 465C.2, Code 2024, is amended to read as
15 follows:

16 **465C.2 Advisory board.**

17 There is hereby created a state system of preserves and a
18 ~~state advisory board for preserves.~~

19 Sec. 394. Section 465C.8, unnumbered paragraph 1, Code
20 2024, is amended to read as follows:

21 The ~~board~~ department shall have the following powers and
22 duties with respect to this chapter:

23 Sec. 395. Section 465C.8, subsection 9, Code 2024, is
24 amended by striking the subsection.

25 Sec. 396. Section 465C.9, Code 2024, is amended to read as
26 follows:

27 **465C.9 Articles of dedication.**

28 1. The public agency or private owner shall complete
29 articles of dedication on forms approved by the ~~board~~
30 department. When the articles of dedication have been approved
31 by the governor, the ~~board~~ department shall record them with
32 the county recorder for the county or counties in which the
33 area is located.

34 2. The articles of dedication may contain restrictions
35 on development, sale, transfer, method of management, public

1 access, and commercial or other use, and may contain such other
2 provisions as may be necessary to further the purposes of this
3 chapter. They may define the respective jurisdictions of the
4 owner or operating agency and the ~~board~~ department. They may
5 provide procedures to be applied in case of violation of the
6 dedication. They may recognize reversionary rights. They may
7 vary in provisions from one preserve to another in accordance
8 with differences in relative conditions.

9 Sec. 397. Section 465C.10, Code 2024, is amended to read as
10 follows:

11 **465C.10 When dedicated as a preserve.**

12 An area shall become a preserve when it has been approved by
13 the ~~board~~ department for dedication as a preserve, whether in
14 public or private ownership, formally dedicated as a preserve
15 within the system by a public agency or private owner and
16 designated by the governor as a preserve.

17 Sec. 398. Section 465C.11, Code 2024, is amended to read as
18 follows:

19 **465C.11 Area held in trust.**

20 1. An area designated as a preserve within the system is
21 hereby declared put to its highest, best, and most important
22 use for public benefit. It shall be held in trust and shall not
23 be alienated except to another public use upon a finding by the
24 ~~board~~ department of imperative and unavoidable public necessity
25 and with the approval of the commission, the general assembly
26 by concurrent resolution, and the governor. The ~~board's~~
27 department's interest or interests in any area designated as a
28 preserve shall not be taken under the condemnation statutes of
29 this state without such a finding of imperative and unavoidable
30 public necessity by the ~~board~~ department, and with the
31 consent of the commission, the general assembly by concurrent
32 resolution, and the governor.

33 2. The ~~board~~ department, with the approval of the governor,
34 may enter into amendments to any articles of dedication upon
35 its finding that such amendment will not permit an impairment,

1 disturbance, or development of the area inconsistent with the
2 purposes of [this chapter](#).

3 3. Before the ~~board~~ department shall make a finding
4 of imperative and unavoidable public necessity, or shall
5 enter into any amendment to articles of dedication, the
6 ~~board~~ department shall provide notice of such proposal and
7 opportunity for any person to be heard. Such notice shall
8 be published at least once in a newspaper with a general
9 circulation in the county or counties wherein the area directly
10 affected is situated, and mailed within ten days of such
11 published notice to all persons who have requested notice of
12 all such proposed actions. Each notice shall set forth the
13 substance of the proposed action and describe, with or without
14 legal description, the area affected, and shall set forth a
15 place and time not less than sixty days thence for all persons
16 desiring to be heard to have reasonable opportunity to be heard
17 prior to the finding of the ~~board~~ department.

18 Sec. 399. Section 476.10B, subsection 7, Code 2024, is
19 amended to read as follows:

20 7. The department of administrative services, in
21 consultation with the board and the division, shall secure
22 architectural services, contract for construction, engineering,
23 and construction oversight and management, and control the
24 funding associated with the building construction and the
25 building's operation and maintenance. The department of
26 administrative services may utilize consultants or other
27 expert assistance to address feasibility, planning, or other
28 considerations connected with construction of the building or
29 decision making regarding the building. The department of
30 administrative services, on behalf of the board and division,
31 shall consult with the office of the governor, and appropriate
32 legislative bodies, ~~and the capitol planning commission~~.

33 Sec. 400. Section 481C.2, subsection 3, Code 2024, is
34 amended to read as follows:

35 3. The criteria for issuing depredation licenses and

1 permits shall be established in administrative rules ~~in~~
2 ~~consultation with the farmer advisory committee created in~~
3 ~~section 481A.10A~~. The administrative rules adopted pursuant
4 to ~~this section~~ shall not require a producer to erect or
5 maintain fencing at a cost exceeding one thousand dollars as a
6 requisite for receiving a depredation license or permit or for
7 participation in a depredation plan.

8 Sec. 401. Section 514C.32, subsection 1, paragraphs a and b,
9 Code 2024, are amended to read as follows:

10 a. A licensed master social worker who is licensed by the
11 board of ~~social work~~ behavioral health professionals as a
12 master social worker pursuant to ~~section 154C.3, subsection 1,~~
13 paragraph "b", and who provides services under the supervision
14 of an independent social worker licensed pursuant to section
15 154C.3, subsection 1, paragraph "c".

16 b. A licensed mental health counselor or a licensed
17 marital and family therapist who holds a temporary license to
18 practice mental health counseling or marital and family therapy
19 pursuant to ~~section 154D.7,~~ and who provides services under
20 the supervision of a qualified supervisor as determined by the
21 board of ~~behavioral science~~ behavioral health professionals by
22 rule.

23 Sec. 402. Section 514C.33, subsections 1 and 2, Code 2024,
24 are amended to read as follows:

25 1. Notwithstanding ~~section 514C.6,~~ a policy or contract
26 providing for third-party payment or prepayment of health or
27 medical expenses shall include a provision for the payment of
28 necessary behavioral health services provided by a person who
29 holds a provisional license to practice psychology pursuant to
30 section 154B.6, and who practices under the supervision of a
31 supervisor who meets the qualifications determined by the board
32 of ~~psychology~~ behavioral health professionals by rule.

33 2. A policy or contract subject to ~~this section~~ shall
34 not impose a practice or supervision restriction which is
35 inconsistent with or more restrictive than the authority

1 already granted by law, including the authority to provide
2 supervision in person or remotely through electronic means as
3 specified by rule of the board of ~~psychology~~ behavioral health
4 professionals.

5 Sec. 403. Section 524.223, subsection 2, unnumbered
6 paragraph 1, Code 2024, is amended to read as follows:

7 If the state bank, director, officer, employee, or
8 substantial shareholder fails to appear at the hearing it shall
9 be deemed to have consented to the issuance of a cease and
10 desist order. In the event of such consent, or if upon the
11 record made at such hearing, the superintendent shall find that
12 any violation or unsafe or unsound practice specified in the
13 notice has been established, the superintendent may issue and
14 serve upon the state bank, director, officer, employee, or
15 substantial shareholder an order to cease and desist from any
16 such violation or practice. Such order may require the state
17 bank and its directors, officers, employees, and shareholders
18 to cease and desist from any such violation or practice and,
19 further, to take affirmative action to correct the conditions
20 resulting from any such violation or practice. In addition,
21 if the violation or practice involves a failure to comply with
22 chapter 12C or any rules adopted pursuant to [chapter 12C](#), the
23 superintendent may recommend to the ~~committee established under~~
24 [section 12C.6](#) treasurer of state that the bank be removed from
25 the list of financial institutions eligible to accept public
26 funds under [section 12C.6A](#) and may require that during the
27 current calendar quarter and up to the next succeeding eight
28 calendar quarters that the bank do any one or more of the
29 following:

30 Sec. 404. Section 542.4, subsection 1, paragraphs a and b,
31 Code 2024, are amended to read as follows:

32 a. The board shall consist of ~~eight~~ five members, appointed
33 by the governor and subject to senate confirmation, all of whom
34 shall be residents of this state. ~~Five~~ Four of the ~~eight~~ five
35 members shall be holders of certificates issued under section

1 ~~542.6, one member shall be the holder of a license issued~~
2 ~~under section 542.8, and two~~ one shall not be a certified
3 ~~public accountants~~ accountant or licensed public ~~accountants~~
4 accountant and shall represent the general public. At least
5 three of the holders of certificates issued under section
6 542.6 shall also be qualified to supervise attest services as
7 provided in section 542.7.

8 *b.* A certified or licensed member of the board shall be
9 actively engaged in practice as a certified public accountant
10 or as a licensed public accountant ~~and shall have been so~~
11 ~~engaged for five years preceding appointment, the last two of~~
12 ~~which shall have been in this state.~~

13 Sec. 405. Section 542B.3, Code 2024, is amended to read as
14 follows:

15 **542B.3 Engineering and land surveying examining board**
16 **created.**

17 An engineering and land surveying examining board is
18 created within the department of inspections, appeals, and
19 licensing. The board consists of ~~three~~ two members who are
20 licensed professional engineers, two members who are licensed
21 professional land surveyors, and ~~two members~~ one member who are
22 is not a licensed professional engineers engineer or licensed
23 professional land ~~surveyors~~ surveyor and who shall represent
24 the general public. An individual who is licensed as both
25 a professional engineer and a professional land surveyor may
26 serve to satisfy the board membership requirement for either
27 a licensed professional engineer or a licensed professional
28 land surveyor, but not both. Members shall be appointed
29 by the governor subject to confirmation by the senate. A
30 licensed member shall be actively engaged in the practice of
31 engineering or land surveying ~~and shall have been so engaged~~
32 ~~for five years preceding the appointment, the last two of which~~
33 ~~shall have been in Iowa.~~ Insofar as practicable, licensed
34 engineer members of the board shall be from different branches
35 of the profession of engineering. Professional associations

1 or societies composed of licensed engineers or licensed land
2 surveyors may recommend the names of potential board members
3 whose profession is representative of that association or
4 society to the governor. However, the governor is not bound by
5 the recommendations. A board member shall not be required to
6 be a member of any professional association or society composed
7 of professional engineers or professional land surveyors.

8 Sec. 406. Section 542B.15, Code 2024, is amended to read as
9 follows:

10 **542B.15 Examinations — report required.**

11 Examinations for licensure shall be given as often as deemed
12 necessary by the ~~board~~ department of inspections, appeals,
13 and licensing, but no less than one time per year. The scope
14 of the examinations and the methods of procedure shall be
15 prescribed by the board. ~~Any examination may be given by~~
16 ~~representatives of the board.~~ The identity of the person
17 taking the examination shall be concealed until after the
18 examination has been graded by the department of inspections,
19 appeals, and licensing. As soon as practicable after the
20 close of each examination, a report shall be filed in the
21 office of the secretary of the board by the ~~board~~ department
22 of inspections, appeals, and licensing. The report shall
23 show the action of the board upon each application and the
24 secretary of the board shall notify each applicant of the
25 result of the applicant's examination. Applicants who fail the
26 examination once shall be allowed to take the examination at
27 the next scheduled time. Thereafter, the applicant shall be
28 allowed to take the examination at the discretion of the board.
29 An applicant who has failed the examination may request in
30 writing information from the board concerning the applicant's
31 examination grade and subject areas or questions which the
32 applicant failed to answer correctly, except that if the board
33 administers a uniform, standardized examination, the board
34 shall only be required to provide the examination grade and
35 such other information concerning the applicant's examination

1 results which are available to the board.

2 Sec. 407. Section 543B.8, subsections 1 and 2, Code 2024,
3 are amended to read as follows:

4 1. A real estate commission is created within the department
5 of inspections, appeals, and licensing. The commission
6 consists of ~~five~~ four members licensed under this chapter and
7 ~~two members~~ one member not licensed under this chapter and who
8 shall represent the general public. Commission members shall
9 be appointed by the governor subject to confirmation by the
10 senate.

11 2. No more than one member shall be appointed from a
12 county. A commission member shall not hold any other elective
13 or appointive state or federal office. At least one of the
14 licensed members shall be a licensed real estate salesperson,
15 except that if the licensed real estate salesperson becomes
16 a licensed real estate broker during a term of office,
17 that person may complete the term, but is not eligible for
18 reappointment on the commission as a licensed real estate
19 salesperson. A licensed member shall be actively engaged
20 in the real estate business ~~and shall have been so engaged~~
21 ~~for five years preceding the appointment, the last two of~~
22 ~~which shall have been in Iowa.~~ Professional associations or
23 societies of real estate brokers or real estate salespersons
24 may recommend the names of potential commission members to
25 the governor. However, the governor is not bound by their
26 recommendations. A commission member shall not be required to
27 be a member of any professional association or society composed
28 of real estate brokers or salespersons.

29 Sec. 408. Section 543D.4, subsections 1 and 3, Code 2024,
30 are amended to read as follows:

31 1. A real estate appraiser examining board is established
32 within the department of inspections, appeals, and licensing.
33 The board consists of ~~seven~~ five members, ~~two~~ one of whom shall
34 be a public members member and ~~five~~ four of whom shall be
35 certified real estate appraisers.

1 3. A certified real estate appraiser member of the board
2 shall be actively engaged in practice as a certified real
3 estate appraiser ~~and shall have been so engaged for five years~~
4 ~~preceding appointment, the last two of which shall have been in~~
5 ~~this state.~~ The governor shall attempt to represent each class
6 of certified appraisers in making the appointments.

7 Sec. 409. Section 544A.1, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. The architectural examining board is created within the
10 department of inspections, appeals, and licensing. The board
11 consists of ~~five~~ three members who possess a license issued
12 under section 544A.9 ~~and who have been in active practice~~
13 ~~of architecture for not less than five years, the last two~~
14 ~~of which shall have been in Iowa, one person who possesses~~
15 a license issued under section 544B.11, ~~and two members~~
16 one member who ~~do~~ does not possess a license issued under
17 section 544A.9 or 544B.11 and who shall represent the general
18 public. Members shall be appointed by the governor subject to
19 confirmation by the senate.

20 Sec. 410. Section 544B.1, subsection 1, Code 2024, is
21 amended to read as follows:

22 1. "*Board*" means the ~~landscape~~ architectural examining board
23 established pursuant to section 544B.3 544A.1.

24 Sec. 411. Section 544C.1, subsection 1, Code 2024, is
25 amended by striking the subsection.

26 Sec. 412. Section 544C.3, Code 2024, is amended to read as
27 follows:

28 **544C.3 Duties of the ~~board~~ department.**

29 ~~1.~~ The duties of the ~~board~~ department shall include, but are
30 not limited to, all of the following:

31 ~~a.~~ 1. Administering and enforcing this chapter.

32 ~~b.~~ ~~Establishing requirements for the examination, education,~~
33 ~~and practical training of applicants for registration.~~

34 ~~c.~~ ~~Holding meetings each year for the purpose of transacting~~
35 ~~business pertaining to the affairs of the board. Action at a~~

~~1 meeting shall not be taken without the affirmative votes of a
2 majority of members of the board.~~

3 ~~d,~~ 2. Adopting rules under **chapter 17A** necessary for
4 the proper performance of its duties. The rules shall
5 include provisions addressing conflicts of interest and full
6 disclosure, including sources of compensation.

7 ~~e,~~ 3. Establishing fees for registration as a registered
8 interior designer, renewal of registration, reinstatement of
9 registration, and for other activities of the ~~board~~ department
10 pertaining to its duties. The fees shall be sufficient to
11 defray the costs of administering **this chapter**, and shall be
12 deposited in the licensing and regulation fund created in
13 section 10A.507.

14 ~~f,~~ 4. Maintaining records, which are open to public
15 inspection at all reasonable times, of its proceedings relating
16 to the issuance, refusal, renewal, suspension, and revocation
17 of registration. The records shall also contain a roster
18 indicating the name, place of business and residence, and the
19 date and registration number of every registrant.

20 ~~2. The director of the department shall provide staff to
21 assist the board in the implementation of **this chapter**.~~

22 Sec. 413. Section 544C.5, Code 2024, is amended to read as
23 follows:

24 **544C.5 Qualifications for registration.**

25 ~~Each applicant for registration must meet the interior
26 design education and practical training requirements adopted by
27 rule by the board, and have passed an examination prescribed
28 by the board that is task-oriented, focused on public safety,
29 and validated by a recognized testing agency. The department
30 shall register an individual who submits an application to the
31 ~~board~~ department on the form and in the manner prescribed by
32 the ~~board~~ department as a registered interior designer if the
33 individual satisfies the following requirements:~~

34 1. Submits written proof that the individual ~~has~~
35 successfully passed is certified by the national council for

1 interior design qualification ~~examination~~, or its equivalent.

2 ~~2. Has completed any of the following:~~

3 ~~a. Four years of interior design education plus two years of~~
4 ~~full-time work experience in registered interior design.~~

5 ~~b. Three years of interior design education plus three years~~
6 ~~of full-time work experience in registered interior design.~~

7 ~~c. Two years of interior design education plus four years of~~
8 ~~full-time work experience in registered interior design.~~

9 ~~3.~~ 2. Submits the required registration fee to the ~~board~~
10 department.

11 Sec. 414. Section 544C.6, unnumbered paragraph 1, Code
12 2024, is amended to read as follows:

13 The ~~board~~ department may also grant registration by
14 reciprocity. An applicant applying to the ~~board~~ department for
15 registration by reciprocity shall furnish satisfactory evidence
16 that the applicant meets both of the following requirements:

17 Sec. 415. Section 544C.6, subsection 1, Code 2024, is
18 amended to read as follows:

19 1. Holds a valid registration or license issued by another
20 registration authority recognized by the ~~board~~ department,
21 where the qualifications for registration or licensure were
22 substantially equivalent to those prescribed in this state on
23 the date of original registration or licensure with the other
24 registration authority.

25 Sec. 416. Section 544C.7, Code 2024, is amended to read as
26 follows:

27 **544C.7 Registration issuance.**

28 When an applicant has complied with the qualifications for
29 registration in [section 544C.5](#) or [544C.6](#) to the satisfaction
30 of ~~a majority of the members of the~~ board department and has
31 paid the fees prescribed by the ~~board~~ department, the ~~board~~
32 department shall enroll the applicant's name and address in
33 the roster of registered interior designers and issue to the
34 applicant a registration certificate, signed by the ~~officers of~~
35 the board director of the department. The certificate shall

1 entitle the applicant to use the title "registered interior
2 designer" in this state.

3 Sec. 417. Section 544C.9, subsection 1, unnumbered
4 paragraph 1, Code 2024, is amended to read as follows:

5 The ~~board~~ department may revoke, suspend, or refuse to issue
6 or renew the registration of any person upon a finding of any
7 of the following:

8 Sec. 418. Section 544C.9, subsection 2, Code 2024, is
9 amended to read as follows:

10 2. Any person may appeal a finding of the ~~board~~ department
11 within thirty days of the date of notification of action.
12 Upon appeal, the ~~board~~ department shall schedule a hearing in
13 accordance with [chapter 17A](#).

14 Sec. 419. Section 544C.10, subsection 2, Code 2024, is
15 amended to read as follows:

16 2. A person who violates [this section](#) is guilty of a simple
17 misdemeanor. The ~~board~~ department, in its discretion and
18 in lieu of prosecuting a first offense under [this section](#),
19 may enter into a consent agreement with a violator, or with
20 a person guilty of aiding or abetting a violator, which
21 acknowledges the violation and the violator's agreement to
22 refrain from any further violations.

23 Sec. 420. Section 544C.11, Code 2024, is amended to read as
24 follows:

25 **544C.11 Injunction.**

26 In addition to any other remedies, and on the petition of
27 the ~~board~~ department, any person violating [this chapter](#) may
28 be restrained and permanently enjoined from committing or
29 continuing the violations.

30 Sec. 421. Section 544C.14, subsection 1, Code 2024, is
31 amended to read as follows:

32 1. A registered interior designer shall have a seal with
33 which to identify all interior technical submissions issued by
34 the registered interior designer for use in this state. The
35 seal shall be of a design, content, and size prescribed by the

1 ~~board~~ department. A registered interior designer shall only
2 sign and seal an interior technical submission within the scope
3 of registered interior design.

4 Sec. 422. Section 544C.15, subsection 1, paragraphs d and e,
5 Code 2024, are amended to read as follows:

6 *d.* Obtain or attempt to obtain registration from the ~~board~~
7 department by fraud.

8 *e.* Make any willfully false oath or affirmation to the ~~board~~
9 department.

10 Sec. 423. Section 602.1209, subsections 9 and 13, Code 2024,
11 are amended by striking the subsections.

12 Sec. 424. Section 602.1401, subsection 3, paragraph b, Code
13 2024, is amended to read as follows:

14 *b.* For purposes of [chapter 20](#), the certified representative,
15 which on July 1, 1983, represents employees who become judicial
16 branch employees as a result of [1983 Iowa Acts, ch. 186](#), shall
17 remain the certified representative when the employees become
18 judicial branch employees and thereafter, unless the public
19 employee organization is not retained and recertified or is
20 decertified in an election held under [section 20.15](#) or amended
21 or absorbed into another certified organization pursuant to
22 chapter 20. Collective bargaining negotiations shall be
23 conducted on a statewide basis and the certified employee
24 organizations which engage in bargaining shall negotiate on a
25 statewide basis, although bargaining units shall be organized
26 by judicial district. The ~~public employment relations appeal~~
27 board shall adopt rules pursuant to [chapter 17A](#) to implement
28 this subsection.

29 Sec. 425. Section 602.1513, Code 2024, is amended to read
30 as follows:

31 **602.1513 Per diem compensation.**

32 The supreme court shall set the per diem compensation under
33 ~~sections 602.1511 and section~~ [section 602.1512](#) at a rate per day not
34 exceeding the rate specified in [section 7E.6](#).

35 Sec. 426. Section 602.3105, Code 2024, is amended to read

1 as follows:

2 **602.3105 Applications.**

3 Applications for certification shall be on forms prescribed
4 and furnished by the ~~board~~ department of inspections, appeals,
5 and licensing and the ~~board~~ department shall not require that
6 the application contain a photograph of the applicant. An
7 applicant shall not be denied certification because of age,
8 citizenship, sex, race, religion, marital status, or national
9 origin although the application may require citizenship
10 information. Character references may be required, but shall
11 not be obtained from certified shorthand reporters.

12 Sec. 427. Section 602.3106, Code 2024, is amended to read
13 as follows:

14 **602.3106 Fees — appropriation.**

15 1. The ~~supreme court~~ department of inspections, appeals,
16 and licensing shall set the fee for certification examinations.
17 The fee shall be based on the annual cost of administering the
18 examinations and upon the administrative costs of sustaining
19 the activities of the board department of inspections, appeals,
20 and licensing under this article, which shall include but shall
21 not be limited to the cost for per diem, expenses, and travel
22 for ~~board members~~ employees of the department, and office
23 facilities, supplies, and equipment.

24 2. The fees collected are appropriated to the ~~judicial~~
25 ~~branch~~ department and shall be used to offset the expenses of
26 the ~~board~~ department, including the costs of administering the
27 examination.

28 Sec. 428. Section 602.3107, Code 2024, is amended to read
29 as follows:

30 **602.3107 Examinations.**

31 The ~~board~~ department of inspections, appeals, and licensing
32 may administer as many examinations per year as necessary,
33 but shall administer at least one examination per year.
34 The scope of the examinations and the methods of procedure
35 shall be prescribed by the ~~board~~ department. A written

1 examination may be conducted by representatives of the ~~board~~
2 department. Examinations in theory shall be in writing
3 and the identity of the person taking the examination shall
4 be concealed until after the examination papers have been
5 graded. For examinations in practice, the identity of the
6 person taking the examination also shall be concealed as far
7 as possible. Applicants who fail the examination once may
8 take the examination at the next scheduled time. Thereafter,
9 the applicant may be allowed to take the examination at the
10 discretion of the ~~board~~ department. An applicant who has
11 failed the examination may request in writing information
12 from the ~~board~~ department concerning the examination grade
13 and subject areas or questions which the applicant failed to
14 answer correctly, and the ~~board~~ department shall provide the
15 information. However, if the ~~board~~ department administers
16 a uniform, standardized examination, the ~~board~~ department
17 is only required to provide the examination grade and other
18 information concerning the applicant's examination results that
19 is available to the ~~board~~ department.

20 Sec. 429. Section 602.3108, Code 2024, is amended to read
21 as follows:

22 **602.3108 Certification.**

23 The ~~board~~ department of inspections, appeals, and licensing
24 may issue a certificate to a person of good moral character
25 and fitness who makes application on a form prescribed and
26 furnished by the ~~board~~ department and who satisfies the
27 education, experience, and examination requirements of this
28 article and rules prescribed by the supreme court pursuant
29 to **this article**. The ~~board~~ department may consider the
30 applicant's past record of any felony conviction and the
31 applicant's past record of disciplinary action with respect to
32 certification as a shorthand reporter in any jurisdiction. The
33 ~~board~~ department may deny certification if the ~~board~~ department
34 finds the applicant has committed any of the acts listed in
35 section 602.3203 or has made a false statement of material fact

1 on the application for certification.

2 Sec. 430. Section 602.3201, Code 2024, is amended to read
3 as follows:

4 **602.3201 Requirement of certification — use of title.**

5 A person shall not engage in the profession of shorthand
6 reporting unless the person is certified pursuant to this
7 chapter, or otherwise exempted pursuant to section 602.6603,
8 subsection 4. Only a person who is certified by the ~~board~~
9 department of inspections, appeals, and licensing may
10 assume the title of certified shorthand reporter, or use the
11 abbreviation C.S.R., or any words, letters, or figures to
12 indicate that the person is a certified shorthand reporter.

13 Sec. 431. Section 602.3205, subsection 3, Code 2024, is
14 amended to read as follows:

15 3. *a.* An audio or video recording of a certified shorthand
16 reporter shall be provided to the ~~board~~ department of
17 inspections, appeals, and licensing upon request by the ~~board~~
18 department if a disciplinary proceeding is pending regarding
19 the certified shorthand reporter who is a respondent under the
20 provisions of [section 602.3203](#) or the rules of the ~~board of~~
21 ~~examiners of shorthand reporters, Iowa court rules, ch. 46~~
22 department.

23 *b.* The audio and video recordings provided to the
24 ~~board~~ department pursuant to [this subsection](#) shall be kept
25 confidential by the ~~board~~ department in a manner as provided in
26 section 272C.6, subsection 4.

27 Sec. 432. Section 602.3206, Code 2024, is amended to read
28 as follows:

29 **602.3206 Exempt status.**

30 If a person's certification as a shorthand reporter is
31 placed in exempt status, the person may transcribe or certify
32 a proceeding the person reported while certified as an active
33 shorthand reporter. A person transcribing or certifying a
34 proceeding pursuant to [this section](#) shall remain subject to the
35 jurisdiction of the ~~board of examiners of shorthand reporters~~

1 department of inspections, appeals, and licensing.

2 Sec. 433. Section 602.3301, subsection 1, unnumbered
3 paragraph 1, Code 2024, is amended to read as follows:

4 ~~A member~~ An employee of the board department of inspections,
5 appeals, and licensing shall not disclose information relating
6 to the following:

7 Sec. 434. Section 602.3301, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. ~~A member~~ An employee of the board department who
10 willfully communicates or seeks to communicate information
11 referred to in [subsection 1](#), or a person who willfully
12 requests, obtains, or seeks to obtain information referred to
13 in [subsection 1](#), is guilty of a simple misdemeanor.

14 Sec. 435. Section 602.6603, subsection 5, Code 2024, is
15 amended to read as follows:

16 5. Except as provided in [subsection 4](#), a person shall not
17 be appointed to the position of court reporter of the district
18 court unless the person has been certified as a shorthand
19 reporter by the ~~board of examiners~~ department of inspections,
20 appeals, and licensing under [article 3](#).

21 Sec. 436. Section 602.8102, subsection 25, Code 2024, is
22 amended to read as follows:

23 25. Carry out duties relating to the judicial review of
24 orders of the ~~elevator safety board~~ department of inspections,
25 appeals, and licensing as provided in section 89A.10,
26 subsection 2.

27 Sec. 437. Section 622.10, subsection 7, Code 2024, is
28 amended to read as follows:

29 7. For the purposes of [this section](#), “*mental health*
30 *professional*” means a psychologist licensed under [chapter 154B](#),
31 a registered nurse licensed under [chapter 152](#), a social worker
32 licensed under [chapter 154C](#), a marital and family therapist
33 licensed under [chapter 154D](#), a mental health counselor licensed
34 under [chapter 154D](#), or an individual holding at least a
35 master’s degree in a related field as deemed appropriate by the

1 board of ~~behavioral-science~~ behavioral health professionals.

2 Sec. 438. Section 904.103, Code 2024, is amended by adding
3 the following new subsections:

4 NEW SUBSECTION. 5. Policies for the operation and conduct
5 of the department and the implementation of all department
6 programs.

7 NEW SUBSECTION. 6. Adoption of rules in accordance with
8 chapter 17A as necessary to transact its business and for the
9 administration and exercise of its powers and duties.

10 NEW SUBSECTION. 7. The approval of the locations for all
11 state institutions which are penal, reformatory, or corrective.

12 Sec. 439. Section 904.105, subsections 2, 5, 7, and 9, Code
13 2024, are amended to read as follows:

14 2. ~~Adopt and establish~~ Provide advice and recommendations
15 to the department regarding policies for the operation and
16 conduct of the department and the implementation of all
17 department programs.

18 5. ~~Approve~~ Provide advice and recommendations to the
19 department regarding the budget of the department prior to
20 submission to the governor.

21 7. ~~Adopt rules in accordance with chapter 17A as the board~~
22 ~~deems~~ Provide advice and recommendations to the department
23 regarding rules necessary to transact its business and for the
24 administration and exercise of its powers and duties.

25 9. ~~Approve~~ Provide advice and recommendations regarding
26 the locations for all state institutions which are penal,
27 reformatory, or corrective.

28 Sec. 440. Section 904.105, subsection 3, Code 2024, is
29 amended by striking the subsection.

30 Sec. 441. Section 904.802, subsection 1, Code 2024, is
31 amended by striking the subsection.

32 Sec. 442. Section 904.802, subsection 2, Code 2024, is
33 amended to read as follows:

34 2. "*Iowa state industries*" means prison industries that
35 are established and maintained by the Iowa department of

1 ~~corrections, in consultation with the industries board,~~ at or
2 adjacent to the state's adult correctional institutions, except
3 that an inmate work program established by the state director
4 under [section 904.703](#) is not restricted to industries at or
5 adjacent to the institutions.

6 Sec. 443. Section 904.804, Code 2024, is amended to read as
7 follows:

8 **904.804 Duties of ~~industries board~~ department — state**
9 **industries.**

10 The ~~industries board's principal duties~~ department shall be
11 ~~to promulgate and adopt rules and to advise the state director~~
12 ~~regarding the management of Iowa state industries so as to~~
13 further the intent stated by [section 904.801](#).

14 Sec. 444. Section 904.805, unnumbered paragraph 1, Code
15 2024, is amended to read as follows:

16 The state director, ~~with the advice of the industries board,~~
17 shall:

18 Sec. 445. Section 904.806, Code 2024, is amended to read as
19 follows:

20 **904.806 Authority of state director not impaired.**

21 Nothing in [this subchapter](#) shall be construed to impair the
22 authority of the state director over the adult correctional
23 institutions of this state, nor over the inmates thereof. ~~It~~
24 ~~is, however, the duty of the state director to obtain the~~
25 ~~advice of the industries board to further the intent stated by~~
26 ~~[section 904.801](#).~~

27 Sec. 446. Section 904.809, subsection 1, paragraph a, Code
28 2024, is amended to read as follows:

29 a. The state director ~~and the industries board~~ shall comply
30 with the intent of [section 904.801](#).

31 Sec. 447. Section 904.809, subsection 2, paragraph a, Code
32 2024, is amended to read as follows:

33 a. Any other provision of the Code to the contrary
34 notwithstanding, the state director may, ~~after obtaining the~~
35 ~~advice of the industries board,~~ lease one or more buildings or

1 portions thereof on the grounds of any state adult correctional
2 institution, together with the real estate needed for
3 reasonable access to and egress from the leased buildings, for
4 a term not to exceed twenty years, to a private corporation for
5 the purpose of establishing and operating a factory for the
6 manufacture and processing of products, or any other commercial
7 enterprise deemed by the state director to be consistent with
8 the intent stated in [section 904.801](#).

9 Sec. 448. Section 904.809, subsection 2, paragraph b,
10 subparagraph (1), Code 2024, is amended to read as follows:

11 (1) Persons working in the factory or other commercial
12 enterprise operated in the leased property, except the lessee's
13 supervisory employees and necessary support personnel approved
14 by the ~~industries board~~ state director, shall be inmates of
15 the institution where the leased property is located who are
16 approved for such work by the state director and the lessee.

17 Sec. 449. Section 904.809, subsection 3, Code 2024, is
18 amended to read as follows:

19 3. The state director ~~with the advice of the prison~~
20 ~~industries advisory board~~ may provide an inmate workforce to
21 private industry. Under the program inmates will be employees
22 of a private business.

23 Sec. 450. Section 904.813, subsection 2, paragraph a,
24 subparagraphs (1), (2), and (3), Code 2024, are amended to read
25 as follows:

26 (1) Establishment, maintenance, transfer, or closure of
27 industrial operations, or vocational, technical, and related
28 training facilities and services for inmates as authorized by
29 the state director ~~in consultation with the industries board~~.

30 ~~(2) Payment of all costs incurred by the industries board,~~
31 ~~including but not limited to per diem and expenses of its~~
32 ~~members, and of salaries, allowances, support, and maintenance~~
33 ~~of Iowa state industries.~~

34 ~~(3)~~ (2) Direct purchases from vendors of raw materials
35 and capital items used for the manufacturing processes of Iowa

1 state industries, in accordance with rules which meet state
2 bidding requirements. The rules shall be adopted by the state
3 director ~~in consultation with the industries board.~~

4 Sec. 451. Section 904.814, Code 2024, is amended to read as
5 follows:

6 **904.814 Inmate allowance supplement revolving fund.**

7 There is established in the treasury of the state a permanent
8 adult correctional institutions inmate allowance supplement
9 revolving fund, consisting solely of money paid as board and
10 maintenance by inmates working in Iowa state industries, or
11 working pursuant to [section 904.809](#). The fund established
12 by [this section](#) may be used to supplement the allowances
13 of inmates who perform other institutional work within and
14 about the adult correctional institutions including those
15 who are working in Iowa state industries. Payments made
16 from the fund shall supplement and not replace all or any
17 part of the allowances otherwise received by, and shall be
18 equably distributed among such inmates. The work of inmates
19 in other institutional or industry work shall, to the greatest
20 extent feasible, be in accord with the intent stated in
21 section 904.801. The fund may also be used to supplement
22 other rehabilitation activities within the adult correctional
23 institutions. Determination of the use of the funds is the
24 responsibility of the state director ~~who shall first seek the~~
25 ~~advice of the prison industries advisory board.~~

26 Sec. 452. Section 904.909, Code 2024, is amended to read as
27 follows:

28 **904.909 Work release and OWI violators — reimbursement to**
29 **department for transportation costs.**

30 The department of corrections shall arrange for the return
31 of a work release client, or offender convicted of violating
32 chapter 321J, who escapes from the facility to which the
33 client is assigned or violates the conditions of supervision.
34 The client or offender shall reimburse the department of
35 corrections for the cost of transportation incurred because

1 of the escape or violation. The amount of reimbursement
2 shall be the actual cost incurred by the department and shall
3 be credited to the support account from which the billing
4 occurred. The director of the department of corrections
5 shall ~~recommend~~ adopt rules pursuant to chapter 17A, ~~subject~~
6 ~~to approval by the board of corrections pursuant to section~~
7 ~~904.105, subsection 7,~~ to implement this section.

8 Sec. 453. Section 915.82, subsection 2, Code 2024, is
9 amended to read as follows:

10 2. The ~~board~~ department shall adopt rules pursuant to
11 chapter 17A relating to program policies and procedures.

12 Sec. 454. 2023 Iowa Acts, chapter 19, section 2795,
13 subsection 3, paragraphs b and c, are amended to read as
14 follows:

15 b. The following are range 4 positions: chairperson and
16 members of the employment appeal board of the department of
17 inspections, appeals, and licensing, director of the Iowa
18 state office of civil rights commission, director of the
19 department for the blind, executive director of the ethics
20 and campaign disclosure board, executive director of the Iowa
21 public information board, and chairperson, vice chairperson,
22 and members of the board of parole.

23 c. The following are range 5 positions: state public
24 defender, labor commissioner, workers' compensation
25 commissioner, and director of the law enforcement academy, ~~and~~
26 ~~executive director of the public employment relations board.~~

27 Sec. 455. REPEAL. Chapters 28B and 473A, Code 2024, are
28 repealed.

29 Sec. 456. REPEAL. Sections 7D.15, 8A.371, 8A.372, 8A.374,
30 8A.375, 8A.616, 15.117, 15.480, 15F.102, 20.5, 34A.15, 80E.2,
31 100C.10, 101C.12, 103.2, 103.3, 103.4, 103A.14, 105.3, 135.109,
32 135.173A, 147.16, 148I.7, 153.33A, 154A.7, 155A.2A, 170.2,
33 190C.2, 190C.2A, 203.11B, 206.23A, 206.23B, 237A.23, 252B.22,
34 256.15, 256.31, 256I.12, 267A.3, 273.15, 308.1, 312.3C, 312.3D,
35 328.13, 423.9A, 455B.150, 455B.151, 461A.79, 461A.80, 465C.3,

1 465C.4, 465C.5, 465C.6, 465C.7, 466B.31, 475A.7, 481A.10A,
2 544B.3, 544B.4, 544C.2, 544C.4, 544C.8, 602.1511, 602.3101,
3 602.3102, 602.3103, 602.3104, 691.6B, 904.803, and 907B.3, Code
4 2024, are repealed.

5 Sec. 457. CODE EDITOR DIRECTIVE — TERMINOLOGY CHANGES.

6 1. The Code editor is directed to change all references to
7 the "board of directors of the Iowa lottery" created in section
8 99G.8 to the "Iowa lottery commission" and all references to
9 "board" when referring to the board of directors of the Iowa
10 lottery created in section 99G.8 to "commission" wherever they
11 appear in the Code.

12 2. The Code editor is directed to change all references
13 to the "Iowa utilities board" created in section 474.1 to the
14 "Iowa utilities commission", all references to "utilities
15 board" when referring to the Iowa utilities board created in
16 section 474.1 to "utilities commission", and all references to
17 "board" when referring to the Iowa utilities board created in
18 section 474.1 to "commission" wherever they appear in the Code.

19 3. The Code editor is directed to make changes in any Code
20 sections amended or enacted by any other Act to correspond with
21 the changes made in this Act if there appears to be no doubt
22 as to the proper method of making the changes and the changes
23 would not be contrary to or inconsistent with the purposes of
24 this Act or any other Act.

25 Sec. 458. CERTIFICATE OF NEED PROCESS — STUDY. The
26 department of health and human services, in consultation with
27 the department of inspections, appeals, and licensing, and with
28 the assistance of other interested parties, shall conduct a
29 study of the effectiveness of the existing certificate of need
30 process and shall make findings and recommendations related to
31 the continuation of the process or the implementation of a less
32 restrictive alternative. The department of health and human
33 services shall submit a report, including its findings and
34 recommendations, to the governor and the general assembly by
35 December 31, 2025.

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DIVISION IX

PUBLIC OFFICERS AND EMPLOYEES

Sec. 459. Section 69.15, subsection 1, unnumbered paragraph 1, Code 2024, is amended to read as follows:

Any person who has been appointed by the governor to any board under the laws of this state shall be deemed to have submitted a resignation from such office if ~~either~~ any of the following events occurs:

Sec. 460. Section 69.15, subsection 1, Code 2024, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. Sufficient grounds exist that would otherwise subject the person to removal by the executive council pursuant to section 66.26.

Sec. 461. Section 69.15, subsection 2, Code 2024, is amended to read as follows:

2. ~~If~~ With respect to subsection 1, paragraphs "a" and "b", if such person received no notice and had no knowledge of a regular meeting and gives the governor a sworn statement to that effect within ten days after the person learns of the meeting, such meeting shall not be counted for the purposes of this section.

DIVISION X

COUNCIL ON HEALTH AND HUMAN SERVICES

Sec. 462. Section 125.7, Code 2024, is amended to read as follows:

125.7 Duties of the council.

The council shall:

1. ~~Approve~~ Make recommendations to the department regarding the comprehensive substance use disorder program, developed by the department pursuant to sections 125.1 through 125.3, this section, and sections 125.9, 125.10, 125.12 through 125.21, 125.25, 125.32 through 125.34, and 125.37 through 125.43.

2. Advise the department on policies governing the performance of the department in the discharge of any duties imposed on the department by law.

1 3. Advise or make recommendations to the governor and the
2 general assembly relative to substance use disorder treatment,
3 intervention, education, and prevention programs in this state.

4 ~~4. Adopt rules for subsections 1 and 6 and review other~~
5 ~~rules necessary to carry out the provisions of this chapter,~~
6 ~~subject to review in accordance with chapter 17A.~~

7 ~~5.~~ 4. Investigate the work of the department relating to
8 substance use disorder, and for this purpose the council shall
9 have access at any time to all books, papers, documents, and
10 records of the department.

11 ~~6.~~ 5. Consider and ~~approve or disapprove~~ make
12 recommendations to the department regarding the approval or
13 disapproval of all applications for a license and all cases
14 involving the renewal, denial, suspension, or revocation of a
15 license.

16 ~~7. Act as the appeal board regarding funding decisions made~~
17 ~~by the department.~~

18 Sec. 463. Section 125.10, subsections 1 and 11, Code 2024,
19 are amended to read as follows:

20 1. Prepare and submit a state plan ~~subject to approval~~
21 ~~by the council and~~ in accordance with 42 U.S.C. §300x-21 et
22 seq. The state plan shall designate the department as the sole
23 agency for supervising the administration of the plan.

24 11. Develop and implement, with the ~~counsel and approval~~
25 advice of the council, the comprehensive plan for treatment of
26 persons with a substance use disorder in accordance with this
27 chapter.

28 Sec. 464. Section 125.12, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. The council shall review the comprehensive substance
31 use disorder program implemented by the department for
32 the treatment of persons with a substance use disorder and
33 concerned family members. ~~Subject to~~ Based on the review
34 of the council, the council shall make recommendations to
35 the director, and the director shall divide the state into

1 appropriate regions for the conduct of the program and
2 establish standards for the development of the program on the
3 regional level. In establishing the regions, consideration
4 shall be given to city and county lines, population
5 concentrations, and existing substance use disorder treatment
6 services.

7 Sec. 465. Section 125.13, subsection 2, paragraphs a, b, i,
8 and j, Code 2024, are amended to read as follows:

9 a. A hospital providing care or treatment to persons with
10 a substance use disorder licensed under [chapter 135B](#) which is
11 accredited by the joint commission on the accreditation of
12 health care organizations, the commission on accreditation
13 of rehabilitation facilities, the American osteopathic
14 association, or another recognized organization approved by the
15 ~~council~~ department. All survey reports from the accrediting or
16 licensing body must be sent to the department.

17 b. Any practitioner of medicine and surgery or osteopathic
18 medicine and surgery, in the practitioner's private practice.
19 However, a program shall not be exempted from licensing by the
20 ~~council~~ department by virtue of its utilization of the services
21 of a medical practitioner in its operation.

22 i. A substance use disorder treatment program not funded
23 by the department which is accredited or licensed by the joint
24 commission on the accreditation of health care organizations,
25 the commission on the accreditation of rehabilitation
26 facilities, the American osteopathic association, or another
27 recognized organization approved by the ~~council~~ department.
28 All survey reports from the accrediting or licensing body must
29 be sent to the department.

30 j. A hospital substance use disorder treatment program
31 that is accredited or licensed by the joint commission on the
32 accreditation of health care organizations, the commission on
33 the accreditation of rehabilitation facilities, the American
34 osteopathic association, or another recognized organization
35 approved by the ~~council~~ department. All survey reports for

1 the hospital substance use disorder treatment program from the
2 accrediting or licensing body shall be sent to the department.

3 Sec. 466. Section 125.14, Code 2024, is amended to read as
4 follows:

5 **125.14 Licenses — renewal — fees.**

6 The ~~council~~ department shall consider all cases involving
7 initial issuance, and renewal, denial, suspension, or
8 revocation of a license. The department shall issue a license
9 to an applicant whom the ~~council~~ department determines meets
10 the licensing requirements of **this chapter**. Licenses shall
11 expire no later than three years from the date of issuance
12 and shall be renewed upon timely application made in the same
13 manner as for initial issuance of a license unless notice of
14 nonrenewal is given to the licensee at least thirty days prior
15 to the expiration of the license. The department shall not
16 charge a fee for licensing or renewal of programs contracting
17 with the department for provision of treatment services. A fee
18 may be charged to other licensees.

19 Sec. 467. Section 125.15A, subsection 1, paragraph b, Code
20 2024, is amended to read as follows:

21 *b.* The ~~council~~ department has suspended, revoked, or refused
22 to renew the existing license of the program.

23 Sec. 468. Section 125.16, Code 2024, is amended to read as
24 follows:

25 **125.16 Transfer of license or change of location prohibited.**

26 A license issued under **this chapter** may not be transferred,
27 and the location of the physical facilities occupied or
28 utilized by any program licensed under **this chapter** shall not
29 be changed without the prior written consent of the ~~council~~
30 department.

31 Sec. 469. Section 125.17, Code 2024, is amended to read as
32 follows:

33 **125.17 License suspension or revocation.**

34 Violation of any of the requirements or restrictions
35 of **this chapter** or of any of the rules adopted pursuant to

1 this chapter is cause for suspension, revocation, or refusal
2 to renew a license. The director shall at the earliest
3 time feasible notify a licensee whose license the ~~council~~
4 department is considering suspending or revoking and shall
5 inform the licensee what changes must be made in the licensee's
6 operation to avoid such action. The licensee shall be
7 given a reasonable time for compliance, as determined by the
8 director, after receiving such notice or a notice that the
9 ~~council~~ department does not intend to renew the license. When
10 the licensee believes compliance has been achieved, or if
11 the licensee considers the proposed suspension, revocation,
12 or refusal to renew unjustified, the licensee may submit
13 pertinent information to the ~~council~~ department and the ~~council~~
14 department shall expeditiously make a decision in the matter
15 and notify the licensee of the decision.

16 Sec. 470. Section 125.18, Code 2024, is amended to read as
17 follows:

18 **125.18 Hearing before ~~council~~ department.**

19 If a licensee under [this chapter](#) makes a written request
20 for a hearing within thirty days of suspension, revocation,
21 or refusal to renew a license, a hearing before the ~~council~~
22 department shall be expeditiously arranged by the department of
23 inspections, appeals, and licensing whose decision is subject
24 to review by the ~~council~~ department. The ~~council~~ department
25 shall issue a written statement of the ~~council's~~ department's
26 findings within thirty days after conclusion of the hearing
27 upholding or reversing the proposed suspension, revocation,
28 or refusal to renew a license. ~~Action involving suspension,~~
29 ~~revocation, or refusal to renew a license shall not be taken~~
30 ~~by the council unless a quorum is present at the meeting.~~ A
31 copy of the ~~council's~~ department's decision shall be promptly
32 transmitted to the affected licensee who may, if aggrieved
33 by the decision, seek judicial review of the actions of the
34 ~~council~~ department in accordance with the terms of [chapter 17A](#).

35 Sec. 471. Section 125.19, Code 2024, is amended to read as

1 follows:

2 **125.19 Reissuance or reinstatement.**

3 After suspension, revocation, or refusal to renew a license
4 pursuant to [this chapter](#), the affected licensee shall not have
5 the license reissued or reinstated within one year of the
6 effective date of the suspension, revocation, or expiration
7 upon refusal to renew, unless the ~~council~~ department orders
8 otherwise. After that time, proof of compliance with the
9 requirements and restrictions of [this chapter](#) and the rules
10 adopted pursuant to [this chapter](#) must be presented to the
11 ~~council~~ department prior to reinstatement or reissuance of a
12 license.

13 Sec. 472. Section 125.21, subsection 1, Code 2024, is
14 amended to read as follows:

15 1. The ~~council~~ department has exclusive power in this state
16 to approve and license chemical substitutes and antagonists
17 programs, and to monitor chemical substitutes and antagonists
18 programs to ensure that the programs are operating within the
19 rules adopted pursuant to [this chapter](#). The ~~council~~ department
20 shall grant approval and license if the requirements of the
21 rules are met and state funding is not requested. The chemical
22 substitutes and antagonists programs conducted by persons
23 exempt from the licensing requirements of [this chapter](#) pursuant
24 to [section 125.13, subsection 2](#), are subject to approval and
25 licensure under [this section](#).

26 Sec. 473. Section 125.43A, Code 2024, is amended to read as
27 follows:

28 **125.43A Prescreening — exception.**

29 Except in cases of medical emergency or court-ordered
30 admissions, a person shall be admitted to a state mental health
31 institute for treatment of a substance use disorder only after
32 a preliminary intake and assessment by a department-licensed
33 treatment facility or a hospital providing care or treatment
34 for persons with a substance use disorder licensed under
35 chapter 135B and accredited by the joint commission on the

1 accreditation of health care organizations, the commission
2 on accreditation of rehabilitation facilities, the American
3 osteopathic association, or another recognized organization
4 approved by the ~~council~~ department, or by a designee of a
5 department-licensed treatment facility or a hospital other
6 than a state mental health institute, which confirms that the
7 admission is appropriate to the person's substance use disorder
8 service needs. A county board of supervisors may seek an
9 admission of a patient to a state mental health institute who
10 has not been confirmed for appropriate admission and the county
11 shall be responsible for one hundred percent of the cost of
12 treatment and services of the patient.

13 Sec. 474. Section 125.58, subsection 1, Code 2024, is
14 amended to read as follows:

15 1. If the department has probable cause to believe that
16 an institution, place, building, or agency not licensed
17 as a substance use disorder treatment and rehabilitation
18 facility is in fact a substance use disorder treatment and
19 rehabilitation facility as defined by [this chapter](#), and
20 is not exempt from licensing by section 125.13, subsection
21 2, the ~~council~~ department may order an inspection of the
22 institution, place, building, or agency. If the inspector
23 upon presenting proper identification is denied entry for the
24 purpose of making the inspection, the inspector may, with
25 the assistance of the county attorney of the county in which
26 the premises are located, apply to the district court for an
27 order requiring the owner or occupant to permit entry and
28 inspection of the premises to determine whether there have been
29 violations of [this chapter](#). The investigation may include
30 review of records, reports, and documents maintained by the
31 facility and interviews with staff members consistent with the
32 confidentiality safeguards of state and federal law.

33 Sec. 475. Section 135.141, subsection 2, paragraph i, Code
34 2024, is amended to read as follows:

35 *i.* Adopt rules pursuant to [chapter 17A](#) for the

1 administration of [this subchapter](#) including rules adopted in
2 cooperation with the Iowa pharmacy association and the Iowa
3 hospital association for the development of a surveillance
4 system to monitor supplies of drugs, antidotes, and vaccines to
5 assist in detecting a potential public health disaster. Prior
6 to adoption, the rules shall be approved by the ~~council on~~
7 ~~health and human services and the~~ director of the department of
8 homeland security and emergency management.

9 Sec. 476. Section 135A.8, subsection 4, Code 2024, is
10 amended to read as follows:

11 4. A local board of health seeking matching funds or grants
12 under [this section](#) shall apply to the department. The ~~council~~
13 ~~on health and human services~~ department shall adopt rules
14 concerning the application and award process for the allocation
15 of moneys in the fund and shall establish the criteria for the
16 allocation of moneys in the fund if the moneys are insufficient
17 to meet the needs of local boards of health.

18 Sec. 477. Section 135A.9, unnumbered paragraph 1, Code
19 2024, is amended to read as follows:

20 The ~~council on health and human services~~ department shall
21 adopt rules pursuant to [chapter 17A](#) to implement [this chapter](#)
22 which shall include but are not limited to the following:

23 Sec. 478. Section 135B.7, subsection 1, paragraph a, Code
24 2024, is amended to read as follows:

25 a. The department, ~~with the approval of the council on~~
26 ~~health and human services,~~ shall adopt rules setting out the
27 standards for the different types of hospitals and for rural
28 emergency hospitals to be licensed under [this chapter](#). The
29 department shall enforce the rules.

30 Sec. 479. Section 135C.14, unnumbered paragraph 1, Code
31 2024, is amended to read as follows:

32 The department shall, in accordance with [chapter 17A](#) ~~and~~
33 ~~with the approval of the council on health and human services,~~
34 adopt and enforce rules setting minimum standards for health
35 care facilities. In so doing, the department, ~~with the~~

1 ~~approval of the council on health and human services,~~ may
2 adopt by reference, with or without amendment, nationally
3 recognized standards and rules, which shall be specified by
4 title and edition, date of publication, or similar information.
5 The rules and standards required by **this section** shall be
6 formulated in consultation with the director of health and
7 human services or the director of health and human services'
8 designee, with the director, and with affected industry,
9 professional, and consumer groups, and shall be designed to
10 further the accomplishment of the purposes of **this chapter** and
11 shall relate to:

12 Sec. 480. Section 135J.7, Code 2024, is amended to read as
13 follows:

14 **135J.7 Rules.**

15 Except as otherwise provided in **this chapter**, the department
16 shall adopt rules pursuant to **chapter 17A** necessary to
17 implement **this chapter**, ~~subject to approval of the council~~
18 ~~on health and human services~~. Formulation of the rules
19 shall include consultation with Iowa hospice organization
20 representatives and other persons affected by **this chapter**.

21 Sec. 481. Section 135R.4, subsection 1, Code 2024, is
22 amended to read as follows:

23 1. The department, with the advice ~~and approval~~ of the
24 council on health and human services, shall adopt rules
25 specifying the standards for ambulatory surgical centers to be
26 licensed under **this chapter**. The rules shall be consistent
27 with and shall not exceed the requirements of **this chapter** and
28 the conditions for coverage in the federal Medicare program for
29 ambulatory surgical centers under **42 C.F.R. pt. 416**.

30 Sec. 482. Section 137.104, subsection 1, paragraph b,
31 unnumbered paragraph 1, Code 2024, is amended to read as
32 follows:

33 Make and enforce such reasonable rules and regulations not
34 inconsistent with law and the rules of the ~~council~~ department
35 as may be necessary for the protection and improvement of the

1 public health.

2 Sec. 483. Section 137.105, subsection 1, paragraph f, Code
3 2024, is amended to read as follows:

4 *f.* A local board of health member shall serve without
5 compensation, but may be reimbursed for necessary expenses in
6 accordance with rules established by the ~~council~~ department or
7 the applicable jurisdiction.

8 Sec. 484. Section 137.107, Code 2024, is amended to read as
9 follows:

10 **137.107 Request reviewed by state department.**

11 The state department shall review requests submitted
12 pursuant to [section 137.106](#). The state department, upon
13 finding that all required elements are present, ~~shall present~~
14 ~~findings to the council.~~ The council may approve the formation
15 of a district board and if the formation is approved, shall
16 notify the county boards from whom the request was received.

17 Sec. 485. Section 137.114, Code 2024, is amended to read as
18 follows:

19 **137.114 Withdrawal from district.**

20 A county may withdraw from an existing district board upon
21 submission of a request for withdrawal to and approval by
22 the state department. The request shall include a plan to
23 reform its county board or join a different district board,
24 information specified in [section 137.106](#), and approval of the
25 request by the district board ~~and, at the recommendation of~~
26 ~~the state department, the council.~~ Any county choosing to
27 withdraw from the district board shall commit to the continuity
28 of services in its county by reestablishing its county
29 board or joining a different district board. The remaining
30 counties in the district shall submit an application including
31 the information specified in [section 137.106](#) to the state
32 department for review as provided in [section 137.107](#).

33 Sec. 486. Section 137.119, Code 2024, is amended to read as
34 follows:

35 **137.119 Adoption of rules.**

1 The ~~council~~ department shall adopt rules to implement this
2 chapter. The department is vested with discretionary authority
3 to interpret the provisions of **this chapter**.

4 Sec. 487. Section 139A.8, subsection 3, Code 2024, is
5 amended to read as follows:

6 3. Subject to the provision of **subsection 4**, the ~~council on~~
7 ~~health and human services~~ department may modify or delete any
8 of the immunizations in **subsection 2**.

9 Sec. 488. Section 139A.8, subsection 4, paragraph b, Code
10 2024, is amended to read as follows:

11 b. The exemptions under **this subsection** do not apply in
12 times of emergency or epidemic as determined ~~by the council on~~
13 ~~health and human services~~ and as declared by the director of
14 ~~health and human services~~.

15 Sec. 489. Section 139A.9, Code 2024, is amended to read as
16 follows:

17 **139A.9 Forcible removal — isolation — quarantine.**

18 The forcible removal and isolation or quarantine of any
19 infected person shall be accomplished according to the rules
20 and regulations of the local board or the rules of the ~~council~~
21 ~~on health and human services~~ department.

22 Sec. 490. Section 141A.2, subsection 6, Code 2024, is
23 amended to read as follows:

24 6. The department, ~~with the approval of the council~~
25 ~~on health and human services~~, may conduct epidemiological
26 blinded and nonblinded studies to determine the incidence
27 and prevalence of HIV infection. Initiation of any new
28 epidemiological studies shall be contingent upon the receipt
29 of funding sufficient to cover all the costs associated with
30 the studies. The informed consent, reporting, and counseling
31 requirements of **this chapter** shall not apply to blinded
32 studies.

33 Sec. 491. Section 217.2, subsection 1, paragraph a, Code
34 2024, is amended to read as follows:

35 a. There is created within the department a council on

1 health and human services which shall act in a ~~policy-making and~~
2 an advisory capacity on matters within the jurisdiction of the
3 department. The council shall consist of nine voting members
4 appointed by the governor subject to confirmation by the
5 senate. Appointments shall be made on the basis of interest
6 in public affairs, good judgment, and knowledge and ability in
7 the field of health and human services. Appointments shall
8 be made to provide a diversity of interest and point of view
9 in the membership and without regard to religious opinions or
10 affiliations. The voting members of the council shall serve
11 for six-year staggered terms.

12 Sec. 492. Section 217.3, Code 2024, is amended to read as
13 follows:

14 **217.3 Duties of council.**

15 The council shall:

16 1. Organize annually and select a chairperson and vice
17 chairperson.

18 2. ~~Adopt and establish policy for the operation and~~ Advise
19 the department on conduct of the department, ~~subject to any~~
20 ~~guidelines which may be adopted by the general assembly,~~ and
21 the implementation of all services and programs administered
22 by the department.

23 3. Report immediately to the governor any failure by
24 the department to carry out any of the policy decisions or
25 directives of the ~~council~~ department.

26 4. ~~Approve~~ Advise and make recommendations to the
27 department on the budget of the department prior to submission
28 to the governor. Prior to ~~approval of~~ making recommendations
29 on the budget, the council shall publicize and hold a public
30 hearing to provide explanations and hear questions, opinions,
31 and suggestions regarding the budget. Invitations to the
32 hearing shall be extended to the governor, the governor-elect,
33 the director of the department of management, and other persons
34 deemed by the council as integral to the budget process. The
35 budget materials submitted to the governor shall include a

1 ~~review of options~~ recommendations for revising the medical
2 assistance program made available by federal action or by
3 actions implemented by other states as identified by the
4 department, the medical assistance advisory council created in
5 section 249A.4B, and by county representatives. The review
6 shall address what potential revisions could be made in this
7 state and how the changes would be beneficial to Iowans.

8 5. ~~Insure~~ Make recommendations to the department to ensure
9 that all programs administered or services rendered by the
10 department directly to any citizen or through a local agency
11 to any citizen are coordinated and integrated so that any
12 citizen does not receive a duplication of services from various
13 departments or local agencies that could be rendered by one
14 department or local agency. ~~If the council finds that such~~
15 ~~is not the case, it shall hear and determine which department~~
16 ~~or local agency shall provide the needed service or services~~
17 ~~and enter an order of their determination by resolution of~~
18 ~~the council which must be concurred in by at least a majority~~
19 ~~of the members. Thereafter such order or resolution of the~~
20 ~~council shall be obeyed by all state departments and local~~
21 ~~agencies to which it is directed.~~

22 6. ~~Adopt all necessary rules recommended by the department~~
23 ~~prior to their promulgation pursuant to~~ chapter 17A.

24 7. ~~6.~~ Recommend to the governor the names of individuals
25 qualified for the position of director when a vacancy exists
26 in the office.

27 Sec. 493. Section 217.3A, Code 2024, is amended to read as
28 follows:

29 **217.3A Advisory committees.**

30 The council may establish and utilize other ad hoc
31 advisory committees as determined necessary to advise the
32 council related to the subject matter under the purview
33 of the department, including but not limited to child and
34 family services, behavioral health, public health, and the
35 department's interactions with the juvenile justice system.

1 The council shall establish appointment provisions, membership
2 terms, operating guidelines, and other operational requirements
3 for committees established pursuant to [this section](#).

4 Sec. 494. Section 217.6, Code 2024, is amended to read as
5 follows:

6 **217.6 Rules and regulations — organization of department.**

7 1. The director may ~~recommend~~ submit to the council for
8 ~~adoption~~ review and recommendation, rules and regulations
9 necessary to administer the duties, functions, and programs
10 of the department. ~~Any action taken, decision made, or~~
11 ~~administrative rule adopted may be reviewed by the director.~~
12 The director, ~~upon~~ may consider such review, ~~may affirm,~~
13 ~~modify, or reverse any such action, decision, or rule~~
14 recommendations in adopting rules for the department.

15 2. The rules and regulations adopted for the public benefits
16 and programs administered by the department shall apply the
17 residency eligibility restrictions required by federal and
18 state law.

19 3. The director shall organize the department into subunits
20 as necessary to most efficiently carry out the intent of this
21 chapter and any other chapter the department is responsible for
22 administering.

23 4. If the department requires or requests a service
24 consumer, service provider, or other person to maintain
25 required documentation in electronic form, the department shall
26 accept such documentation submitted by electronic means and
27 shall not require a physical copy of the documentation unless
28 required by state or federal law.

29 Sec. 495. Section 218.4, subsections 1 and 2, Code 2024, are
30 amended to read as follows:

31 1. The department shall ~~recommend to the council for~~
32 ~~adoption~~ adopt rules not inconsistent with law as necessary
33 for the management of the institutions and the admission,
34 treatment, care, custody, education and discharge of residents.
35 It is the duty of the department to establish rules by which

1 danger to life and property from fire will be minimized. The
2 department may require any appointees to perform duties in
3 addition to those required by statute.

4 2. Rules adopted by the ~~council~~ department pursuant
5 to chapter 17A shall be uniform and shall apply to all
6 institutions under the department's jurisdiction. The primary
7 rules for use in institutions where persons with mental illness
8 are served shall, unless otherwise indicated, uniformly apply
9 to county or private hospitals in which persons with mental
10 illness are served, but the rules shall not interfere with
11 proper medical treatment administered to such persons by
12 competent physicians. Annually, signed copies of the rules
13 shall be sent to the superintendent of each institution.
14 Copies shall also be sent to the clerk of each district court,
15 the chairperson of the board of supervisors of each county and,
16 as appropriate, to the officer in charge of institutions or
17 hospitals caring for persons with mental illness in each county
18 who shall be responsible for seeing that the rules are posted
19 in each institution or hospital in a prominent place. The
20 rules shall be kept current to meet the public need and shall
21 be revised and published annually.

22 Sec. 496. Section 222.1, subsection 2, Code 2024, is amended
23 to read as follows:

24 2. The Glenwood state resource center and the Woodward
25 state resource center are established and shall be maintained
26 as the state's regional resource centers for the purpose of
27 providing treatment, training, instruction, care, habilitation,
28 and support of persons with an intellectual disability or other
29 disabilities in this state, and providing facilities, services,
30 and other support to the communities located in the region
31 being served by a state resource center. In addition, the
32 state resource centers are encouraged to serve as a training
33 resource for community-based program staff, medical students,
34 and other participants in professional education programs.
35 A resource center may request the approval of the ~~council~~

1 department to change the name of the resource center for use in
2 communication with the public, in signage, and in other forms
3 of communication.

4 Sec. 497. Section 222.2, Code 2024, is amended to read as
5 follows:

6 **222.2 Definitions.**

7 When used in [this chapter](#), unless the context otherwise
8 requires:

9 1. "*Auditor*" means the county auditor or the auditor's
10 designee.

11 ~~2. "*Council*" means the council on health and human services.~~

12 ~~3.~~ 2. "*Department*" means the department of health and human
13 services.

14 ~~4.~~ 3. "*Director*" means the director of health and human
15 services.

16 ~~5.~~ 4. "*Intellectual disability*" means the same as defined
17 in [section 4.1](#).

18 ~~6.~~ 5. "*Mental health and disability services region*" means
19 a mental health and disability services region formed in
20 accordance with [section 225C.56](#).

21 ~~7.~~ 6. "*Regional administrator*" means the regional
22 administrator of a mental health and disability services
23 region, as defined in [section 225C.55](#).

24 ~~8.~~ 7. "*Special unit*" means a special intellectual
25 disability unit established at a state mental health institute
26 pursuant to [sections 222.88 through 222.91](#).

27 ~~9.~~ 8. "*State resource centers*" or "*resource centers*" means
28 the Glenwood state resource center and the Woodward state
29 resource center.

30 ~~10.~~ 9. "*Superintendents*" means the superintendents of the
31 state resource centers.

32 Sec. 498. Section 225.33, Code 2024, is amended to read as
33 follows:

34 **225.33 Death of patient — disposal of body.**

35 When a committed public patient or a voluntary public

1 patient or a committed private patient dies while at the state
2 psychiatric hospital or at the university hospital, the state
3 psychiatric hospital shall have the body prepared for shipment
4 in accordance with the rules prescribed by the ~~council on~~
5 department of health and human services for shipping such
6 bodies. It is the duty of the state board of regents to make
7 arrangements for the embalming and such other preparation as
8 necessary to comply with the rules and for the purchase of
9 suitable caskets.

10 Sec. 499. Section 225C.49, subsection 1, unnumbered
11 paragraph 1, Code 2024, is amended to read as follows:

12 The department shall provide coordination of the programs
13 administered by the department which serve individuals with a
14 disability and the individuals' families, including but not
15 limited to the following juvenile justice and child welfare
16 services: family-centered services described under section
17 232.102, decategorization of child welfare funding provided
18 for under [section 232.188](#), and foster care services paid under
19 section 234.35, subsection 3. The department shall regularly
20 review administrative rules associated with such programs and
21 make recommendations to the ~~council~~, governor, and general
22 assembly for revisions to remove barriers to the programs for
23 individuals with a disability and the individuals' families
24 including the following:

25 Sec. 500. Section 226.1, subsections 3 and 4, Code 2024, are
26 amended to read as follows:

27 3. A mental health institute may request the approval of the
28 ~~council~~ department to change the name of the institution for
29 use in communication with the public, in signage, and in other
30 forms of communication.

31 4. For the purposes of [this chapter](#), unless the context
32 otherwise requires:

33 ~~a. "Council" means the council on health and human services.~~

34 ~~b.~~ a. "Department" means the department of health and human
35 services.

1 ~~e.~~ b. "Director" means the director of health and human
2 services.

3 ~~d.~~ c. "Mental health and disability services region" means
4 a mental health and disability services region formed in
5 accordance with [section 225C.56](#).

6 ~~e.~~ d. "Mental health institute" or "state mental health
7 institute" means a state hospital for persons with mental
8 illness as designated in [this chapter](#).

9 ~~f.~~ e. "Regional administrator" means the same as defined
10 in [section 225C.55](#).

11 Sec. 501. Section 234.1, Code 2024, is amended to read as
12 follows:

13 **234.1 Definitions.**

14 As used in [this chapter](#), unless the context otherwise
15 requires:

16 1. "Child" means either a person less than eighteen years of
17 age or a person eighteen, nineteen, or twenty years of age who
18 meets all of the following conditions:

19 *a.* The person was placed by court order issued pursuant
20 to [chapter 232](#) in foster care or in an institution listed in
21 section 218.1 and either of the following situations apply to
22 the person:

23 (1) After reaching eighteen years of age, the person
24 has remained continuously and voluntarily under the care
25 of an individual, as defined in [section 237.1](#), licensed to
26 provide foster care pursuant to [chapter 237](#) or in a supervised
27 apartment living arrangement, in this state.

28 (2) The person aged out of foster care after reaching
29 eighteen years of age and subsequently voluntarily applied for
30 placement with an individual, as defined in [section 237.1](#),
31 licensed to provide foster care pursuant to [chapter 237](#) or for
32 placement in a supervised apartment living arrangement, in this
33 state.

34 *b.* The person has demonstrated a willingness to participate
35 in case planning and to complete the responsibilities

1 prescribed in the person's case permanency plan.

2 *c.* The department has made an application for the person
3 for adult services upon a determination that it is likely the
4 person will need or be eligible for services or other support
5 from the adult services system.

6 ~~2. "Council" means the council on health and human services.~~

7 ~~3.~~ 2. "Department" means the department of health and human
8 services.

9 ~~4.~~ 3. "Director" means the director of health and human
10 services.

11 ~~5.~~ 4. "Food programs" means the supplemental nutrition
12 assistance program and donated foods programs authorized by
13 federal law under the United States department of agriculture.

14 ~~6.~~ 5. "Supplemental nutrition assistance program" or "SNAP"
15 means benefits provided by the federal program administered
16 through [7 C.F.R. pts. 270 - 283](#), as amended.

17 Sec. 502. Section 234.6, subsection 1, unnumbered paragraph
18 1, Code 2024, is amended to read as follows:

19 The director shall administer the family investment program,
20 state supplementary assistance, food programs, child welfare,
21 and emergency relief, family and adult service programs, and
22 any other form of public assistance and institutions that are
23 placed under the director's administration. The director shall
24 perform duties, formulate and adopt rules as necessary, and
25 outline policies, dictate procedure, and delegate powers as
26 necessary for competent and efficient administration. ~~Subject~~
27 ~~to restrictions that may be imposed by the council, the~~ The
28 director may abolish, alter, consolidate, or establish subunits
29 and abolish or change existing subunits. The director may
30 employ necessary personnel and determine their compensation;
31 may allocate or reallocate functions and duties among subunits;
32 and may adopt rules relating to the employment of personnel
33 and the allocation of their functions and duties among the
34 various subunits as required for competent and efficient
35 administration. The director shall do all of the following:

1 Sec. 503. Section 234.6, subsection 1, paragraphs d and h,
2 Code 2024, are amended to read as follows:

3 *d.* Notwithstanding any provisions to the contrary in chapter
4 239B relating to the consideration of income and resources of
5 claimants for assistance, ~~and with the consent and approval of~~
6 ~~the council~~, adopt rules necessary to qualify for federal aid
7 in the assistance programs administered by the director.

8 *h.* ~~Recommend~~ Adopt rules ~~for their adoption by the council~~
9 for before and after school child care programs, conducted
10 within and by or contracted for by school districts, that are
11 appropriate for the ages of the children who receive services
12 under the programs.

13 Sec. 504. Section 237.1, Code 2024, is amended to read as
14 follows:

15 **237.1 Definitions.**

16 As used in [this chapter](#):

17 1. "Agency" means a person which provides child foster care
18 and which does not meet the definition of an individual as
19 defined under [this section](#).

20 2. "Child" means child as defined in [section 234.1](#).

21 3. "Child foster care" means the provision of parental
22 nurturing, including but not limited to the furnishing of
23 food, lodging, training, education, supervision, treatment,
24 or other care, to a child on a full-time basis by a person,
25 including a relative of the child if the relative is licensed
26 under [this chapter](#), but not including a guardian of the child.
27 "Child foster care" does not include any of the following care
28 situations:

29 *a.* Care furnished by an individual person who receives the
30 child of a personal friend as an occasional and personal guest
31 in the individual person's home, free of charge and not as a
32 business.

33 *b.* Care furnished by an individual person with whom a child
34 has been placed for lawful adoption, unless that adoption is
35 not completed within two years after placement.

1 c. Care furnished by a private boarding school subject to
2 approval by the state board of education pursuant to section
3 256.11.

4 d. Child care furnished by a child care center, a child
5 development home, or a child care home as defined in section
6 237A.1.

7 e. Care furnished in a hospital licensed under [chapter 135B](#)
8 or care furnished in a nursing facility licensed under chapter
9 135C.

10 f. Care furnished by a relative of a child or an individual
11 person with a meaningful relationship with the child where the
12 child is not under the placement, care, or supervision of the
13 department.

14 ~~4. "Council" means the council on health and human services.~~

15 ~~5.~~ 4. "Department" means the department of health and human
16 services.

17 ~~6.~~ 5. "Director" means the director of health and human
18 services.

19 ~~7.~~ 6. "Facility" means the personnel, program, physical
20 plant, and equipment of a licensee.

21 ~~8.~~ 7. "Individual" means an individual person or a married
22 couple who provides child foster care in a single-family home
23 environment and which does not meet the definition of an agency
24 under [this section](#).

25 ~~9.~~ 8. "Licensee" means an individual or an agency licensed
26 under [this chapter](#).

27 ~~10.~~ 9. "Reasonable and prudent parent standard" means
28 the standard characterized by careful and sensible parenting
29 decisions that maintain the health, safety, and best interests
30 of a child, while at the same time encouraging the emotional
31 and developmental growth of a child, that a caregiver shall
32 use when determining whether to allow a child in foster care
33 under the placement, care, or supervision of the department to
34 participate in extracurricular, enrichment, cultural, or social
35 activities. For the purposes of [this subsection](#), "caregiver"

1 means an individual or an agency licensed under [this chapter](#)
2 with which a child in foster care has been placed or a juvenile
3 shelter care home approved under [chapter 232](#) in which a child
4 in foster care has been placed.

5 Sec. 505. Section 237.3, subsection 1, Code 2024, is amended
6 to read as follows:

7 1. Except as otherwise provided by [subsections 3 and 4](#),
8 the department shall ~~promulgate, after their adoption by the~~
9 ~~council,~~ adopt and enforce in accordance with [chapter 17A](#),
10 administrative rules necessary to implement [this chapter](#).
11 Formulation of the rules shall include consultation with
12 representatives of child foster care providers and other
13 persons affected by [this chapter](#). The rules shall encourage
14 the provision of child foster care in a single-family, home
15 environment, exempting the single-family, home facility from
16 inappropriate rules.

17 Sec. 506. Section 237A.1, Code 2024, is amended to read as
18 follows:

19 **237A.1 Definitions.**

20 As used in [this chapter](#) unless the context otherwise
21 requires:

22 1. "*Child*" means either of the following:

23 a. A person twelve years of age or younger.

24 b. A person thirteen years of age or older but younger than
25 nineteen years of age who has a developmental disability as
26 defined under the federal Developmental Disabilities Assistance
27 and Bill of Rights Act of 2000, Pub. L. No. 106-402, as
28 codified in 42 U.S.C. §15002(8).

29 2. "*Child care*" means the care, supervision, and guidance of
30 a child by a person other than the child's parent, guardian,
31 or custodian for periods of less than twenty-four hours per
32 day per child on a regular basis, but does not include care,
33 supervision, and guidance of a child by any of the following:

34 a. An instructional program for children who are attending
35 prekindergarten as defined by the state board of education

1 under [section 256.11](#) or a higher grade level and are at least
2 four years of age, or are at least three years of age and
3 eligible for special education under [chapter 256B](#), administered
4 by any of the following:

5 (1) A public or nonpublic school system accredited by the
6 department of education or the state board of regents.

7 (2) A nonpublic school system which is not accredited by the
8 department of education or the state board of regents.

9 *b.* Any of the following church-related programs:

10 (1) An instructional program.

11 (2) A youth program other than a preschool, before or after
12 school child care program, or other child care program.

13 (3) A program providing care to children on church premises
14 while the children's parents are attending church-related or
15 church-sponsored activities on the church premises.

16 *c.* Short-term classes of less than two weeks' duration held
17 between school terms or during a break within a school term.

18 *d.* A child care center for sick children operated as part of
19 a pediatrics unit in a hospital licensed by the department of
20 inspections, appeals, and licensing pursuant to [chapter 135B](#).

21 *e.* A program operated not more than one day per week by
22 volunteers which meets all of the following conditions:

23 (1) Not more than eleven children are served per volunteer.

24 (2) The program operates for less than four hours during any
25 twenty-four-hour period.

26 (3) The program is provided at no cost to the children's
27 parent, guardian, or custodian.

28 *f.* A program administered by a political subdivision of the
29 state which is primarily for recreational or social purposes
30 and is limited to children who are five years of age or older
31 and attending school.

32 *g.* An after school program continuously offered throughout
33 the school year calendar to children who are at least five
34 years of age and are enrolled in school, and attend the program
35 intermittently or a summer-only program for such children. The

1 program must be provided through a nominal membership fee or
2 at no cost.

3 *h.* A special activity program which meets less than four
4 hours per day for the sole purpose of the special activity.
5 Special activity programs include but are not limited to music
6 or dance classes, organized athletic or sports programs,
7 recreational classes, scouting programs, and hobby or craft
8 clubs or classes.

9 *i.* A nationally accredited camp.

10 *j.* A structured program for the purpose of providing
11 therapeutic, rehabilitative, or supervisory services to
12 children under any of the following:

13 (1) A purchase of service or managed care contract with the
14 department.

15 (2) A contract approved by a governance board of a
16 decategorization of child welfare and juvenile justice funding
17 project created under [section 232.188](#).

18 (3) An arrangement approved by a juvenile court order.

19 *k.* Care provided on-site to children of parents residing in
20 an emergency, homeless, or domestic violence shelter.

21 *l.* A child care facility providing respite care to a
22 licensed foster family home for a period of twenty-four hours
23 or more to a child who is placed with that licensed foster
24 family home.

25 *m.* A program offered to a child whose parent, guardian,
26 or custodian is engaged solely in a recreational or social
27 activity, remains immediately available and accessible on the
28 physical premises on which the child's care is provided, and
29 does not engage in employment while the care is provided.
30 However, if the recreational or social activity is provided
31 in a fitness center or on the premises of a nonprofit
32 organization, the parent, guardian, or custodian of the child
33 may be employed to teach or lead the activity.

34 3. "*Child care center*" or "*center*" means a facility
35 providing child care or preschool services for seven or more

1 children, except when the facility is registered as a child
2 development home.

3 4. "*Child care facility*" or "*facility*" means a child care
4 center, preschool, or a registered child development home.

5 5. "*Child care home*" means a person or program providing
6 child care to any of the following children at any one time
7 that is not registered to provide child care under this
8 chapter, as authorized under [section 237A.3](#):

9 a. Five or fewer children.

10 b. Six or fewer children, if at least one of the children
11 is school-aged.

12 6. "*Child development home*" means a person or program
13 registered under [section 237A.3A](#) that may provide child care to
14 seven or more children at any one time.

15 7. "*Children needing special needs care*" or "*special needs*
16 *child*" means a child or children with one or more of the
17 following conditions:

18 a. The child has been diagnosed by a physician or by a
19 person endorsed for service as a school psychologist by the
20 department of education to have a developmental disability
21 which substantially limits one or more major life activities,
22 and the child requires professional treatment, assistance in
23 self-care, or the purchase of special adaptive equipment.

24 b. The child has been determined by a qualified intellectual
25 disability professional to have a condition which impairs the
26 child's intellectual and social functioning.

27 c. The child has been diagnosed by a mental health
28 professional to have a behavioral or emotional disorder
29 characterized by situationally inappropriate behavior which
30 deviates substantially from behavior appropriate to the
31 child's age, or which significantly interferes with the child's
32 intellectual, social, or personal development.

33 ~~8. "*Council*" means the council on health and human services.~~

34 ~~9.~~ 8. "*Department*" means the department of health and human
35 services.

1 ~~10.~~ 9. "Director" means the director of health and human
2 services.

3 ~~11.~~ 10. "Infant" means a child who is less than twenty-four
4 months of age.

5 ~~12.~~ 11. "Involvement with child care" means licensed
6 or registered under [this chapter](#), employed in a child care
7 facility, residing in a child care facility, receiving public
8 funding for providing child care, or providing child care as a
9 child care home provider, or residing in a child care home.

10 ~~13.~~ 12. "Licensed center" means a center issued a full
11 or provisional license by the department under the provisions
12 of [this chapter](#) or a center for which a license is being
13 processed.

14 ~~14.~~ 13. "Poverty level" means the poverty level defined by
15 the most recently revised poverty income guidelines published
16 by the United States department of health and human services.

17 ~~15.~~ 14. "Preschool" means a child care facility which
18 provides to children ages three through five, for periods of
19 time not exceeding three hours per day, programs designed
20 to help the children to develop intellectual skills, social
21 skills, and motor skills, and to extend their interest and
22 understanding of the world about them.

23 ~~16.~~ 15. "School" means kindergarten or a higher grade
24 level.

25 ~~17.~~ ~~"State child care advisory committee" means the state~~
26 ~~child care advisory committee established pursuant to section~~
27 ~~135.173A.~~

28 Sec. 507. Section 238.1, Code 2024, is amended to read as
29 follows:

30 **238.1 Definitions.**

31 For the purpose of [this chapter](#) unless the context otherwise
32 requires:

33 1. "Child" means the same as defined in [section 234.1](#).

34 2. "Child-placing agency" or "agency" means any agency,
35 whether public, semipublic, or private, which represents that

1 the agency places children permanently or temporarily in
2 private family homes or receives children for placement in
3 private family homes, or which actually engages for gain or
4 otherwise in the placement of children in private family homes.
5 "Agency" includes individuals, institutions, partnerships,
6 voluntary associations, and corporations, other than
7 institutions under the management or control of the department.

8 ~~3. "Council" means the council on health and human services.~~

9 ~~4.~~ 3. "Department" means the department of health and human
10 services.

11 ~~5.~~ 4. "Director" means the director of health and human
12 services.

13 Sec. 508. Section 238.12, Code 2024, is amended to read as
14 follows:

15 **238.12 Appeal — judicial review.**

16 1. A licensee aggrieved by a decision of the department
17 revoking the licensee's license may appeal to the ~~council~~
18 department in the manner prescribed by the ~~council~~ department.
19 The ~~council~~ department shall, upon receipt of such an appeal,
20 give the licensee reasonable notice and opportunity for a fair
21 hearing before the ~~council or its duly~~ department's authorized
22 representative. Following the hearing, the ~~council~~ department
23 shall take final action and notify the licensee in writing.

24 2. Judicial review of the actions of the ~~council~~ department
25 may be sought in accordance with ~~the terms of~~ **chapter 17A**.

26 Sec. 509. Section 249.1, Code 2024, is amended to read as
27 follows:

28 **249.1 Definitions.**

29 As used in **this chapter**:

30 ~~1. "Council" means the council on health and human services.~~

31 ~~2.~~ 1. "Department" means the department of health and human
32 services.

33 ~~3.~~ 2. "Director" means the director of health and human
34 services.

35 ~~4.~~ 3. "Federal supplemental security income" means cash

1 payments made to individuals by the United States government
2 under Tit. XVI of the Social Security Act as amended by Pub. L.
3 No. 92-603, or any other amendments thereto.

4 ~~5.~~ 4. "*Previous categorical assistance programs*" means the
5 aid to the blind program authorized by [chapter 241](#), the aid to
6 the disabled program authorized by [chapter 241A](#) and the old-age
7 assistance program authorized by [chapter 249, Code 1973](#).

8 ~~6.~~ 5. "*State supplementary assistance*" means cash payments
9 made to individuals:

10 *a.* By the United States government on behalf of the state of
11 Iowa pursuant to [section 249.2](#).

12 *b.* By the state of Iowa directly pursuant to sections 249.3
13 through 249.5.

14 Sec. 510. Section 249.4, subsection 1, Code 2024, is amended
15 to read as follows:

16 1. Applications for state supplementary assistance shall
17 be made in the form and manner prescribed by the director or
18 the director's designee, ~~with the approval of the council,~~
19 pursuant to [chapter 17A](#). Each person who applies and is found
20 eligible under [section 249.3](#) shall, so long as the person's
21 eligibility continues, receive state supplementary assistance
22 on a monthly basis, from funds appropriated to the department
23 for the purpose.

24 Sec. 511. Section 249A.4B, subsections 1 and 7, Code 2024,
25 are amended to read as follows:

26 1. A medical assistance advisory council is created to
27 comply with [42 C.F.R. §431.12](#) based on section 1902(a)(4) of
28 the federal Social Security Act and to advise the director
29 about health and medical care services under the medical
30 assistance program. The council shall meet ~~no more than~~
31 quarterly as necessary. The director's designee responsible
32 for public health or their designee and a public member of the
33 council selected by the public members of the council shall
34 serve as co-chairpersons of the council.

35 7. The director shall consider the recommendations offered

1 by the council in the director's preparation of the medical
2 assistance budget ~~recommendations to the council on health and~~
3 ~~human services pursuant to section 217.3~~ and in implementation
4 of medical assistance program policies.

5 Sec. 512. Section 331.304, subsection 9, Code 2024, is
6 amended to read as follows:

7 9. A county shall not adopt or enforce any ordinance
8 imposing any registration or licensing system or registration
9 or license fees for or relating to owner-occupied manufactured
10 or mobile homes including the lots, lands, or manufactured
11 home community or mobile home park upon or in which they are
12 located. A county shall not adopt or enforce any ordinance
13 imposing any registration or licensing system, or registration
14 or license fees, or safety or sanitary standards for rental
15 manufactured or mobile homes unless similar registration or
16 licensing system, or registration or license fees, or safety
17 or sanitary standards are required for other rental properties
18 intended for human habitation. This subsection does not
19 preclude the investigation and abatement of a nuisance or the
20 enforcement of a tiedown system, or the enforcement of any
21 ~~regulations~~ rules of the ~~council on~~ department of health and
22 human services or local board of health if those ~~regulations~~
23 rules apply to other rental properties or to owner-occupied
24 housing intended for human habitation.

25 Sec. 513. Section 364.3, subsection 5, Code 2024, is amended
26 to read as follows:

27 5. A city shall not adopt or enforce any ordinance imposing
28 any registration or licensing system or registration or license
29 fees for or relating to owner-occupied manufactured or mobile
30 homes including the lots, lands, or manufactured home community
31 or mobile home park upon or in which they are located. A
32 city shall not adopt or enforce any ordinance imposing any
33 registration or licensing system, or registration or license
34 fees, or safety or sanitary standards for rental manufactured
35 or mobile homes unless a similar registration or licensing

1 system, or registration or license fees, or safety or sanitary
2 standards are required for other rental properties intended
3 for human habitation. **This subsection** does not preclude the
4 investigation and abatement of a nuisance or the enforcement of
5 a tiedown system, or the enforcement of any ~~regulations~~ rules
6 of the ~~council on~~ department of health and human services or
7 local board of health if those ~~regulations~~ rules apply to other
8 rental properties or to owner-occupied housing intended for
9 human habitation.

10 DIVISION XI

11 COMMISSION ON AGING ELIMINATION

12 Sec. 514. Section 231.4, subsection 1, paragraph d, Code
13 2024, is amended to read as follows:

14 *d.* ~~"Commission" means the commission on aging.~~ "Council"
15 means the council on health and human services.

16 Sec. 515. Section 231.14, Code 2024, is amended to read as
17 follows:

18 **231.14 Commission Council duties and authority.**

19 ~~1. The commission is the policymaking body of the sole state~~
20 ~~agency responsible for administration of the federal Act. The~~
21 ~~commission~~ council shall do all of the following:

22 *a.* 1. Approve ~~1. Approve~~ Make recommendations to the department
23 regarding approval of state and area plans on aging.

24 *b.* 2. Adopt ~~2. Adopt~~ Recommend policies to coordinate state
25 activities related to the purposes of **this chapter**.

26 *c.* 3. Serve as an effective and visible advocate for
27 older individuals by ~~establishing~~ recommending policies for
28 ~~reviewing and commenting upon all state plans, budgets, and~~
29 ~~policies which affect older individuals and for providing~~
30 ~~technical assistance to any agency, organization, association,~~
31 ~~or individual representing the needs of older individuals.~~

32 *d.* ~~Divide the state into distinct planning and service~~
33 ~~areas after considering the geographical distribution of~~
34 ~~older individuals in the state, the incidence of the need~~
35 ~~for supportive services, nutrition services, multipurpose~~

~~1 senior centers, and legal services, the distribution of older
2 individuals who have low incomes residing in such areas, the
3 distribution of resources available to provide such services
4 or centers, the boundaries of existing areas within the
5 state which are drawn for the planning or administration of
6 supportive services programs, the location of units of general
7 purpose, local government within the state, and any other
8 relevant factors.~~

~~9 e. Designate for each planning and service area a public or
10 private nonprofit agency or organization as the area agency on
11 aging for that area. The commission may revoke the designation
12 of an area agency on aging pursuant to [section 231.32](#).~~

~~13 f. 4. Adopt policies to assure Make recommendations to
14 ensure that the department will take into account the views of
15 older individuals in the development of policy.~~

~~16 g. Adopt a method for the distribution of federal
17 Act and state funds taking into account, to the maximum
18 extent feasible, the best available data on the geographic
19 distribution of older individuals in the state, and publish the
20 method for review and comment.~~

~~21 h. 5. Adopt Recommend policies and measures to assure
22 that preference will be given to providing services to older
23 individuals with the greatest economic or social needs, with
24 particular attention to low-income minority older individuals,
25 older individuals with limited English proficiency, and older
26 individuals residing in rural areas.~~

~~27 i. 6. Adopt Recommend policies to administer state programs
28 authorized by [this chapter](#).~~

~~29 j. 7. Adopt Recommend policies and administrative rules
30 pursuant to [chapter 17A](#) that support the capabilities of
31 the area agencies on aging and the aging and disabilities
32 resource centers to serve older individuals and persons with
33 disabilities experiencing Alzheimer's disease or related
34 dementias.~~

~~35 2. The commission shall adopt administrative rules pursuant~~

1 to ~~chapter 17A~~ to administer the duties specified in this
2 chapter and in all other chapters under the department's
3 jurisdiction.

4 Sec. 516. Section 231.21, Code 2024, is amended to read as
5 follows:

6 **231.21 Administration of chapter — department of health and**
7 **human services.**

8 The department of health and human services shall administer
9 this chapter under the policy ~~direction~~ recommendations of the
10 ~~commission on aging~~ council.

11 Sec. 517. Section 231.23, Code 2024, is amended to read as
12 follows:

13 **231.23 Department — duties and authority.**

14 The department shall:

15 1. Develop and administer a state plan on aging.

16 2. ~~Assist the commission in the review and approval of~~
17 Review and approve area plans.

18 3. ~~Pursuant to commission policy, coordinate~~ Coordinate
19 state activities related to the purposes of ~~this chapter~~ and
20 all other chapters under the department's jurisdiction.

21 4. Advocate for older individuals by reviewing and
22 commenting upon all state plans, budgets, laws, rules,
23 ~~regulations,~~ and policies which affect older individuals and
24 by providing technical assistance to any agency, organization,
25 association, or individual representing the needs of older
26 individuals.

27 5. ~~Assist the commission in dividing~~ Divide the state into
28 distinct planning and service areas after considering the
29 geographical distribution of older individuals in the state,
30 the incidence of the need for supportive services, nutrition
31 services, multipurpose senior centers, and legal services, the
32 distribution of older individuals who have low incomes residing
33 in such areas, the distribution of resources available to
34 provide such services or centers, the boundaries of existing
35 areas within the state which are drawn for the planning or

1 administration of supportive services programs, the location of
2 units of general purpose, local government within the state,
3 and any other relevant factors.

4 6. ~~Assist the commission in designating~~ Designate for each
5 area a public or private nonprofit agency or organization as
6 the area agency on aging for that area. The department may
7 revoke the designation of an area agency on aging pursuant to
8 section 231.32.

9 7. ~~Pursuant to commission policy, take~~ Take into account the
10 views of older Iowans.

11 8. ~~Assist the commission in adopting~~ Adopt a method for
12 the distribution of funds available from the federal Act and
13 state appropriations and allocations taking into account, to
14 the maximum extent feasible, the best available data on the
15 geographic distribution of older individuals in the state.

16 9. ~~Assist the commission in assuring~~ Adopt policies and
17 measures to ensure that preference will be given to providing
18 services to older individuals with the greatest economic or
19 social needs, with particular attention to low-income minority
20 older individuals, older individuals with limited English
21 proficiency, and older individuals residing in rural areas.

22 10. ~~Assist the commission in developing, adopting, and~~
23 ~~enforcing~~ Develop, adopt, and enforce administrative rules,
24 including by issuing necessary forms and procedures, to
25 administer the duties specified in this chapter and in all
26 other chapters under the department's jurisdiction.

27 11. Apply for, receive, and administer grants, devises,
28 donations, gifts, or bequests of real or personal property from
29 any source to conduct projects consistent with the purposes of
30 the department. Notwithstanding [section 8.33](#), moneys received
31 by the department pursuant to [this section](#) are not subject to
32 reversion to the general fund of the state.

33 12. Administer state authorized programs.

34 13. Establish a procedure for an area agency on aging to
35 use in selection of members of the agency's board of directors.

1 The selection procedure shall be incorporated into the bylaws
2 of the board of directors.

3 14. Adopt policies and administrative rules pursuant to
4 chapter 17A that support the capabilities of the area agencies
5 on aging and the aging and disabilities resource centers
6 to serve older individuals and persons with disabilities
7 experiencing Alzheimer's disease or related dementias.

8 Sec. 518. Section 231.31, Code 2024, is amended to read as
9 follows:

10 **231.31 State plan on aging.**

11 The department shall develop, ~~and submit to the commission~~
12 ~~on aging for approval,~~ a multiyear state plan on aging.
13 The state plan on aging shall meet all applicable federal
14 requirements.

15 Sec. 519. Section 231.32, Code 2024, is amended to read as
16 follows:

17 **231.32 Criteria for designation of area agencies on aging.**

18 1. The ~~commission~~ department shall designate an area
19 agency on aging for each planning and service area. The
20 ~~commission shall continue the designation~~ shall continue until
21 an area agency on aging's designation is removed for cause as
22 determined by the ~~commission~~ department, until the time of
23 renewal or the annual update of an area plan, until the agency
24 voluntarily withdraws as an area agency on aging, or until a
25 change in the designation of planning and service areas or area
26 agencies on aging is required by state or federal law. In that
27 event, the ~~commission~~ department shall proceed in accordance
28 with **subsections 2, 3, and 4**. Designated area agencies on
29 aging shall comply with the requirements of the federal Act.

30 2. The ~~commission~~ department shall designate an area agency
31 to serve each planning and service area, after consideration of
32 the views offered by units of general purpose local government.
33 An area agency may be:

34 a. An established office of aging which is operating within
35 a planning and service area designated by the ~~commission~~

1 department.

2 *b.* Any office or agency of a unit of general purpose local
3 government, which is designated to function only for the
4 purpose of serving as an area agency on aging by the chief
5 elected official of such unit.

6 *c.* Any office or agency designated by the appropriate
7 chief elected officials of any combination of units of
8 general purpose local government to act only on behalf of such
9 combination for such purpose.

10 *d.* Any public or nonprofit private agency in a planning and
11 service area or any separate organizational unit within such
12 agency which is under the supervision or direction for this
13 purpose of the department and which can and will engage only in
14 the planning or provision of a broad range of long-term living
15 and community support services or nutrition services within the
16 planning and service area.

17 3. When the ~~commission~~ department designates a new area
18 agency on aging, the ~~commission~~ department shall give the right
19 of first refusal to a unit of general purpose local government
20 if:

21 *a.* Such unit can meet the requirements of [subsection 1.](#)

22 *b.* The boundaries of such a unit and the boundaries of the
23 area are reasonably contiguous.

24 4. Each area agency shall provide assurance, determined
25 adequate by the ~~commission~~ department, that the area agency has
26 the ability to develop an area plan and to carry out, directly
27 or through contractual or other arrangements, a program in
28 accordance with the plan within the planning and service area.
29 In designating an area agency on aging within the planning and
30 service area, the ~~commission~~ department shall give preference
31 to an established office of aging, unless the ~~commission~~
32 department finds that no such office within the planning and
33 service area has the capacity to carry out the area plan.

34 5. Upon designation, an area agency on aging shall be
35 considered an instrumentality of the state and shall adhere to

1 all state and federal mandates applicable to an instrumentality
2 of the state.

3 Sec. 520. Section 231.33, subsections 1 and 13, Code 2024,
4 are amended to read as follows:

5 1. Develop and administer an area plan on aging approved by
6 the ~~commission~~ department.

7 13. Submit all fiscal and performance reports in accordance
8 with the policies of the ~~commission~~ department.

9 Sec. 521. Section 231.56, Code 2024, is amended to read as
10 follows:

11 **231.56 Services and programs.**

12 The department shall administer long-term living and
13 community support services and programs that allow older
14 individuals to secure and maintain maximum independence and
15 dignity in a home environment that provides for self-care with
16 appropriate supportive services, assist in removing individual
17 and social barriers to economic and personal independence
18 for older individuals, and provide a continuum of care for
19 older individuals and individuals with disabilities. Funds
20 appropriated for this purpose shall be allocated based on
21 administrative rules adopted by the ~~commission~~ department. The
22 department shall require such records as needed to administer
23 this section.

24 Sec. 522. Section 231E.3, Code 2024, is amended to read as
25 follows:

26 **231E.3 Definitions.**

27 As used in [this chapter](#), unless the context otherwise
28 requires:

29 1. "Client" means an individual for whom a representative
30 payee is appointed.

31 ~~2. "Commission" means the commission on aging.~~

32 ~~3.~~ 2. "Conservator" means conservator as defined in section
33 633.3.

34 ~~4.~~ 3. "Court" means court as defined in [section 633.3](#).

35 ~~5.~~ 4. "Department" means the department of health and human

1 services.

2 ~~6.~~ 5. "*Director*" means the director of health and human
3 services.

4 ~~7.~~ 6. "*Guardian*" means guardian as defined in section
5 633.3.

6 ~~8.~~ 7. "*Incompetent*" means incompetent as defined in section
7 633.3.

8 ~~9.~~ 8. "*Local office*" means a local office of public
9 guardian.

10 ~~10.~~ 9. "*Local public guardian*" means an individual under
11 contract with the department to act as a guardian, conservator,
12 or representative payee.

13 ~~11.~~ 10. "*Public guardian*" means the state public guardian
14 or a local public guardian.

15 ~~12.~~ 11. "*Public guardianship services*" means guardianship,
16 conservatorship, or representative payee services provided by
17 the state public guardian or a local public guardian.

18 ~~13.~~ 12. "*Representative payee*" means an individual
19 appointed by a government entity to receive funds on behalf of
20 a client pursuant to federal regulation.

21 ~~14.~~ 13. "*State agency*" means any executive department,
22 commission, board, institution, division, bureau, office,
23 agency, or other executive entity of state government.

24 ~~15.~~ 14. "*State office*" means the state office of public
25 guardian.

26 ~~16.~~ 15. "*State public guardian*" means the administrator of
27 the state office of public guardian.

28 ~~17.~~ 16. "*Ward*" means the individual for whom a guardianship
29 or conservatorship is established.

30 Sec. 523. REPEAL. Sections 231.11, 231.12, and 231.13, Code
31 2024, are repealed.

32 DIVISION XII

33 ELIMINATION OF ADVISORY COUNCIL ON BRAIN INJURIES

34 Sec. 524. Section 135.22A, Code 2024, is amended to read as
35 follows:

1 ~~135.22A~~ Advisory council on brain Brain injuries — policy
2 — department as lead agency.

3 1. For purposes of this section, unless the context
4 otherwise requires:

5 a. "Brain injury" means a brain injury as defined in section
6 135.22.

7 b. "Council" means the advisory council on brain injuries
8 health and human services.

9 ~~2. The advisory council on brain injuries is established.~~
10 ~~The following persons or their designees shall serve as ex~~
11 ~~officio, nonvoting members of the council:~~

12 ~~a. The director of health and human services or the~~
13 ~~director's designee.~~

14 ~~b. The director of the department of education.~~

15 ~~c. The chief of the special education bureau of the~~
16 ~~department of education.~~

17 ~~d. The administrator of the division of vocational~~
18 ~~rehabilitation services of the department of workforce~~
19 ~~development.~~

20 ~~e. The director of the department for the blind.~~

21 ~~3. The council shall be composed of a minimum of nine~~
22 ~~members appointed by the governor in addition to the ex officio~~
23 ~~members, and the governor may appoint additional members.~~

24 ~~Insofar as practicable, the council shall include persons with~~
25 ~~brain injuries; family members of persons with brain injuries;~~
26 ~~representatives of industry, labor, business, and agriculture;~~

27 ~~representatives of federal, state, and local government; and~~
28 ~~representatives of religious, charitable, fraternal, civic,~~
29 ~~educational, medical, legal, veteran, welfare, and other~~

30 ~~professional groups and organizations. Members shall be~~

31 ~~appointed representing every geographic and employment area~~

32 ~~of the state and shall include members of both sexes. A~~

33 ~~simple majority of the members appointed by the governor shall~~
34 ~~constitute a quorum.~~

35 ~~4. Members of the council appointed by the governor shall~~

1 ~~be appointed for terms of two years. Vacancies on the council~~
2 ~~shall be filled for the remainder of the term of the original~~
3 ~~appointment. Members whose terms expire may be reappointed.~~

4 ~~5. The voting members of the council shall appoint a~~
5 ~~chairperson and a vice chairperson and other officers as the~~
6 ~~council deems necessary. The officers shall serve until their~~
7 ~~successors are appointed and qualified. Members of the council~~
8 ~~shall receive actual expenses for their services. Members may~~
9 ~~also be eligible to receive compensation as provided in section~~
10 ~~7E.6. The council shall adopt rules pursuant to [chapter 17A](#).~~

11 ~~6.~~ 2. The council shall do all of the following:

12 *a.* Promote meetings and programs for the discussion of
13 methods to reduce the debilitating effects of brain injuries,
14 and disseminate information in cooperation with any other
15 department, agency, or entity on the prevention, evaluation,
16 care, treatment, and rehabilitation of persons affected by
17 brain injuries.

18 *b.* Study and review current prevention, evaluation, care,
19 treatment, and rehabilitation technologies and recommend
20 appropriate preparation, training, retraining, and distribution
21 of personnel and resources in the provision of services
22 to persons with brain injuries through private and public
23 residential facilities, day programs, and other specialized
24 services.

25 *c.* Participate in developing and disseminating criteria and
26 standards which may be required for future funding or licensing
27 of facilities, day programs, and other specialized services for
28 persons with brain injuries in this state.

29 *d.* Make recommendations to the governor for developing and
30 administering a state plan to provide services for persons with
31 brain injuries.

32 *e.* ~~Meet at least quarterly~~ as necessary.

33 ~~7.~~ 3. The department is designated as Iowa's lead agency
34 for brain injury. For the purposes of [this section](#), the
35 designation of lead agency authorizes the department to

1 perform or oversee the performance of those functions specified
2 in [subsection 6](#), paragraphs "a" through "c". ~~The council~~
3 ~~is assigned to the department for administrative purposes.~~
4 ~~The director shall be responsible for budgeting, program~~
5 ~~coordination, and related management functions.~~

6 ~~8. The council may receive gifts, grants, or donations~~
7 ~~made for any of the purposes of its programs and disburse and~~
8 ~~administer them in accordance with their terms and under the~~
9 ~~direction of the director.~~

10 Sec. 525. Section 135.22B, subsection 2, paragraph c, Code
11 2024, is amended to read as follows:

12 c. The department shall consult with the advisory council
13 ~~on brain injuries, established pursuant to [section 135.22A](#),~~
14 regarding the program and shall report to the council
15 concerning the program at least quarterly. The council shall
16 make recommendations to the department concerning the program's
17 operation.

18 DIVISION XIII

19 MENTAL HEALTH AND DISABILITY SERVICES COMMISSION ELIMINATION

20 Sec. 526. Section 135C.23, subsection 2, paragraph b, Code
21 2024, is amended to read as follows:

22 b. [This section](#) does not prohibit the admission of a
23 patient with a history of dangerous or disturbing behavior to
24 an intermediate care facility for persons with mental illness,
25 intermediate care facility for persons with an intellectual
26 disability, nursing facility, or county care facility when the
27 intermediate care facility for persons with mental illness,
28 intermediate care facility for persons with an intellectual
29 disability, nursing facility, or county care facility has a
30 program which has received prior approval from the department
31 to properly care for and manage the patient. An intermediate
32 care facility for persons with mental illness, intermediate
33 care facility for persons with an intellectual disability,
34 nursing facility, or county care facility is required to
35 transfer or discharge a resident with dangerous or disturbing

1 behavior when the intermediate care facility for persons with
2 mental illness, intermediate care facility for persons with
3 an intellectual disability, nursing facility, or county care
4 facility cannot control the resident's dangerous or disturbing
5 behavior. The department, ~~in coordination with the state~~
6 ~~mental health and disability services commission created in~~
7 ~~section 225C.5~~, shall adopt rules pursuant to **chapter 17A** for
8 programs to be required in intermediate care facilities for
9 persons with mental illness, intermediate care facilities for
10 persons with an intellectual disability, nursing facilities,
11 and county care facilities that admit patients or have
12 residents with histories of dangerous or disturbing behavior.

13 Sec. 527. Section 225C.2, Code 2024, is amended to read as
14 follows:

15 **225C.2 Definitions.**

16 As used in **this chapter**:

17 1. *"Child"* or *"children"* means a person or persons under
18 eighteen years of age.

19 2. *"Children's behavioral health services"* means services for
20 children with a serious emotional disturbance.

21 3. *"Children's behavioral health system"* or *"children's*
22 *system"* means the behavioral health service system for children
23 implemented pursuant to **this subchapter**.

24 ~~4. *"Commission"* means the mental health and disability~~
25 ~~services commission.~~

26 ~~5.~~ 4. *"Council"* means the council on health and human
27 services.

28 ~~6.~~ 5. *"Department"* means the department of health and human
29 services.

30 ~~7.~~ 6. *"Director"* means the director of health and human
31 services.

32 ~~8.~~ 7. *"Disability services"* means services and other
33 support available to a person with mental illness, an
34 intellectual disability or other developmental disability, or
35 brain injury.

1 ~~9.~~ 8. *"Mental health and disability services region"* means
2 a mental health and disability services region formed in
3 accordance with [section 225C.56](#).

4 ~~10.~~ 9. *"Mental health and disability services regional
5 service system"* means the mental health and disability service
6 system for a mental health and disability services region.

7 ~~11.~~ 10. *"Regional administrator"* means the same as defined
8 in [section 225C.55](#).

9 ~~12.~~ 11. *"Serious emotional disturbance"* means a diagnosable
10 mental, behavioral, or emotional disorder of sufficient
11 duration to meet diagnostic criteria specified within the most
12 current diagnostic and statistical manual of mental disorders
13 published by the American psychiatric association that results
14 in a functional impairment. *"Serious emotional disturbance"*
15 does not include substance use or developmental disorders
16 unless those disorders co-occur with such a diagnosable mental,
17 behavioral, or emotional disorder.

18 ~~13.~~ *"State board"* means the children's behavioral health
19 system state board created in [section 225C.51](#).

20 Sec. 528. Section 225C.4, Code 2024, is amended to read as
21 follows:

22 **225C.4 Department duties.**

23 1. To the extent funding is available, the department shall
24 perform the following duties:

25 a. Prepare and administer the comprehensive mental health
26 and disability services plan as provided in [section 225C.6B](#),
27 including state mental health and intellectual disability plans
28 for the provision of disability services within the state and
29 the state developmental disabilities plan. The department
30 shall take into account any related planning activities
31 implemented by the state board of regents or a body designated
32 by the board for that purpose, the department of management
33 or a body designated by the director of the department for
34 that purpose, the department of education, the department of
35 workforce development and any other appropriate governmental

1 body, in order to facilitate coordination of disability
2 services provided in this state. The state mental health and
3 intellectual disability plans shall be consistent with the
4 state health plan, and shall take into account mental health
5 and disability services regional service system management
6 plans.

7 *b.* Assist mental health and disability services region
8 governing boards and regional administrators in planning for
9 community-based disability services.

10 *c.* ~~Assist the state board in planning~~ Plan for
11 community-based children's behavioral health services.

12 *d.* Emphasize the provision of evidence-based outpatient and
13 community support services by community mental health centers
14 and local intellectual disability providers as a preferable
15 alternative to acute inpatient services and services provided
16 in large institutional settings.

17 *e.* Encourage and facilitate coordination of mental health
18 and disability services with the objective of developing
19 and maintaining in the state a mental health and disability
20 service delivery system to provide services to all persons in
21 this state who need the services, regardless of the place of
22 residence or economic circumstances of those persons. The
23 department shall work with the ~~commission~~ council and other
24 state agencies, including but not limited to the departments
25 of corrections and education, and the state board of regents,
26 to develop and implement a strategic plan to expand access to
27 qualified mental health workers across the state.

28 *f.* Encourage and facilitate applied research and preventive
29 educational activities related to causes and appropriate
30 treatment for disabilities. The department may designate, or
31 enter into agreements with, private or public agencies to carry
32 out this function.

33 *g.* Coordinate community-based services with those of the
34 state mental health institutes and state resource centers.

35 *h.* Administer state programs regarding the care, treatment,

1 and supervision of persons with mental illness or an
2 intellectual disability, except the programs administered by
3 the state board of regents.

4 *i.* Administer and distribute state appropriations in
5 connection with the mental health and disability services
6 regional service fund established by [section 225C.7A](#).

7 *j.* Act as compact administrator with power to effectuate the
8 purposes of interstate compacts on mental health.

9 *k.* Establish and maintain a data collection and management
10 information system oriented to the needs of patients,
11 providers, the department, and other programs or facilities in
12 accordance with [section 225C.6A](#). The system shall be used to
13 identify, collect, and analyze service outcome and performance
14 measures data in order to assess the effects of the services
15 on the persons utilizing the services. The department shall
16 annually submit to the ~~commission~~ council information collected
17 by the department indicating the changes and trends in the
18 mental health and disability services system. The department
19 shall make the outcome data available to the public.

20 *l.* Encourage and facilitate coordination of children's
21 behavioral health services with the objective of developing
22 and maintaining in the state a children's behavioral health
23 system to provide behavioral health services to all children
24 in this state who need the services, regardless of the place
25 of residence or economic circumstances of those children.
26 The department shall work with ~~the state board~~ and other
27 state agencies including but not limited to the department of
28 education to develop and implement a strategic plan to expand
29 access to qualified mental health workers across the state.

30 *m.* Establish and maintain a data collection and management
31 information system oriented to the needs of children utilizing
32 the children's behavioral health system, providers, the
33 department, and other programs or facilities in accordance
34 with [section 225C.6A](#). The system shall be used to identify,
35 collect, and analyze service outcome and performance measures

1 data in order to assess the effects of the services on the
2 children utilizing the services. The department shall annually
3 submit to the ~~state board~~ council information collected by the
4 department indicating the changes and trends in the children's
5 behavioral health system. The department shall make the
6 outcome data available to the public.

7 *n.* Prepare a budget and reports of the department's
8 activities.

9 *o.* Establish suitable agreements with other state
10 agencies to encourage appropriate care and to facilitate the
11 coordination of disability services.

12 *p.* Provide consultation and technical assistance to
13 patients' advocates appointed pursuant to [section 229.19](#),
14 in cooperation with the judicial branch and the certified
15 volunteer long-term care ombudsmen certified pursuant to
16 section 231.45.

17 *q.* Provide technical assistance to agencies and
18 organizations, to aid them in meeting standards which are
19 established, or with which compliance is required, under
20 statutes administered by the department, including but not
21 limited to [chapters 227](#) and [230A](#).

22 *r.* ~~Recommend to the commission~~ Establish minimum
23 accreditation standards for the maintenance and operation of
24 community mental health centers, services, and programs under
25 section 230A.110. The department's review and evaluation of
26 the centers, services, and programs for compliance with the
27 adopted standards shall be as provided in [section 230A.111](#).

28 *s.* ~~Recommend to the commission~~ Establish minimum standards
29 for supported community living services. The department shall
30 review and evaluate the services for compliance with the
31 adopted standards.

32 *t.* In cooperation with the department of inspections,
33 appeals, and licensing, recommend minimum standards under
34 section 227.4 for the care of and services to persons with
35 mental illness or an intellectual disability residing in

1 county care facilities. The department shall also cooperate
2 with the department of inspections, appeals, and licensing
3 in recommending minimum standards for care of and services
4 provided to persons with mental illness or an intellectual
5 disability living in a residential care facility regulated
6 under [chapter 135C](#).

7 *u.* Recommend minimum standards for the maintenance and
8 operation of public or private facilities offering disability
9 services, which are not subject to licensure by the department
10 or the department of inspections, appeals, and licensing.

11 *v.* Provide technical assistance concerning disability
12 services and funding to mental health and disability services
13 region governing boards and regional administrators.

14 *w.* Coordinate with the mental health planning and advisory
15 council created pursuant to 42 U.S.C. §300x-3 to ensure the
16 council membership includes representation by a military
17 veteran who is knowledgeable concerning the behavioral and
18 mental health issues of veterans.

19 *x.* Enter into performance-based contracts with
20 regional administrators as described in [section 225C.57](#).
21 A performance-based contract shall require a regional
22 administrator to fulfill the statutory and regulatory
23 requirements of the regional service system under [this chapter](#).
24 A failure to fulfill the requirements may be addressed by
25 remedies specified in the contract, including but not limited
26 to suspension of contract payments or cancellation of the
27 contract. The contract provisions may include but are not
28 limited to requirements for the regional service system
29 to attain outcomes within a specified range of acceptable
30 performance in any of the following categories:

- 31 (1) Access standards for the required core services.
- 32 (2) Penetration rates for serving the number of persons
33 expected to be served.
- 34 (3) Utilization rates for inpatient and residential
35 treatment.

1 (4) Readmission rates for inpatient and residential
2 treatment.

3 (5) Employment of the persons receiving services.

4 (6) Administrative costs.

5 (7) Data reporting.

6 (8) Timely and accurate claims processing.

7 (9) School attendance.

8 *y.* Provide information through the internet concerning
9 waiting lists for services implemented by mental health and
10 disability services regions.

11 *z.* By January 1 of each odd-numbered year, submit to the
12 governor and the general assembly an evaluation of:

13 (1) The extent to which services to persons with
14 disabilities are actually available to persons in each county
15 and mental health and disability services region in the state
16 and the quality of those services.

17 (2) The effectiveness of the services being provided by
18 disability service providers in this state and by each of the
19 state mental health institutes established under chapter 226
20 and by each of the state resource centers established under
21 chapter 222.

22 *aa.* Identify disability services outcomes and indicators to
23 support the ability of eligible persons with a disability to
24 live, learn, work, and recreate in communities of the persons'
25 choice. The identification duty includes but is not limited to
26 responsibility for identifying, collecting, and analyzing data
27 as necessary to issue reports on outcomes and indicators at the
28 county, region, and state levels.

29 2. *a.* The department shall coordinate with the department
30 of inspections, appeals, and licensing in the establishment
31 of facility-based and community-based, subacute mental health
32 services.

33 *b.* A person shall not provide community-based, subacute
34 mental health services unless the person has been accredited
35 to provide the services. The department shall adopt standards

1 for subacute mental health services and for accreditation of
2 providers of community-based, subacute mental health services.

3 c. As used in this subsection, "subacute mental health
4 services" means all of the following:

5 (1) A comprehensive set of wraparound services for a person
6 who has had or is at imminent risk of having acute or crisis
7 mental health symptoms that does not permit the person to
8 remain in or threatens removal of the person from the person's
9 home and community, but who has been determined by a mental
10 health professional and a licensed health care professional,
11 subject to the professional's scope of practice, not to need
12 inpatient acute hospital services. For the purposes of this
13 subparagraph, "mental health professional" means the same as
14 defined in section 228.1 and "licensed health care professional"
15 means a person licensed under chapter 148 to practice medicine
16 and surgery or osteopathic medicine and surgery, an advanced
17 registered nurse practitioner licensed under chapter 152 or
18 152E, or a physician assistant licensed under chapter 148C.

19 (2) Intensive, recovery-oriented treatment and monitoring
20 of the person with direct or remote access to a psychiatrist or
21 advanced registered nurse practitioner.

22 (3) An outcome-focused, interdisciplinary approach designed
23 to return the person to living successfully in the community.

24 (4) Services that may be provided in a wide array of
25 settings ranging from the person's home to a facility providing
26 subacute mental health services.

27 (5) Services that are time limited to not more than ten
28 days or another time period determined in accordance with rules
29 adopted for this purpose.

30 d. Subacute mental health services and the standards for
31 the services shall be established in a manner that allows for
32 accessing federal Medicaid funding.

33 2. 3. The department may:

34 a. Apply for, receive, and administer federal aids, grants,
35 and gifts for purposes relating to disability services or

1 programs.

2 **b.** Establish and supervise suitable standards of care,
3 treatment, and supervision for persons with disabilities in all
4 institutions under the control of the director.

5 **c.** Appoint professional consultants to furnish advice on
6 any matters pertaining to disability services. The consultants
7 shall be paid as provided by an appropriation of the general
8 assembly.

9 **d.** Administer a public housing unit program to apply for,
10 receive, and administer federal assistance, grants, and other
11 public or private funds for purposes related to providing
12 housing in accordance with [section 225C.45](#).

13 Sec. 529. Section 225C.6, Code 2024, is amended to read as
14 follows:

15 **225C.6 Duties of ~~commission~~ council.**

16 1. To the extent funding is available, the ~~commission~~
17 council shall perform the following duties:

18 **a.** Advise the department on the administration of the
19 overall state disability services system.

20 **b.** Pursuant to Make recommendations ~~made for this purpose~~
21 ~~by the director, adopt~~ for the adoption of necessary rules
22 pursuant to [chapter 17A](#) which relate to disability programs
23 and services, including but not limited to definitions of each
24 disability included within the term "*disability services*" as
25 necessary for purposes of state, county, and regional planning,
26 programs, and services.

27 **c.** ~~Adopt~~ Recommend standards for community mental health
28 centers, services, and programs ~~as recommended under~~ pursuant
29 to [section 230A.110](#). The department shall determine whether
30 to grant, deny, or revoke the accreditation of the centers,
31 services, and programs.

32 **d.** ~~Adopt~~ Recommend standards for the provision under the
33 medical assistance program of individual case management
34 services.

35 **e.** Unless another governmental body sets standards for a

1 service available to persons with disabilities, ~~adopt~~ recommend
2 state standards for that service. The ~~commission~~ council shall
3 review the licensing standards used by the department or the
4 department of inspections, appeals, and licensing for those
5 facilities providing disability services.

6 *f.* ~~Assure~~ Make recommendations to ensure that proper
7 reconsideration and appeal procedures are available to persons
8 aggrieved by decisions, actions, or circumstances relating to
9 accreditation.

10 *g.* ~~Adopt~~ Make recommendations to the department for the
11 adoption of necessary rules for awarding grants from the state
12 and federal government as well as other moneys that become
13 available to the department for grant purposes.

14 *h.* Annually submit to the governor and the general assembly:

15 (1) A report concerning the activities of the ~~commission~~
16 council relating to mental health and disability services.

17 (2) Recommendations formulated by the ~~commission~~ council
18 for changes in law.

19 ~~*i.* By January 1 of each odd-numbered year, submit to the~~
20 ~~governor and the general assembly an evaluation of:~~

21 ~~(1) The extent to which services to persons with~~
22 ~~disabilities are actually available to persons in each county~~
23 ~~and mental health and disability services region in the state~~
24 ~~and the quality of those services.~~

25 ~~(2) The effectiveness of the services being provided by~~
26 ~~disability service providers in this state and by each of the~~
27 ~~state mental health institutes established under chapter 226~~
28 ~~and by each of the state resource centers established under~~
29 ~~chapter 222.~~

30 ~~*j.* *i.* Advise~~ Make recommendations to the director, the
31 ~~council,~~ the governor, and the general assembly on budgets and
32 appropriations concerning disability services.

33 ~~*k.* *j.* Coordinate~~ activities with the Iowa developmental
34 disabilities council and the mental health planning council,
35 created pursuant to federal law. The ~~commission~~ council shall

1 work with other state agencies on coordinating, collaborating,
2 and communicating concerning activities involving persons with
3 disabilities.

4 ~~l. Pursuant to a recommendation made by the department,~~
5 identify

6 k. Make recommendations for basic financial eligibility
7 standards for the disability services provided by a mental
8 health and disability services region. ~~The initial standards~~
9 ~~shall be as specified in this chapter.~~

10 ~~m. Identify disability services outcomes and indicators to~~
11 ~~support the ability of eligible persons with a disability to~~
12 ~~live, learn, work, and recreate in communities of the persons'~~
13 ~~choice. The identification duty includes but is not limited to~~
14 ~~responsibility for identifying, collecting, and analyzing data~~
15 ~~as necessary to issue reports on outcomes and indicators at the~~
16 ~~county, region, and state levels.~~

17 ~~2. Notwithstanding [section 217.3](#), the commission may adopt~~
18 ~~the rules authorized by [subsection 1](#), pursuant to chapter~~
19 ~~17A, without prior review and approval of those rules by the~~
20 ~~council.~~

21 ~~3.~~ 2. If the executive branch creates a committee, task
22 force, council, or other advisory body to consider disability
23 services policy or program options involving children or adult
24 consumers, the ~~commission~~ council is designated to receive
25 and consider any report, findings, recommendations, or other
26 work product issued by such body. The ~~commission~~ council may
27 address the report, findings, recommendations, or other work
28 product in fulfilling the ~~commission's~~ council's functions
29 and to advise the department, ~~council~~, governor, and general
30 assembly concerning disability services.

31 ~~4. a. The department shall coordinate with the department~~
32 ~~of inspections, appeals, and licensing in the establishment~~
33 ~~of facility-based and community-based, subacute mental health~~
34 ~~services.~~

35 ~~b. A person shall not provide community-based, subacute~~

~~1 mental health services unless the person has been accredited
2 to provide the services. The commission shall adopt standards
3 for subacute mental health services and for accreditation of
4 providers of community-based, subacute mental health services.~~

~~5 c. As used in [this subsection](#), “subacute mental health
6 services” means all of the following:~~

~~7 (1) A comprehensive set of wraparound services for persons
8 who have had or are at imminent risk of having acute or
9 crisis mental health symptoms that do not permit the persons
10 to remain in or threatens removal of the persons from their
11 home and community, but who have been determined by a mental
12 health professional and a licensed health care professional,
13 subject to the professional’s scope of practice, not to need
14 inpatient acute hospital services. For the purposes of this
15 subparagraph, “mental health professional” means the same as
16 defined in [section 228.1](#) and “licensed health care professional”
17 means a person licensed under [chapter 148](#) to practice medicine
18 and surgery or osteopathic medicine and surgery, an advanced
19 registered nurse practitioner licensed under [chapter 152](#) or
20 [152E](#), or a physician assistant licensed under [chapter 148C](#).~~

~~21 (2) Intensive, recovery-oriented treatment and monitoring
22 of the person with direct or remote access to a psychiatrist or
23 advanced registered nurse practitioner.~~

~~24 (3) An outcome-focused, interdisciplinary approach designed
25 to return the person to living successfully in the community.~~

~~26 (4) Services that may be provided in a wide array of
27 settings ranging from the person’s home to a facility providing
28 subacute mental health services.~~

~~29 (5) Services that are time limited to not more than ten
30 days or another time period determined in accordance with rules
31 adopted for this purpose.~~

~~32 d. Subacute mental health services and the standards for
33 the services shall be established in a manner that allows for
34 accessing federal Medicaid funding.~~

~~35 Sec. 530. Section 225C.6B, subsection 2, Code 2024, is~~

1 amended to read as follows:

2 2. *Comprehensive plan.* The department shall develop
3 a comprehensive written five-year state mental health and
4 disability services plan with annual updates and readopt
5 the plan every five years. The plan shall describe the key
6 components of the state's mental health and disability services
7 system, including the services that are community-based,
8 state institution-based, or regional or state-based. The
9 five-year plan and each update shall be submitted annually to
10 the ~~commission~~ council on or before October 30 for review and
11 approval.

12 Sec. 531. Section 225C.7A, subsection 8, paragraph j, Code
13 2024, is amended to read as follows:

14 j. If the department has made its decisions but has
15 determined that there are otherwise qualifying requests for
16 incentive funds that are beyond the amount available in the
17 incentive fund for a fiscal year, the department shall compile
18 a list of such requests and the supporting information for
19 the requests. The list and information shall be submitted to
20 the ~~commission, the children's behavioral health system state~~
21 ~~board,~~ council and the general assembly.

22 Sec. 532. Section 225C.7A, subsection 9, Code 2024, is
23 amended to read as follows:

24 9. The ~~commission~~ department shall consult with regional
25 administrators and the director in prescribing forms and
26 adopting rules to administer **this section**.

27 Sec. 533. Section 225C.19, subsection 2, paragraph e, Code
28 2024, is amended to read as follows:

29 e. The elements of the services system shall be specified in
30 administrative rules adopted by the ~~commission~~ department.

31 Sec. 534. Section 225C.19A, Code 2024, is amended to read
32 as follows:

33 **225C.19A Crisis stabilization programs.**

34 The department shall accredit, certify, or apply standards
35 of review to authorize the operation of crisis stabilization

1 programs, including crisis stabilization programs operating
2 in a psychiatric medical institution for children pursuant
3 to [chapter 135H](#) that provide children with mental health,
4 substance use disorder, and co-occurring mental health and
5 substance use disorder services. In authorizing the operation
6 of a crisis stabilization program, the department shall apply
7 the relevant requirements for an emergency mental health crisis
8 services provider and system under [section 225C.19](#). A program
9 authorized to operate under [this section](#) is not required to be
10 licensed under [chapter 135B](#), [135C](#), [135G](#), or [135H](#), or certified
11 under [chapter 231C](#). The ~~commission~~ department shall adopt
12 rules to implement [this section](#). The department shall accept
13 accreditation of a crisis stabilization program by a national
14 accrediting organization in lieu of applying the rules adopted
15 in accordance with [this section](#) to the program.

16 Sec. 535. Section 225C.21, subsection 2, Code 2024, is
17 amended to read as follows:

18 2. The ~~commission~~ department shall adopt rules pursuant
19 to [chapter 17A](#) establishing minimum standards for supported
20 community living services. The department shall determine
21 whether to grant, deny, or revoke approval for any supported
22 community living service.

23 Sec. 536. Section 225C.28A, subsection 7, Code 2024, is
24 amended to read as follows:

25 7. Provide an ongoing process to determine the degree
26 of access to and the effectiveness of the services and other
27 support in achieving the disability services outcomes and
28 indicators identified by the ~~commission~~ department pursuant to
29 ~~section 225C.6~~ [225C.4](#).

30 Sec. 537. Section 225C.29, Code 2024, is amended to read as
31 follows:

32 **225C.29 Compliance.**

33 Except for a violation of section 225C.28B, subsection
34 2, the sole remedy for violation of a rule adopted by the
35 ~~commission~~ department to implement [sections 225C.25](#), [225C.26](#),

1 225C.28A, and 225C.28B shall be by a proceeding for compliance
2 initiated by request to the department pursuant to chapter 17A.
3 Any decision of the department shall be in accordance with due
4 process of law and is subject to appeal to the Iowa district
5 court pursuant to sections 17A.19 and 17A.20 by any aggrieved
6 party. Either the department or a party in interest may apply
7 to the Iowa district court for an order to enforce the decision
8 of the department. Any rules adopted by the ~~commission~~
9 department to implement sections 225C.25, 225C.26, 225C.28A,
10 and 225C.28B do not create any right, entitlement, property,
11 or liberty right or interest, or private cause of action for
12 damages against the state or a political subdivision of the
13 state or for which the state or a political subdivision of the
14 state would be responsible. Any violation of section 225C.28B,
15 subsection 2, shall solely be subject to the enforcement by the
16 commissioner of insurance and penalties granted by chapter 507B
17 for a violation of section 507B.4, subsection 3, paragraph "g".

18 Sec. 538. Section 225C.58, subsection 2, Code 2024, is
19 amended to read as follows:

20 2. The accounting system and financial reporting to the
21 department shall conform with the cost principles for state,
22 local, and Indian tribal governments issued by the United
23 States office of management and budget. The information
24 shall segregate expenditures for administration, purchase of
25 service, and enterprise costs for which the region is a service
26 provider or is directly billing and collecting payments and
27 shall be identified along with other financial information in
28 a uniform chart of accounts prescribed by the department of
29 management. Following periodic review of administrative costs,
30 the department shall make recommendations, in consultation
31 with the legislative services agency, for standards defining
32 region administrative costs and the methodology for calculating
33 a region's administrative load. Such standards shall be
34 specified in rule adopted by the ~~state commission~~ department.

35 Sec. 539. Section 225C.60, subsection 1, paragraph a, Code

1 2024, is amended to read as follows:

2 *a.* The mental health and disability services provided
3 by counties operating as a region shall be delivered in
4 accordance with a regional service system management plan
5 approved by the region's governing board and implemented by the
6 regional administrator in accordance with **this section**. The
7 requirements for a regional service system management plan and
8 plan format shall be specified in rule adopted by the ~~state~~
9 ~~commission pursuant to a recommendation made by the~~ department.
10 A regional management plan shall include an annual service and
11 budget plan, a policies and procedures manual, and an annual
12 report.

13 Sec. 540. Section 225C.60, subsection 2, unnumbered
14 paragraph 1, Code 2024, is amended to read as follows:

15 Each region shall submit to the department an annual service
16 and budget plan approved by the region's governing board and
17 subject to approval by the director. Provisions for approval
18 by the director of the annual service and budget plan, and
19 any amendments to the plan, and other requirements shall be
20 specified in rule adopted by the ~~state commission~~ department.
21 The provisions addressed in the annual plan shall include but
22 are not limited to all of the following:

23 Sec. 541. Section 225C.60, subsection 4, unnumbered
24 paragraph 1, Code 2024, is amended to read as follows:

25 The region shall have in effect a policies and procedures
26 manual for the regional service system. The manual shall be
27 approved by the region's governing board and is subject to
28 approval by the director. An approved manual shall remain
29 in effect subject to amendment. An amendment to the manual
30 shall be submitted to the department at least forty-five days
31 prior to the date of implementation of the amendment. Prior
32 to implementation of an amendment to the manual, the amendment
33 must be approved by the director ~~in consultation with the state~~
34 ~~commission~~. The manual shall include but is not limited to all
35 of the following:

1 Sec. 542. Section 225C.62, subsection 1, paragraph c,
2 unnumbered paragraph 1, Code 2024, is amended to read as
3 follows:

4 The person must be in compliance with resource limitations
5 identified in rule adopted by the ~~state commission~~ department.
6 The limitation shall be derived from the federal supplemental
7 security income program resource limitations. A person with
8 resources above the federal supplemental security income
9 program resource limitations may be eligible subject to
10 limitations adopted in rule by the ~~state commission~~ pursuant
11 ~~to a recommendation made by the~~ department. If a person does
12 not qualify for federally funded services and other support but
13 meets income, resource, and functional eligibility requirements
14 for regional services, the following types of resources shall
15 be disregarded:

16 Sec. 543. Section 225C.63, subsection 1, paragraph d, Code
17 2024, is amended to read as follows:

18 ~~d.~~ The person's eligibility for individualized services
19 shall be determined in accordance with the standardized
20 functional assessment methodology approved for mental health
21 services by the director ~~in consultation with the state~~
22 ~~commission~~.

23 Sec. 544. Section 225C.65, subsection 3, unnumbered
24 paragraph 1, Code 2024, is amended to read as follows:

25 ~~Pursuant to recommendations made by the director, the state~~
26 ~~commission~~ The department shall adopt rules ~~as required by~~
27 ~~section 225C.6~~ to define the services included in the core
28 service domains listed in ~~this section~~. The rules shall
29 provide service definitions, service provider standards,
30 service access standards, and service implementation dates, and
31 shall provide consistency, to the extent possible, with similar
32 service definitions under the medical assistance program.

33 Sec. 545. Section 227.4, Code 2024, is amended to read as
34 follows:

35 **227.4 Standards for care of persons with mental illness or an**

1 intellectual disability in county care facilities.

2 The department, in cooperation with the department of
3 inspections, appeals, and licensing, shall ~~recommend and the~~
4 ~~mental health and disability services commission created in~~
5 ~~section 225C.5~~ shall adopt, or amend and adopt, standards for
6 the care of and services to persons with mental illness or an
7 intellectual disability residing in county care facilities.
8 The standards shall be enforced by the department of
9 inspections, appeals, and licensing as a part of the licensure
10 inspection conducted pursuant to [chapter 135C](#). The objective
11 of the standards is to ensure that persons with mental illness
12 or an intellectual disability who are residents of county care
13 facilities are not only adequately fed, clothed, and housed,
14 but are also offered reasonable opportunities for productive
15 work and recreational activities suited to their physical and
16 mental abilities and offering both a constructive outlet for
17 their energies and, if possible, therapeutic benefit. When
18 ~~recommending standards under this section, the department shall~~
19 ~~designate an advisory committee representing administrators of~~
20 ~~county care facilities, regional administrators, mental health~~
21 ~~and disability services region governing boards, and county~~
22 ~~care facility certified volunteer long-term care ombudsmen to~~
23 ~~assist in the establishment of standards.~~

24 Sec. 546. Section 229.19, subsection 4, unnumbered
25 paragraph 1, Code 2024, is amended to read as follows:

26 The ~~state mental health and disability services commission~~
27 ~~created in [section 225C.5](#)~~ department, in consultation with
28 advocates and county and judicial branch representatives, shall
29 adopt rules pursuant to [chapter 17A](#) relating to advocates that
30 include but are not limited to all of the following topics:

31 Sec. 547. Section 230A.102, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. ~~"Commission"~~ "Council", ~~"department"~~, ~~"director"~~, and
34 ~~"disability services"~~ mean the same as defined in section
35 225C.2.

1 Sec. 548. Section 230A.103, subsections 1 and 2, Code 2024,
2 are amended to read as follows:

3 1. The department, subject to agreement by any community
4 mental health center that would provide services for the
5 catchment area and approval by the ~~commission~~ department,
6 shall designate at least one community mental health center
7 under this chapter for addressing the mental health needs of
8 the county or counties comprising the catchment area. The
9 designation process shall provide for the input of potential
10 service providers regarding designation of the initial
11 catchment area or a change in the designation.

12 2. The department shall utilize objective criteria for
13 designating a community mental health center to serve a
14 catchment area and for withdrawing such designation. The
15 ~~commission~~ department shall adopt rules outlining the criteria.
16 The criteria shall include but are not limited to provisions
17 for meeting all of the following requirements:

18 a. An appropriate means shall be used for determining which
19 prospective designee is best able to serve all ages of the
20 targeted population within the catchment area with minimal or
21 no service denials.

22 b. An effective means shall be used for determining the
23 relative ability of a prospective designee to appropriately
24 provide mental health services and other support to consumers
25 residing within a catchment area as well as consumers residing
26 outside the catchment area. The criteria shall address the
27 duty for a prospective designee to arrange placements outside
28 the catchment area when such placements best meet consumer
29 needs and to provide services within the catchment area to
30 consumers who reside outside the catchment area when the
31 services are necessary and appropriate.

32 Sec. 549. Section 230A.105, subsection 2, Code 2024, is
33 amended to read as follows:

34 2. Specific eligibility criteria for members of the target
35 population shall be identified in administrative rules adopted

1 by the ~~commission~~ department. The eligibility criteria shall
2 address both clinical and financial eligibility.

3 Sec. 550. Section 230A.106, subsection 1, Code 2024, is
4 amended to read as follows:

5 1. A community mental health center designated in
6 accordance with this chapter shall offer core services and
7 support addressing the basic mental health and safety needs of
8 the target population and other residents of the catchment area
9 served by the center and may offer other services and support.
10 The core services shall be identified in administrative rules
11 adopted by the ~~commission~~ department for this purpose.

12 Sec. 551. Section 230A.110, subsection 1, Code 2024, is
13 amended to read as follows:

14 1. The ~~department~~ council shall recommend and the
15 ~~commission~~ department shall adopt standards for designated
16 community mental health centers and comprehensive community
17 mental health programs, with the overall objective of ensuring
18 that each center and each affiliate providing services under
19 contract with a center furnishes high-quality mental health
20 services within a framework of accountability to the community
21 it serves. The standards adopted shall conform with federal
22 standards applicable to community mental health centers
23 and shall be in substantial conformity with the applicable
24 behavioral health standards adopted by the joint commission,
25 formerly known as the joint commission on accreditation
26 of health care organizations, or other recognized national
27 standards for evaluation of psychiatric facilities unless
28 in the judgment of the department, with approval of the
29 commission, there are sound reasons for departing from the
30 standards.

31 Sec. 552. Section 230A.111, subsection 1, unnumbered
32 paragraph 1, Code 2024, is amended to read as follows:

33 The review and evaluation of designated centers shall be
34 performed through a formal accreditation review process as
35 recommended by the ~~department~~ council and approved by the

1 ~~commission~~ department. The accreditation process shall include
2 all of the following:

3 Sec. 553. Section 230A.111, subsection 1, paragraph b, Code
4 2024, is amended to read as follows:

5 b. Use of random or complaint-specific, on-site limited
6 accreditation reviews in the interim between full accreditation
7 reviews, as a quality review approach. The results of such
8 reviews shall be presented to the ~~commission~~ department.

9 Sec. 554. Section 249A.4, subsection 15, Code 2024, is
10 amended to read as follows:

11 15. Establish appropriate reimbursement rates for community
12 mental health centers that are accredited by the ~~mental health~~
13 ~~and disability services commission~~ department.

14 Sec. 555. Section 249A.12, subsection 4, Code 2024, is
15 amended to read as follows:

16 4. a. The ~~mental health and disability services commission~~
17 ~~shall recommend to the~~ department shall take the actions
18 necessary to assist in the transition of individuals being
19 served in an intermediate care facility for persons with
20 an intellectual disability, who are appropriate for the
21 transition, to services funded under a medical assistance
22 home and community-based services waiver for persons with an
23 intellectual disability in a manner which maximizes the use
24 of existing public and private facilities. The actions may
25 include but are not limited to submitting any of the following
26 or a combination of any of the following as a request for a
27 revision of the medical assistance home and community-based
28 services waiver for persons with an intellectual disability:

29 (1) Allow for the transition of intermediate care
30 facilities for persons with an intellectual disability licensed
31 under [chapter 135C](#), to services funded under the medical
32 assistance home and community-based services waiver for persons
33 with an intellectual disability. The request shall be for
34 inclusion of additional persons under the waiver associated
35 with the transition.

1 (2) Allow for reimbursement under the waiver for day program
2 or other service costs.

3 (3) Allow for exception provisions in which an intermediate
4 care facility for persons with an intellectual disability which
5 does not meet size and other facility-related requirements
6 under the waiver in effect on June 30, 1996, may convert to a
7 waiver service for a set period of time such as five years.
8 Following the set period of time, the facility would be subject
9 to the waiver requirements applicable to services which were
10 not operating under the exception provisions.

11 b. In implementing the provisions of [this subsection](#), the
12 ~~mental health and disability services commission~~ department
13 shall consult with other states. The waiver revision request
14 or other action necessary to assist in the transition of
15 service provision from intermediate care facilities for
16 persons with an intellectual disability to alternative programs
17 shall be implemented by the department in a manner that can
18 appropriately meet the needs of individuals at an overall
19 lower cost to counties, the federal government, and the state.
20 In addition, the department shall take into consideration
21 significant federal changes to the medical assistance program
22 in formulating the department's actions under [this subsection](#).
23 The department shall ~~consult with the mental health and~~
24 ~~disability services commission in adopting~~ adopt rules for
25 oversight of facilities converted pursuant to [this subsection](#).
26 A transition approach described in paragraph "a" may be modified
27 as necessary to obtain federal waiver approval.

28 Sec. 556. Section 321.189, subsection 10, Code 2024, is
29 amended to read as follows:

30 10. *Autism spectrum disorder status.* A licensee who has
31 autism spectrum disorder, as defined in [section 514C.28](#), may
32 request that the license be marked to reflect the licensee's
33 autism spectrum disorder status on the face of the license
34 when the licensee applies for the issuance or renewal of a
35 license. The department may adopt rules pursuant to chapter

1 17A establishing criteria under which a license may be marked,
2 including requiring the licensee to submit medical proof of the
3 licensee's autism spectrum disorder status. When a driver's
4 license is so marked, the licensee's autism spectrum disorder
5 status shall be noted in the electronic database used by
6 the department and law enforcement to access registration,
7 titling, and driver's license information. The department, in
8 consultation with the ~~mental~~ council on health and ~~disability~~
9 human services commission, shall develop educational media to
10 raise awareness of a licensee's ability to request the license
11 be marked to reflect the licensee's autism spectrum disorder
12 status.

13 Sec. 557. Section 321.190, subsection 1, paragraph b,
14 subparagraph (6), Code 2024, is amended to read as follows:

15 (6) An applicant for a nonoperator's identification
16 card who has autism spectrum disorder, as defined in section
17 514C.28, may request that the card be marked to reflect
18 the applicant's autism spectrum disorder status on the face
19 of the card when the applicant applies for the issuance or
20 renewal of a card. The department may adopt rules pursuant to
21 chapter 17A establishing criteria under which a card may be
22 marked, including requiring the applicant to submit medical
23 proof of the applicant's autism spectrum disorder status.
24 The department, in consultation with the ~~mental~~ council on
25 health and ~~disability~~ human services ~~commission~~, shall develop
26 educational media to raise awareness of an applicant's ability
27 to request the card be marked to reflect the applicant's autism
28 spectrum disorder status.

29 Sec. 558. Section 426B.4, Code 2024, is amended to read as
30 follows:

31 **426B.4 Rules.**

32 ~~The mental health and disability services commission~~
33 department of health and human services shall consult with
34 regional administrators ~~and the director of health and human~~
35 ~~services~~ in prescribing forms and adopting rules pursuant to

1 chapter 17A to administer [this chapter](#).

2 Sec. 559. REPEAL. Section 225C.5, Code 2024, is repealed.

3 DIVISION XIV

4 ELIMINATION OF CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD

5 Sec. 560. Section 225C.52, Code 2024, is amended to read as
6 follows:

7 ~~225C.52 Children's behavioral health system state board~~ —
8 **Council duties.**

9 The council shall provide guidance on the implementation
10 and management of a children's behavioral health system for
11 the provision of services to children with a serious emotional
12 disturbance. To the extent funding is available, the ~~state~~
13 ~~board~~ council shall perform the following duties:

14 1. Advise the director on the administration of the
15 children's behavioral health system.

16 2. Provide ~~consultation services~~ support to agencies
17 regarding the development of administrative rules for the
18 children's behavioral health system.

19 3. Identify behavioral health outcomes and indicators for
20 eligible children with a serious emotional disturbance to
21 promote children living with their own families and in the
22 community.

23 4. Submit a written report on or before December 1 of each
24 year to the governor and the general assembly. At a minimum,
25 the report shall include a summary of all activities undertaken
26 by the ~~state board~~ council relating to the children's
27 behavioral health system and results from identified behavioral
28 health outcomes and indicators for the children's behavioral
29 health system.

30 Sec. 561. Section 225C.55, Code 2024, is amended to read as
31 follows:

32 **225C.55 Definitions.**

33 As used in [this subchapter](#), unless the context otherwise
34 requires:

35 1. "Children's behavioral health services" means the same as

1 defined in [section 225C.2](#).

2 2. *“Council”* means the council on health and human services.

3 ~~2.~~ 3. *“Department”* means the department of health and human
4 services.

5 ~~3.~~ 4. *“Director”* means the director of health and human
6 services.

7 ~~4.~~ 5. *“Disability services”* means the same as defined in
8 section 225C.2.

9 ~~5.~~ 6. *“Population”* means, as of July 1 of the fiscal year
10 preceding the fiscal year in which the population figure is
11 applied, the population shown by the latest preceding certified
12 federal census or the latest applicable population estimate
13 issued by the United States census bureau, whichever is most
14 recent.

15 ~~6.~~ 7. *“Regional administrator”* means the administrative
16 office, organization, or entity formed by agreement of the
17 counties participating in a region to function on behalf of
18 those counties in accordance with [this subchapter](#).

19 ~~7.~~ 8. *“Serious emotional disturbance”* means the same as
20 defined in [section 225C.2](#).

21 ~~8.~~ *“State board”* means the children’s system state board
22 created in [section 225C.51](#).

23 ~~9.~~ *“State commission”* means the mental health and disability
24 services commission created in [section 225C.5](#).

25 Sec. 562. Section 225C.66, subsection 3, Code 2024, is
26 amended to read as follows:

27 ~~3. Pursuant to recommendations made by the state board,~~
28 ~~the~~ The department shall adopt rules to define the services
29 included in the core domains listed in [this section](#). The rules
30 shall provide service definitions, service provider standards,
31 service access standards, and service implementation dates, and
32 shall provide consistency, to the extent possible, with similar
33 service definitions under the medical assistance program.

34 Sec. 563. REPEAL. Section 225C.51, Code 2024, is repealed.

35

DIVISION XV

1 ELIMINATION OF CONGENITAL AND INHERITED DISORDERS ADVISORY
2 COMMITTEE

3 Sec. 564. Section 136A.2, Code 2024, is amended to read as
4 follows:

5 **136A.2 Definitions.**

6 As used in [this chapter](#), unless the context otherwise
7 requires:

8 1. *"Attending health care provider"* means a licensed
9 physician, nurse practitioner, certified nurse midwife, or
10 physician assistant.

11 ~~2. *"Congenital and inherited disorders advisory committee"*~~
12 ~~or *"advisory committee"* means the congenital and inherited~~
13 ~~disorders advisory committee created in [this chapter](#).~~

14 ~~3.~~ 2. *"Congenital disorder"* means an abnormality existing
15 prior to or at birth, including a stillbirth, that adversely
16 affects the health and development of a fetus, newborn, child,
17 or adult, including a structural malformation or a genetic,
18 chromosomal, inherited, or biochemical disorder.

19 3. *"Council"* means the council on health and human services.

20 4. *"Department"* means the department of health and human
21 services.

22 5. *"Disorder"* means a congenital or inherited disorder.

23 6. *"Genetics"* means the study of inheritance and how genes
24 contribute to health conditions and the potential for disease.

25 7. *"Genomics"* means the functions and interactions of all
26 human genes and their variation within human populations,
27 including their interaction with environmental factors, and
28 their contribution to health.

29 8. *"Inherited disorder"* means a condition caused by an
30 abnormal change in a gene or genes passed from a parent or
31 parents to their child. Onset of the disorder may be prior to
32 or at birth, during childhood, or in adulthood.

33 9. *"Stillbirth"* means an unintended fetal death occurring
34 after a gestation period of twenty completed weeks, or an
35 unintended fetal death of a fetus with a weight of three

1 hundred fifty or more grams.

2 Sec. 565. Section 136A.3A, Code 2024, is amended to read as
3 follows:

4 ~~136A.3A Congenital and inherited disorders advisory committee~~
5 ~~established~~ — process Process for addition of conditions to
6 newborn screening.

7 ~~1. A congenital and inherited disorders advisory committee~~
8 ~~is established to~~ The council shall assist the department in
9 the development of programs that ensure the availability and
10 access to quality genetic and genomic health care services for
11 all Iowans.

12 ~~2. The members of the advisory committee shall be appointed~~
13 ~~by the director and shall include persons with relevant~~
14 ~~expertise and interest including parent representatives.~~

15 ~~3.~~ 2. The ~~advisory committee~~ council shall assist the
16 department in designating the conditions to be included in the
17 newborn screening and in regularly evaluating the effectiveness
18 and appropriateness of the newborn screening.

19 ~~4.~~ 3. a. Beginning July 1, 2022, the ~~advisory committee~~
20 council shall ensure that all conditions included in the
21 federal recommended uniform screening panel as of January 1,
22 2022, are included in the newborn screening.

23 b. Within twelve months of the addition of a new
24 condition to the federal recommended uniform screening panel,
25 the ~~advisory committee~~ council shall consider and make a
26 recommendation to the department regarding inclusion of the
27 new condition in the newborn screening, including the current
28 newborn screening capacity to screen for the new condition
29 and the resources necessary to screen for the new condition
30 going forward. If the ~~advisory committee~~ council recommends
31 inclusion of a new condition, the department shall include the
32 new condition in the newborn screening within eighteen months
33 of receipt of the recommendation.

34 ~~5.~~ 4. The department shall submit a status report to the
35 general assembly, annually, by December 31, regarding all of

1 the following:

2 a. The current conditions included in the newborn screening.

3 b. Any new conditions currently under consideration or
4 recommended by the ~~advisory committee~~ council for inclusion in
5 the newborn screening.

6 c. Any new conditions considered but not recommended by the
7 ~~advisory committee~~ council in the prior twelve-month period and
8 the reason for not recommending any such conditions.

9 d. Any departmental request for additional program capacity
10 or resources necessitated by the inclusion of a recommended new
11 condition in the newborn screening.

12 e. Any delay and the reason for the delay by the ~~advisory~~
13 ~~committee~~ council in complying with the specified twelve-month
14 time frame in considering or recommending the inclusion of a
15 new condition in the newborn screening to the department.

16 f. Any delay and the reason for the delay by the department
17 in complying with the specified eighteen-month time frame in
18 including a new condition in the newborn screening following
19 receipt of a recommendation from the ~~advisory committee~~ council
20 recommending the inclusion of such condition.

21 ~~6.~~ 5. The state hygienic laboratory shall establish
22 the newborn screening fee schedule in a manner sufficient
23 to support the newborn screening system of care including
24 laboratory screening costs, short-term and long-term follow-up
25 program costs, the newborn screening developmental fund, and
26 the cost of the department's newborn screening data system.

27 DIVISION XVI

28 ELIMINATION OF EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

29 Sec. 566. Section 147A.2, Code 2024, is amended to read as
30 follows:

31 ~~147A.2 Council established — terms of office~~ on health and
32 human services — advisory duties.

33 ~~1. An EMS advisory council shall be appointed by the~~
34 ~~director. Membership of the council shall be comprised of~~
35 ~~individuals nominated from, but not limited to, the following~~

~~1 state or national organizations: Iowa osteopathic medical
2 association, Iowa medical society, American college of
3 emergency physicians, Iowa physician assistant society, Iowa
4 academy of family physicians, university of Iowa hospitals
5 and clinics, American academy of emergency medicine, American
6 academy of pediatrics, Iowa EMS association, Iowa firefighters
7 association, Iowa professional fire fighters, EMS education
8 programs committee, Iowa nurses association, Iowa hospital
9 association, and the Iowa state association of counties. The
10 council shall also include at least two at-large members
11 who are volunteer emergency medical care providers and a
12 representative of a private service program.~~

13 2. The EMS advisory council on health and human services
14 shall advise the director and develop policy recommendations
15 concerning the regulation, administration, and coordination of
16 emergency medical services in the state.

17 Sec. 567. REPEAL. Section 147A.3, Code 2024, is repealed.

18 DIVISION XVII

19 ELIMINATION OF TRAUMA SYSTEM ADVISORY COUNCIL

20 Sec. 568. Section 147A.23, Code 2024, is amended to read as
21 follows:

22 **147A.23 Trauma care system development.**

23 1. The department is designated as a lead agency in this
24 state responsible for the development of a statewide trauma
25 care system.

26 2. The department, ~~in consultation with the trauma system~~
27 ~~advisory council~~, shall develop, coordinate, and monitor a
28 statewide trauma care system. This system shall include, but
29 not be limited to, the following:

30 a. (1) Development of criteria for the categorization
31 of all hospitals and emergency care facilities according to
32 their trauma care capabilities. These categories shall be for
33 levels I, II, III, and IV, based on the most current guidelines
34 published by the American college of surgeons committee on
35 trauma, the American college of emergency physicians, and

1 the model trauma care plan of the United States department
2 of health and human services' health resources and services
3 administration.

4 (2) The categorization of all hospitals and emergency
5 care facilities by the department as to their capacity to
6 provide trauma care services. The categorization shall be
7 determined by the department from self-reported information
8 provided to the department by the hospital or emergency care
9 facility. This categorization shall not be construed to imply
10 any guarantee on the part of the department as to the level of
11 trauma care services available at the hospital or emergency
12 care facility.

13 b. (1) Development of a process for the verification of
14 the trauma care capacity of each facility and the issuance of a
15 certificate of verification. The standards and verification
16 process shall be established by rule and may vary as
17 appropriate by level of trauma care capability. To the extent
18 possible, the standards and verification process shall be
19 coordinated with other applicable accreditation and licensing
20 standards.

21 (2) The issuance of a certificate of verification of all
22 categorized hospitals and emergency care facilities from the
23 department at the level preferred by the hospital or emergency
24 care facility. ~~The standards and verification process shall~~
25 ~~be established by rule and may vary as appropriate by level of~~
26 ~~trauma care capability. To the extent possible, the standards~~
27 ~~and verification process shall be coordinated with other~~
28 ~~applicable accreditation and licensing standards.~~

29 c. Upon verification and the issuance of a certificate
30 of verification, agreement by a hospital or emergency care
31 facility agrees to maintain a level of commitment and resources
32 sufficient to meet responsibilities and standards as required
33 by the trauma care criteria established by rule under this
34 subchapter. Verifications are valid for a period of three
35 years or as determined by the department and are renewable. As

1 part of the verification and renewal process, the department
2 may conduct periodic on-site reviews of the services and
3 facilities of the hospital or emergency care facility.

4 d. Implementation of an Iowa trauma care plan.

5 e. Development of standards for medical direction, trauma
6 care, triage and transfer protocols, and trauma registries.

7 f. Promotion of public information and education activities
8 for injury prevention.

9 g. The development of strategies and the review of rules
10 adopted under this subchapter to promote optimal trauma care
11 delivery throughout the state.

12 h. Development, implementation, and conducting of trauma
13 care system evaluation, quality assessment, and quality
14 improvement.

15 ~~d.~~ 3. The department is responsible for the funding of the
16 administrative costs of **this subchapter**. Any funds received
17 by the department for this purpose shall be deposited in the
18 emergency medical services fund established in **section 135.25**.

19 ~~e.~~ 4. **This section** shall not be construed to limit the
20 number and distribution of level I, II, III, and IV categorized
21 and verified trauma care facilities in a community or region.

22 5. Proceedings, records, and reports developed pursuant
23 to this section constitute peer review records under section
24 147.135, and are not subject to discovery by subpoena or
25 admissible as evidence. All information and documents
26 received from a hospital or emergency care facility under this
27 subchapter shall be confidential pursuant to section 272C.6,
28 subsection 4.

29 Sec. 569. Section 147A.26, subsection 1, Code 2024, is
30 amended to read as follows:

31 1. The department shall maintain a statewide trauma
32 reporting system by which ~~the trauma system advisory council~~
33 ~~and~~ the department may monitor the effectiveness of the
34 statewide trauma care system.

35 Sec. 570. REPEAL. Section 147A.24, Code 2024, is repealed.

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DIVISION XVIII

ELIMINATION OF JUSTICE ADVISORY BOARD

Sec. 571. Section 216A.131, Code 2024, is amended to read as follows:

216A.131 Definitions.

For the purpose of **this subchapter**, unless the context otherwise requires:

- 1. ~~"Board" means the justice advisory board.~~
- 2. ~~"Department", "department" means the department of health and human services.~~

Sec. 572. Section 216A.133, Code 2024, is amended to read as follows:

216A.133 ~~Purpose and Department~~ duties.

- 1. ~~The purpose of the board~~ department shall ~~be~~ do all of the following:
 - a. Develop short-term and long-term goals to improve the criminal and juvenile justice systems.
 - b. Identify and analyze justice system issues, including the impact of present criminal and juvenile justice policy, and make recommendations for policy change.
 - c. Develop and assist others in implementing recommendations and plans for justice system improvement.
 - d. Provide the general assembly with an analysis of current and proposed criminal code provisions.
 - e. Provide for a clearinghouse of justice system information to coordinate with data resource agencies and assist others in the use of justice system data.
- 2. ~~The board shall advise the department on its administration of state and federal grants and appropriations and shall carry out other functions consistent with this subchapter.~~
- 3. ~~The duties of the board shall consist of the following:~~
 - a. ~~Identifying issues and analyzing the operation and impact of present criminal and juvenile justice policy and making recommendations for policy changes.~~

- 1 ~~b.~~ f. ~~Coordinating~~ Coordinate with data resource agencies
2 to provide data and analytical information to federal, state,
3 and local governments, and ~~assisting~~ assist agencies in the use
4 of criminal and juvenile justice data.
- 5 ~~e.~~ g. ~~Reporting~~ Report criminal justice system needs to the
6 governor, the general assembly, and other decision makers to
7 improve the criminal justice system.
- 8 ~~d.~~ h. ~~Reporting~~ Report juvenile justice system needs to
9 the governor, the general assembly, and other decision makers
10 to address issues specifically affecting the juvenile justice
11 system, including evidence-based programs for group foster
12 care placements and the state training school, diversion, and
13 community-based services for juvenile offenders.
- 14 ~~e.~~ i. ~~Providing~~ Provide technical assistance upon request
15 to state and local agencies.
- 16 ~~f.~~ j. ~~Administering~~ Administer federal funds and funds
17 appropriated by the state or that are otherwise available
18 in compliance with applicable laws, regulations, and other
19 requirements for purposes of study, research, investigation,
20 planning, and implementation in the areas of criminal and
21 juvenile justice.
- 22 ~~g.~~ k. ~~Making~~ Make grants to cities, counties, and other
23 entities pursuant to applicable law.
- 24 ~~h.~~ l. ~~Maintaining~~ Maintain an Iowa correctional policy
25 project as provided in [section 216A.137](#).
- 26 ~~i.~~ m. ~~Providing~~ Provide input and make recommendations
27 to the director including in the development of a budget
28 ~~recommendations~~ for the department.
- 29 ~~j.~~ ~~Developing and making recommendations to the director.~~
- 30 ~~k.~~ n. ~~Serving as a liaison between the department and~~
31 ~~the public, sharing~~ Share information and gathering gather
32 constituency input.
- 33 ~~l.~~ ~~Recommending to the department the adoption of rules~~
34 ~~pursuant to [chapter 17A](#) as it deems necessary for the board and~~
35 ~~department.~~

1 ~~m. o.~~ Recommending Recommend legislative and executive
2 action to the governor and general assembly.

3 ~~n. p.~~ Establishing Establish advisory committees, work
4 groups, or other coalitions as appropriate.

5 ~~o. q.~~ Providing Provide the general assembly with
6 an analysis and recommendations of current criminal code
7 provisions and proposed legislation which include but are not
8 limited to all of the following:

- 9 (1) Potential disparity in sentencing.
- 10 (2) Truth in sentencing.
- 11 (3) Victims.
- 12 (4) The proportionality of specific sentences.
- 13 (5) Sentencing procedures.
- 14 (6) Costs associated with the implementation of criminal
15 code provisions, including costs to the judicial branch,
16 department of corrections, and judicial district departments
17 of correctional services, costs for representing indigent
18 defendants, and costs incurred by political subdivisions of the
19 state.
- 20 (7) Best practices related to the department of corrections
21 including recidivism rates, safety and the efficient use of
22 correctional staff, and compliance with correctional standards
23 set by the federal government and other jurisdictions.
- 24 (8) Best practices related to the ~~Iowa child death state~~
25 mortality review team committee established in [section 135.43](#)
26 and the ~~Iowa domestic abuse death review team~~ established in
27 [section 135.109](#).

28 ~~p. r.~~ Studying Study and ~~making~~ make recommendations for
29 treating and supervising adult and juvenile sex offenders in
30 institutions, community-based programs, and in the community,
31 in areas which include but are not limited to all of the
32 following:

- 33 (1) The effectiveness of electronically monitoring sex
34 offenders.
- 35 (2) The cost and effectiveness of special sentences

1 pursuant to [chapter 903B](#).

2 (3) Risk assessment models created for sex offenders.

3 (4) Determining the best treatment programs available for
4 sex offenders and the efforts of Iowa and other states to
5 implement treatment programs.

6 (5) The efforts of Iowa and other states to prevent sex
7 abuse-related crimes including child sex abuse.

8 (6) Any other related issues the board deems necessary,
9 including but not limited to computer and internet sex-related
10 crimes, sex offender case management, best practices for sex
11 offender supervision, the sex offender registry, and the
12 effectiveness of safety zones.

13 ~~g. s.~~ Providing Provide expertise and advice to the
14 legislative services agency, the department of corrections, the
15 judicial branch, and others charged with formulating fiscal,
16 correctional, or minority impact statements.

17 ~~r. t.~~ Reviewing Review data supplied by the department, the
18 department of management, the legislative services agency, the
19 Iowa supreme court, and other departments or agencies for the
20 purpose of determining the effectiveness and efficiency of the
21 collection of such data.

22 ~~4. 2.~~ The board department shall submit reports, in
23 accordance with [section 216A.135](#), to the governor and general
24 assembly regarding actions taken, issues studied, and ~~board~~
25 council recommendations.

26 Sec. 573. Section 216A.135, subsection 1, Code 2024, is
27 amended to read as follows:

28 1. ~~The board department~~ shall submit a three-year criminal
29 and juvenile justice plan for the state, beginning December 1,
30 2020, and every three years thereafter, by December 1. The
31 three-year plan shall be updated annually. Each three-year
32 plan and annual updates of the three-year plan shall be
33 submitted to the governor and the general assembly by December
34 1.

35 Sec. 574. Section 216A.137, subsection 1, Code 2024, is

1 amended to read as follows:

2 1. The department shall maintain an Iowa correctional
3 policy project for the purpose of conducting analyses of
4 major correctional issues affecting the criminal and juvenile
5 justice system. The ~~board~~ department shall identify and
6 prioritize the issues and studies to be addressed ~~by the~~
7 ~~department~~ through this project and shall report project
8 plans and findings annually along with the report required
9 in [section 216A.135](#). Issues and studies to be considered ~~by~~
10 ~~the board~~ shall include but are not limited to a review of the
11 information systems available to assess corrections trends
12 and program effectiveness, the development of an evaluation
13 plan for assessing the impact of corrections expenditures,
14 and a study of the desirability and feasibility of changing
15 the state's sentencing practices, which includes a prison
16 population forecast.

17 Sec. 575. REPEAL. Section 216A.132, Code 2024, is repealed.

18

DIVISION XIX

19 ELIMINATION OF IOWA COLLABORATION FOR YOUTH DEVELOPMENT COUNCIL

20 Sec. 576. Section 216A.140, Code 2024, is amended to read
21 as follows:

22 ~~216A.140 Iowa collaboration for youth development council —~~
23 ~~state~~ State of Iowa youth advisory council.

24 1. *Definitions.* For the purposes of [this section](#), unless
25 the context otherwise requires:

26 a. "Youth" means children and young persons who are ages six
27 through twenty-one years.

28 b. "Youth advisory council" means the state of Iowa youth
29 advisory council created by [this section](#).

30 ~~c. "Youth development council" means the Iowa collaboration~~
31 ~~for youth development council created by~~ [this section](#).

32 ~~2. Collaboration council created.~~ An Iowa collaboration for
33 youth development council is created as an alliance of state
34 agencies that address the needs of youth in Iowa.

35 ~~3. Purpose.~~ The purpose of the youth development council is

1 ~~to improve the lives and futures of Iowa's youth by doing all~~
2 ~~of the following:~~

3 ~~a. Adopting and applying positive youth development~~
4 ~~principles and practices at the state and local levels.~~

5 ~~b. Increasing the quality, efficiency, and effectiveness of~~
6 ~~opportunities and services and other supports for youth.~~

7 ~~c. Improving and coordinating state youth policy and~~
8 ~~programs across state agencies.~~

9 ~~4. *Vision statement.* All youth development activities~~
10 ~~addressed by the youth development council shall be aligned~~
11 ~~around the following vision statement:~~

12 ~~"All Iowa youth will be safe, healthy, successful, and prepared~~
13 ~~for adulthood."~~

14 ~~5. *Membership.* The youth development council membership~~
15 ~~shall be determined by the council itself and shall include the~~
16 ~~directors or chief administrators, or their designees, from the~~
17 ~~following state agencies and programs:~~

18 ~~a. Child advocacy board.~~

19 ~~b. Department of education.~~

20 ~~c. Department of health and human services.~~

21 ~~d. Department of workforce development.~~

22 ~~e. Office of drug control policy.~~

23 ~~f. Iowa cooperative extension service in agriculture and~~
24 ~~home economics.~~

25 ~~6. *Procedure.* Except as otherwise provided by law, the~~
26 ~~youth development council shall determine its own rules of~~
27 ~~procedure and operating policies, including but not limited~~
28 ~~to terms of members. The youth development council may form~~
29 ~~committees or subgroups as necessary to achieve its purpose.~~

30 ~~7. *Duties.* The youth development council's duties shall~~
31 ~~include but are not limited to all of the following:~~

32 ~~a. Study, explore, and plan for the best approach to~~
33 ~~structure and formalize the functions and activities of the~~
34 ~~youth development council to meet its purpose, and make formal~~
35 ~~recommendations for improvement to the governor and general~~

1 ~~assembly.~~

2 ~~b. Review indicator data and identify barriers to youth~~
3 ~~success and develop strategies to address the barriers.~~

4 ~~c. Coordinate across agencies the state policy priorities~~
5 ~~for youth.~~

6 ~~d. Strengthen partnerships with the nonprofit and private~~
7 ~~sectors to gather input, build consensus, and maximize use of~~
8 ~~existing resources and leverage new resources to improve the~~
9 ~~lives of youth and their families.~~

10 ~~e. Oversee the activities of the youth advisory council.~~

11 ~~f. Seek input from and engage the youth advisory council~~
12 ~~in the development of more effective policies, practices, and~~
13 ~~programs to improve the lives and futures of youth.~~

14 ~~g. Report annually by February 1 to the governor and general~~
15 ~~assembly.~~

16 ~~8.~~ 2. *State of Iowa youth advisory council.* A state of
17 Iowa youth advisory council is created to provide input to the
18 governor, general assembly, and state and local policymakers on
19 youth issues.

20 *a.* The purpose of the youth advisory council is to foster
21 communication among a group of engaged youth and the governor,
22 general assembly, and state and local policymakers regarding
23 programs, policies, and practices affecting youth and families;
24 and to advocate for youth on important issues affecting youth;
25 and to improve the lives and futures of Iowa's youth.

26 *b.* The youth advisory council shall consist of no more than
27 twenty-one youth ages fourteen through twenty years who reside
28 in Iowa. Membership shall be for two-year staggered terms.
29 The director or the director's designee shall select council
30 members using an application process. The director or the
31 director's designee shall strive to maintain a diverse council
32 membership and shall take into consideration race, ethnicity,
33 disabilities, gender, and geographic location of residence of
34 the applicants.

35 *c.* Except as otherwise provided by law, the youth advisory

1 council shall determine its own rules of procedure and
2 operating policies, subject to approval by the director or the
3 director's designee.

4 *d.* The youth advisory council shall ~~meet at least quarterly.~~
5 do all of the following:

6 (1) Adopt and apply positive youth development principles
7 and practices at the state and local levels.

8 (2) Increase the quality, efficiency, and effectiveness of
9 opportunities and services and other supports for youth.

10 (3) Improve, coordinate, and prioritize state youth policy
11 and programs across state agencies.

12 (4) Align all policies around the vision that all Iowa youth
13 will be safe, healthy, successful, and prepared for adulthood.

14 (5) Review indicator data, identify barriers to youth
15 success, and develop strategies to address the barriers.

16 (6) Strengthen partnerships with the nonprofit and private
17 sectors to gather input, build consensus, and maximize the use
18 of existing resources and leverage new resources to improve the
19 lives of youth and their families.

20 (7) Report annually by February 1 to the governor and the
21 general assembly.

22 ~~9. 3. *Lead agency.* The lead agency for support of the Iowa~~
23 ~~collaboration for youth development council and the state of~~
24 ~~Iowa youth advisory council is the department. The department~~
25 ~~shall coordinate activities and, with funding made available~~
26 ~~to it for such purposes, provide staff support for the youth~~
27 ~~development council and the youth advisory council.~~

28 DIVISION XX

29 ELIMINATION OF COMMISSIONS UNDER HUMAN RIGHTS BOARD

30 Sec. 577. Section 216A.1, subsection 1, paragraph a, Code
31 2024, is amended by striking the paragraph and inserting in
32 lieu thereof the following:

33 *a.* Community advocacy and services on behalf of
34 underrepresented populations in the state.

35 Sec. 578. Section 216A.3, Code 2024, is amended to read as

1 follows:

2 **216A.3 Human rights board.**

3 1. A human rights board is created within the department.

4 2. The board shall consist of ~~sixteen~~ twelve members,
5 including ~~eleven~~ seven voting members and five nonvoting
6 members, ~~and~~ determined as follows:

7 a. The voting members shall consist of ~~nine~~ seven voting
8 members ~~selected by each of the permanent commissions within~~
9 ~~the department, and two voting members, appointed by the~~
10 ~~governor. For purposes of this paragraph "a", "permanent~~
11 ~~commissions" means the commission of Latino affairs,~~
12 ~~commission on the status of women, commission of persons~~
13 ~~with disabilities, commission on community action agencies,~~
14 ~~commission of deaf services, justice advisory board, commission~~
15 ~~on the status of African Americans, commission of Asian and~~
16 ~~Pacific Islander affairs, and commission of Native American~~
17 ~~affairs who shall be appointed by the governor, subject to~~
18 confirmation by the senate pursuant to section 2.32, and shall
19 represent underrepresented populations in the state. All
20 voting members shall reside in the state. The term of office
21 for voting members is four years.

22 b. The nonvoting members shall consist of the department
23 director, two state representatives, one appointed by the
24 speaker of the house of representatives and one by the minority
25 leader of the house of representatives, and two state senators,
26 one appointed by the majority leader of the senate and one by
27 the minority leader of the senate.

28 3. A majority of the voting members of the board shall
29 constitute a quorum, and the affirmative vote of two-thirds of
30 the voting members present is necessary for any substantive
31 action taken by the board. The board shall select a
32 chairperson from the voting members of the board. ~~The board~~
33 ~~shall meet not less than four times a year.~~

34 4. The board shall ~~develop~~ do all of the following:

35 a. Develop and monitor implementation of a comprehensive

1 strategic plan to remove barriers for underrepresented
2 populations or groups and, in doing so, to increase Iowa's
3 productivity and inclusivity, including performance measures
4 and benchmarks.

5 b. Study the opportunities for and changing needs of the
6 underrepresented populations or groups in the state.

7 c. Serve as a liaison between the department and the public,
8 sharing information and gathering constituency input.

9 d. Recommend to the department the adoption of rules
10 pursuant to chapter 17A as the board deems necessary.

11 e. Recommend legislative and executive action to the
12 governor and general assembly to advance the interests of
13 underrepresented populations or groups and to improve the
14 status of low-income persons in the state.

15 f. Establish advisory committees, work groups, or other
16 coalitions as appropriate.

17 g. Advance the interests of underrepresented populations
18 or groups in the areas of human rights, access to justice,
19 economic equality, and the elimination of discrimination.

20 Sec. 579. Section 216A.4, Code 2024, is amended to read as
21 follows:

22 **216A.4 Definitions.**

23 For purposes of [this chapter](#), unless the context otherwise
24 requires:

25 1. "Asian or Pacific Islander" means an individual from any
26 of the countries of Asia or islands of the Pacific.

27 ~~1-~~ 2. "Board" means the human rights board.

28 ~~2-~~ 3. "Department" means the department of health and human
29 services.

30 ~~3-~~ 4. "Director" means the director of health and human
31 services.

32 5. "Tribal government" means the governing body of a
33 federally recognized Indian tribe.

34 ~~4-~~ 6. "Underrepresented" means the historical
35 marginalization of populations or groups in the United States

1 and Iowa, including but not limited to African Americans, Asian
2 and Pacific Islanders, persons who are deaf or hard of hearing,
3 persons with disabilities, Latinos, Native Americans, women,
4 persons who have low socioeconomic status, at-risk youth, and
5 adults or juveniles with a criminal history.

6 COMMISSION AND OFFICE OF LATINO AFFAIRS ELIMINATION

7 Sec. 580. REPEAL. Sections 216A.11, 216A.12, 216A.13,
8 216A.14, and 216A.15, Code 2024, are repealed.

9 COMMISSION AND OFFICE ON THE STATUS OF WOMEN ELIMINATION

10 Sec. 581. Section 241.3, subsection 2, Code 2024, is amended
11 to read as follows:

12 2. The department shall consult and cooperate with the
13 department of workforce development, the United States
14 commissioner of social security administration, ~~the office~~
15 ~~on the status of women of the department,~~ the department of
16 education, and other persons in the executive branch of the
17 state government as the department considers appropriate to
18 facilitate the coordination of multipurpose service programs
19 established under [this chapter](#) with existing programs of a
20 similar nature.

21 Sec. 582. REPEAL. Sections 216A.51, 216A.52, 216A.53, and
22 216A.54, Code 2024, are repealed.

23 COMMISSION AND OFFICE ON PERSONS WITH DISABILITIES ELIMINATION

24 Sec. 583. REPEAL. Sections 216A.71, 216A.72, 216A.74, and
25 216A.75, Code 2024, are repealed.

26 COMBINING OF DEAF SERVICES COMMISSION AND DUAL PARTY RELAY
27 COUNCIL

28 Sec. 584. Section 216A.111, subsection 2, Code 2024, is
29 amended by striking the subsection.

30 Sec. 585. Section 216A.113, Code 2024, is amended to read
31 as follows:

32 **216A.113 Deaf services commission established.**

33 1. The commission of deaf services is established, and shall
34 consist of seven voting members appointed by the governor,
35 ~~subject to confirmation by the senate pursuant to section~~

1 ~~2.32.~~ Membership of the commission shall include at least four
2 members who are deaf ~~and at least one member who is~~ or hard of
3 hearing, and three members who are representatives of telephone
4 companies. The commission shall also include the director, or
5 the director's designee, as a nonvoting member. All members
6 shall reside in Iowa.

7 2. ~~Members~~ Voting members of the commission shall serve
8 four-year staggered terms which shall begin and end pursuant to
9 section 69.19. ~~Members~~ Voting members whose terms expire may
10 be reappointed. Vacancies on the commission may be filled for
11 the remainder of the term in the same manner as the original
12 appointment. ~~Members~~ Voting members shall receive actual
13 expenses incurred while serving in their official capacity,
14 subject to statutory limits. ~~Members~~ Voting members may also
15 be eligible to receive compensation as provided in section
16 7E.6.

17 3. ~~Members~~ The voting members of the commission shall
18 appoint a chairperson and vice chairperson and other officers
19 as the commission deems necessary. ~~The commission shall~~
20 ~~meet at least quarterly during each fiscal year.~~ A majority
21 of the voting members currently appointed to the commission
22 shall constitute a quorum. A quorum shall be required for the
23 conduct of business of the commission, and the affirmative vote
24 of a majority of the currently appointed voting members is
25 necessary for any substantive action taken by the commission.
26 A voting member shall not vote on any action if the voting
27 member has a conflict of interest on the matter, and a
28 statement by the voting member of a conflict of interest shall
29 be conclusive for this purpose.

30 Sec. 586. Section 216A.114, Code 2024, is amended to read
31 as follows:

32 **216A.114 Commission powers and duties.**

33 The commission shall have the following powers and duties:

34 1. Study the changing needs and opportunities for the deaf
35 and hard-of-hearing people in this state.

1 2. Serve as a liaison between the ~~office~~ department and the
2 public, sharing information and gathering constituency input.

3 3. Recommend to the board for adoption rules pursuant
4 to chapter 17A as it deems necessary for the commission and
5 office.

6 4. Recommend legislative and executive action to the
7 governor and general assembly.

8 5. Establish advisory committees, work groups, or other
9 coalitions as appropriate.

10 6. Advise the utilities board on the planning,
11 establishment, administration, and promotion of a statewide
12 program to provide dual party relay service and to secure,
13 finance, and distribute telecommunications devices for the deaf
14 and hard of hearing pursuant to chapter 477C.

15 Sec. 587. Section 477C.2, Code 2024, is amended to read as
16 follows:

17 **477C.2 Definitions.**

18 As used in this chapter, unless the context otherwise
19 requires:

20 1. "*Board*" means the utilities board created in section
21 474.1.

22 2. "*Commission*" means the commission on deaf services
23 created in section 216A.113.

24 ~~2.~~ 3. "*Communication disorder*" means the inability to use
25 the telephone for communication without a telecommunications
26 device for the deaf and hard of hearing.

27 ~~3. "*Council*" means the dual party relay council established~~
28 ~~in section 477C.5.~~

29 4. "*Dual party relay service*" or "*relay service*" means a
30 communication service which provides persons with communication
31 disorders access to the telephone system functionally
32 equivalent to the access available to persons without
33 communication disorders.

34 5. "*Telecommunications device for the deaf and hard of*
35 *hearing*" means any specialized or supplemental telephone

1 equipment used by persons with communication disorders to
2 provide access to the telephone system.

3 Sec. 588. Section 477C.3, unnumbered paragraph 1, Code
4 2024, is amended to read as follows:

5 With the advice of the ~~council~~ commission, the board shall
6 plan, establish, administer, and promote a statewide program to
7 provide dual party relay service as follows:

8 Sec. 589. Section 477C.4, Code 2024, is amended to read as
9 follows:

10 **477C.4 Telecommunications devices for the deaf and hard of**
11 **hearing.**

12 With the advice of the ~~council~~ commission, the board may
13 plan, establish, administer, and promote a program to secure,
14 finance, and distribute telecommunications devices for the
15 deaf and hard of hearing. The board may establish eligibility
16 criteria for persons to receive telecommunications devices
17 for the deaf and hard of hearing, including but not limited
18 to requiring certification that the recipient cannot use the
19 telephone for communication without a telecommunications device
20 for the deaf and hard of hearing.

21 Sec. 590. Section 477C.5, subsection 2, paragraph c, Code
22 2024, is amended by striking the paragraph.

23 Sec. 591. Section 622B.4, Code 2024, is amended to read as
24 follows:

25 **622B.4 List.**

26 ~~The office of deaf services of the department of health and~~
27 ~~human services shall prepare and continually update a listing~~
28 ~~of qualified and available sign language interpreters. The~~
29 ~~courts and administrative agencies shall maintain a directory~~
30 ~~of qualified interpreters for deaf and hard-of-hearing~~
31 ~~persons as furnished by the department of health and human~~
32 ~~services. The office of deaf services of the department~~
33 ~~of health and human services shall maintain a list of sign~~
34 ~~language interpreters which shall be made available to a court,~~
35 ~~administrative agency, or interested parties to an action using~~

1 the services of a sign language interpreter.

2 Sec. 592. REPEAL. Sections 216A.112 and 477C.5, Code 2024,
3 are repealed.

4 COMMISSION AND OFFICE ON STATUS OF AFRICAN AMERICANS
5 ELIMINATION

6 Sec. 593. REPEAL. Sections 216A.141, 216A.142, 216A.143,
7 and 216A.146, Code 2024, are repealed.

8 COMMISSION AND OFFICE ON ASIAN AND PACIFIC ISLANDERS
9 ELIMINATION

10 Sec. 594. REPEAL. Sections 216A.151, 216A.152, 216A.153,
11 and 216A.154, Code 2024, are repealed.

12 COMMISSION AND OFFICE OF NATIVE AMERICAN AFFAIRS ELIMINATION

13 Sec. 595. Section 216A.167, Code 2024, is amended to read
14 as follows:

15 **216A.167 Limitations on authority.**

16 1. The ~~commission~~ board and ~~office~~ department shall not have
17 the authority to do any of the following:

18 a. Implement or administer the duties of the state of Iowa
19 under the federal Indian Gaming Regulatory Act, shall not have
20 any authority to recommend, negotiate, administer, or enforce
21 any agreement or compact entered into between the state of Iowa
22 and Indian tribes located in the state pursuant to section
23 10A.104, and shall not have any authority relative to Indian
24 gaming issues.

25 b. Administer the duties of the state under the federal
26 National Historic Preservation Act, the federal Native American
27 Graves Protection and Repatriation Act, and **chapter 263B**. The
28 ~~commission~~ board shall also not interfere with the advisory
29 role of a separate Indian advisory council or committee
30 established by the state archeologist by rule for the purpose
31 of consultation on matters related to ancient human skeletal
32 remains and associated artifacts.

33 2. **This subchapter** shall not diminish or inhibit the right
34 of any tribal government to interact directly with the state
35 or any of its departments or agencies for any purpose which a

1 tribal government desires to conduct its business or affairs as
2 a sovereign governmental entity.

3 Sec. 596. REPEAL. Sections 216A.161, 216A.162, 216A.163,
4 216A.165, and 216A.166, Code 2024, are repealed.

5 COMMUNITY ACTION AGENCY COMMISSION ELIMINATION

6 Sec. 597. Section 216A.91, Code 2024, is amended to read as
7 follows:

8 **216A.91 Definitions.**

9 For purposes of [this subchapter](#), unless the context
10 otherwise requires:

11 ~~1. "Commission" means the commission on community action~~
12 ~~agencies.~~

13 ~~2.~~ 1. "Community action agency" means a public agency
14 or a private nonprofit agency which is authorized under its
15 charter or bylaws to receive funds to administer community
16 action programs and is designated by the governor to receive
17 and administer the funds.

18 ~~3.~~ 2. "Community action program" means a program conducted
19 by a community action agency which includes projects to provide
20 a range of services to improve the conditions of poverty in the
21 area served by the community action agency.

22 Sec. 598. Section 216A.93, Code 2024, is amended to read as
23 follows:

24 **216A.93 Establishment of community action agencies.**

25 The department shall recognize and assist in the designation
26 of certain community action agencies to assist in the delivery
27 of community action programs. These programs shall include but
28 not be limited to outreach, community services block grant,
29 low-income energy assistance, and weatherization programs. If
30 a community action agency is in effect and currently serving an
31 area, that community action agency shall become the designated
32 community action agency for that area. If any geographic area
33 of the state ceases to be served by a designated community
34 action agency, the department may solicit applications and
35 assist the governor in designating a community action agency

1 for that area in accordance with current community services
2 block grant requirements. The department shall supervise the
3 collection of data regarding the scope of services provided by
4 the community action agencies.

5 Sec. 599. Section 541A.1, Code 2024, is amended to read as
6 follows:

7 **541A.1 Definitions.**

8 For the purposes of **this chapter**, unless the context
9 otherwise requires:

10 1. "*Account holder*" means an individual who is the owner of
11 an individual development account.

12 2. "*Charitable contributor*" means a nonprofit association
13 described in section 501(c)(3) of the Internal Revenue Code
14 which makes a deposit to an individual development account
15 and which is exempt from taxation under section 501(a) of the
16 Internal Revenue Code.

17 ~~3. "*Commission*" means the commission on community action~~
18 ~~agencies created in **section 216A.92A.**~~

19 ~~4.~~ 3. "*Department*" means the department of health and human
20 services.

21 ~~5.~~ 4. "*Director*" means the director of health and human
22 services.

23 ~~6.~~ 5. "*Federal poverty level*" means the first poverty
24 income guidelines published in the calendar year by the United
25 States department of health and human services.

26 ~~7.~~ 6. "*Financial institution*" means a financial institution
27 approved by the director as an investment mechanism for
28 individual development accounts.

29 ~~8.~~ 7. "*Household income*" means the annual household
30 income of an account holder or prospective account holder, as
31 determined in accordance with rules adopted by the director.

32 ~~9.~~ 8. "*Individual contributor*" means an individual who
33 makes a deposit to an individual development account and is not
34 the account holder or a charitable contributor.

35 ~~10.~~ 9. "*Individual development account*" means either of the

1 following:

2 *a.* A financial instrument that is certified to have the
3 characteristics described in [section 541A.2](#) by the operating
4 organization.

5 *b.* A financial instrument that is certified by the
6 operating organization to have the characteristics described
7 in and funded by a federal individual development account
8 program under which federal and state funding contributed to
9 match account holder deposits is deposited by an operating
10 organization in accordance with federal law and regulations,
11 and which includes but is not limited to any of the programs
12 implemented under the following federal laws:

13 (1) The federal Personal Responsibility and Work
14 Opportunity Act of 1996, 42 U.S.C. §604(h).

15 (2) The federal Assets for Independence Act, Pub. L. No.
16 105-285, Tit. IV.

17 ~~10.~~ 10. "*Operating organization*" means an agency selected
18 by the department for involvement in operating individual
19 development accounts directed to a specific target population.

20 ~~11.~~ 11. "*Source of principal*" means any of the sources of
21 a deposit to an individual development account under section
22 541A.2, subsection 2.

23 Sec. 600. Section 541A.5, subsections 1 and 2, Code 2024,
24 are amended to read as follows:

25 1. The ~~commission~~ department, in consultation with
26 the department of administrative services, shall adopt
27 administrative rules to administer [this chapter](#).

28 2. *a.* The rules adopted by the ~~commission~~ department
29 shall include but are not limited to provision for transfer
30 of an individual development account to a different financial
31 institution than originally approved by the department, if
32 the different financial institution has an agreement with the
33 account's operating organization.

34 *b.* The rules for determining household income may provide
35 categorical eligibility for prospective account holders who are

1 enrolled in programs with income eligibility restrictions that
2 are equal to or less than the maximum household income allowed
3 for payment of a state match under [section 541A.3](#).

4 *c.* Subject to the availability of funding, the ~~commission~~
5 department may adopt rules implementing an individual
6 development account program for refugees. Rules shall identify
7 purposes authorized for withdrawals to meet the special needs
8 of refugee families.

9 Sec. 601. Section 541A.6, Code 2024, is amended to read as
10 follows:

11 **541A.6 Compliance with federal requirements.**

12 The ~~commission~~ department shall adopt rules for compliance
13 with federal individual development account requirements under
14 the federal Personal Responsibility and Work Opportunity
15 Reconciliation Act of 1996, §103, as codified in 42 U.S.C.
16 §604(h), under the federal Assets for Independence Act, Pub.
17 L. No. 105-285, Tit. IV, or with any other federal individual
18 development account program requirements for drawing federal
19 funding. Any rules adopted under [this section](#) shall not apply
20 the federal individual development account program requirements
21 to an operating organization which does not utilize federal
22 funding for the accounts with which it is connected or to an
23 account holder who does not receive temporary assistance for
24 needy families block grant or other federal funding.

25 Sec. 602. REPEAL. Sections 216A.92A and 216A.92B, Code
26 2024, are repealed.

27 **ELIMINATION OF FAMILY DEVELOPMENT AND SELF-SUFFICIENCY COUNCIL**

28 Sec. 603. Section 216A.107, Code 2024, is amended to read
29 as follows:

30 **216A.107 Family development and self-sufficiency — ~~council~~**
31 **~~and grant program.~~**

32 ~~1. A family development and self-sufficiency council is~~
33 ~~established within the department. The council shall consist~~
34 ~~of the following persons:~~

35 ~~a. The director of the department or the director's~~

1 designee.

2 ~~b. The director of the school of social work at the~~
3 ~~university of Iowa or the director's designee.~~

4 ~~c. The dean of the college of human sciences at Iowa state~~
5 ~~university or the dean's designee.~~

6 ~~d. Two recipients or former recipients of the family~~
7 ~~investment program, selected by the other members of the~~
8 ~~council.~~

9 ~~e. One recipient or former recipient of the family~~
10 ~~investment program who is a member of a racial or ethnic~~
11 ~~minority, selected by the other members of the council.~~

12 ~~f. One member representing providers of services to victims~~
13 ~~of domestic violence, selected by the other members of the~~
14 ~~council.~~

15 ~~g. The head of the department of design, textiles,~~
16 ~~gerontology, and family studies at the university of northern~~
17 ~~Iowa or that person's designee.~~

18 ~~h. The director of the department of education or the~~
19 ~~director's designee.~~

20 ~~i. The director of the department of workforce development~~
21 ~~or the director's designee.~~

22 ~~j. Two persons representing the business community, selected~~
23 ~~by the other members of the council.~~

24 ~~k. Two members from each chamber of the general assembly~~
25 ~~serving as ex officio, nonvoting members. The two members~~
26 ~~of the senate shall be appointed one each by the majority~~
27 ~~leader and the minority leader of the senate. The two~~
28 ~~members of the house of representatives shall be appointed one~~
29 ~~each by the speaker and the minority leader of the house of~~
30 ~~representatives.~~

31 ~~2. Unless otherwise provided by law, terms of members,~~
32 ~~election of officers, and other procedural matters shall be~~
33 ~~as determined by the council. A quorum shall be required for~~
34 ~~the conduct of business of the council, and the affirmative~~
35 ~~vote of a majority of the currently appointed voting members~~

~~1 is necessary for any substantive action taken by the council.
2 A member shall not vote on any action if the member has a
3 conflict of interest on the matter, and a statement by the
4 member of a conflict of interest shall be conclusive for this
5 purpose.~~

6 ~~3. 1.~~ The family development and self-sufficiency council
7 on health and human services shall do all of the following:

8 a. Identify the factors and conditions that place Iowa
9 families at risk of dependency upon the family investment
10 program. The council shall seek to use relevant research
11 findings and national and Iowa-specific data on the family
12 investment program.

13 b. Identify the factors and conditions that place Iowa
14 families at risk of family instability. The council shall
15 seek to use relevant research findings and national and
16 Iowa-specific data on family stability issues.

17 c. Subject to the availability of funds for this
18 purpose, award grants to public or private organizations
19 for provision of family development services to families at
20 risk of dependency on the family investment program or of
21 family instability. Not more than five percent of any funds
22 appropriated by the general assembly for the purposes of this
23 lettered paragraph may be used for staffing and administration
24 of the grants. Grant proposals for the family development and
25 self-sufficiency grant program shall include the following
26 elements:

27 (1) Designation of families to be served that meet one or
28 more criteria for being at risk of dependency on the family
29 investment program or of family instability, and agreement
30 to serve clients that are referred by the department from
31 the family investment program which meet the criteria. The
32 criteria may include but are not limited to factors such as
33 educational level, work history, family structure, age of the
34 youngest child in the family, previous length of stay on the
35 family investment program, and participation in the family

1 investment program or the foster care program while the head of
2 a household was a child. Grant proposals shall also establish
3 the number of families to be served under the grant.

4 (2) Designation of the services to be provided for
5 the families served, including assistance regarding
6 job-seeking skills, family budgeting, nutrition, self-esteem,
7 methamphetamine education, health and hygiene, child rearing,
8 child education preparation, and goal setting. Grant proposals
9 shall indicate the support groups and support systems to be
10 developed for the families served during the transition between
11 the need for assistance and self-sufficiency.

12 (3) Designation of the manner in which other needs of the
13 families will be provided for, including but not limited to
14 child care assistance, transportation, substance use disorder
15 treatment, support group counseling, food, clothing, and
16 housing.

17 (4) Designation of the process for training of the staff
18 which provides services, and the appropriateness of the
19 training for the purposes of meeting family development and
20 self-sufficiency goals of the families being served.

21 (5) Designation of the support available within the
22 community for the program and for meeting subsequent needs of
23 the clients, and the manner in which community resources will
24 be made available to the families being served.

25 (6) Designation of the manner in which the program will be
26 subject to audit and to evaluation.

27 (7) Designation of agreement provisions for tracking and
28 reporting performance measures developed pursuant to paragraph
29 "d".

30 d. Develop appropriate performance measures for the grant
31 program to demonstrate how the program helps families achieve
32 self-sufficiency.

33 e. Seek to enlist research support from the Iowa research
34 community in meeting the duties outlined in paragraphs "a"
35 through "d".

1 *f.* Seek additional support for the funding of grants under
2 the program, including but not limited to funds available
3 through the federal government in serving families at risk of
4 long-term welfare dependency, and private foundation grants.

5 *g.* Make recommendations to the governor and the general
6 assembly on the effectiveness of programs in Iowa and
7 throughout the country that provide family development services
8 that lead to self-sufficiency for families at risk of welfare
9 dependency.

10 ~~4.~~ 2. *a.* The department shall administer the family
11 development and self-sufficiency grant program.

12 *b.* To the extent that the family development and
13 self-sufficiency grant program is funded by the federal
14 temporary assistance for needy families block grant and by the
15 state maintenance of efforts funds appropriated in connection
16 with the block grant, the department shall comply with all
17 federal requirements for the block grant. The department is
18 responsible for payment of any federal penalty imposed that is
19 attributable to the grant program and shall receive any federal
20 bonus payment attributable to the grant program.

21 *c.* The department shall ensure that expenditures of moneys
22 appropriated to the department from the general fund of the
23 state for the family development and self-sufficiency grant
24 program are eligible to be considered as state maintenance of
25 effort expenditures under federal temporary assistance for
26 needy families block grant requirements.

27 *d.* The department shall consider the recommendations of
28 the council on health and human services in adopting rules
29 pertaining to the grant program.

30 *e.* The department shall submit to the governor and general
31 assembly on or before November 30 following the end of each
32 state fiscal year, a report detailing performance measure
33 and outcome data evaluating the family development and
34 self-sufficiency grant program for the fiscal year that just
35 ended.

1 DIVISION XXI
2 ELIMINATION OF TOBACCO USE PREVENTION AND CONTROL ADVISORY
3 COUNCIL AND COMMISSION ON TOBACCO USE PREVENTION AND CONTROL
4 Sec. 604. Section 142A.2, Code 2024, is amended to read as
5 follows:

6 **142A.2 Definitions.**

7 As used in [this chapter](#), unless the context otherwise
8 requires:

- 9 ~~1. "Commission" means the commission on tobacco use~~
10 ~~prevention and control established in [this chapter](#).~~
11 ~~2.~~ 1. "Community partnership" means a public agency or
12 nonprofit organization implementing the tobacco use prevention
13 and control initiative in a local area in accordance with this
14 chapter.
15 ~~3.~~ 2. "Department" means the department of health and human
16 services.
17 ~~4.~~ 3. "Director" means the director of health and human
18 services.
19 ~~5.~~ 4. "Initiative" means the comprehensive tobacco use
20 prevention and control initiative established in [this chapter](#).
21 ~~6.~~ 5. "Manufacturer" means manufacturer as defined in
22 section 453A.1.
23 ~~7.~~ 6. "Pregnant woman" means a female of any age who is
24 pregnant.
25 ~~8.~~ 7. "School-age youth" means a person attending school in
26 kindergarten through grade twelve.
27 ~~9.~~ 8. "Tobacco" means both cigarettes and tobacco products
28 as defined in [section 453A.1](#).
29 ~~10.~~ 9. "Youth" means a person who is five through
30 twenty-four years of age.

31 Sec. 605. Section 142A.5, Code 2024, is amended to read as
32 follows:

33 **142A.5 Department duties.**

34 The department shall do all of the following:

- 35 1. Coordinate and develop the budget request for all tobacco

1 use prevention and control programs and activities under the
2 purview of the department.

3 ~~2. Receive and review budget recommendations from the~~
4 ~~commission. The director shall consider these recommendations~~
5 ~~in developing the budget request for the department.~~

6 ~~3. Implement the initiative, coordinate the activities of~~
7 ~~the commission and the initiative, and coordinate other tobacco~~
8 ~~use prevention and control activities.~~

9 ~~4. Monitor and evaluate the effectiveness of performance~~
10 ~~measures.~~

11 ~~5. Provide staff and administrative support to the~~
12 ~~commission.~~

13 2. Provide a forum for the discussion, development, and
14 recommendation of public policy alternatives in the field of
15 tobacco use prevention and control.

16 ~~6. Administer contracts entered into under [this chapter](#).~~

17 7. 3. Coordinate and cooperate with other tobacco use
18 prevention and control programs within and outside of the
19 state.

20 ~~8. Provide necessary information to the commission to~~
21 ~~assist the commission in making its annual report to the joint~~
22 ~~appropriations subcommittee pursuant to [section 142A.4](#), and in~~
23 ~~fulfilling other commission duties pursuant to [section 142A.4](#).~~

24 4. Advise and make recommendations to the governor and
25 the general assembly relative to tobacco use, treatment,
26 intervention, prevention, control, and education programs in
27 the state.

28 5. Develop and implement the comprehensive tobacco use
29 prevention and control initiative as provided in this chapter.

30 a. Develop an educational component of the initiative.
31 Educational efforts provided through the school system shall be
32 developed in conjunction with the department of education.

33 b. Develop a plan for implementation of the initiative in
34 accordance with the purpose and intent specified in section
35 142A.1.

1 c. Provide for technical assistance, training, and other
2 support under the initiative.

3 d. Take actions to develop and implement a statewide
4 system for the initiative programs that are delivered through
5 community partnerships.

6 e. Manage and coordinate the provision of funding and other
7 moneys available to the initiative by combining all or portions
8 of appropriations or other revenues as authorized by law.

9 f. Assist with the linkage of the initiative with child
10 welfare and juvenile justice decategorization projects,
11 education programming, early childhood Iowa areas, and other
12 programs and services directed to youth at the state and
13 community level.

14 g. Adopt rules pursuant to chapter 17A as necessary for
15 the designation, governance, and oversight of the initiative
16 and the implementation of this chapter. The department shall
17 provide for community partnership and youth program input in
18 the rules adoption process. The rules shall include but are
19 not limited to all of the following:

20 (1) Performance indicators for initiative programs,
21 community partnerships, and the services provided under the
22 auspices of community partnerships. The performance indicators
23 shall be developed with input from communities.

24 (2) Minimum standards to further the provision of equal
25 access to services.

26 h. Monitor and evaluate the effectiveness of performance
27 measures utilized under the initiative.

28 i. Prioritize funding needs and the allocation of moneys
29 appropriated and other resources available for the programs and
30 activities of the initiative.

31 j. Review fiscal needs of the initiative and make
32 recommendations to the director in the development of budget
33 requests.

34 k. Evaluate the work of the department relating to the
35 initiative utilizing relevant department records and documents,

1 and other information reasonably obtainable.

2 6. a. Coordinate and respond to any requests from a
3 community partnership relating to any of the following:

4 (1) Removal of barriers to community partnership efforts.

5 (2) Pooling and redirecting of existing federal, state, or
6 other public or private funds available for purposes that are
7 consistent with the initiative.

8 (3) Seeking of federal waivers to assist community
9 partnership efforts.

10 b. In coordinating and responding to the requests, the
11 department shall work with state agencies, the governor, and
12 the general assembly as necessary to address requests deemed
13 appropriate by the department.

14 7. Submit a report to the governor and the general assembly
15 on an annual basis regarding the initiative, including
16 demonstrated progress based on performance indicators.

17 8. Annually appear before the joint appropriations
18 subcommittee that makes recommendations concerning the
19 department's budget on tobacco use prevention and control
20 to report on budget expenditures and department operations
21 relative to the prior fiscal year and the current fiscal year.

22 9. Solicit and accept any gift of money or property,
23 including any grant of money, services, or property from the
24 federal government, the state, a political subdivision, or
25 a private source that is consistent with the goals of the
26 initiative. The department shall adopt rules prohibiting the
27 acceptance of gifts from a manufacturer of tobacco products.

28 10. Develop the structure for the statewide youth summit to
29 be held annually.

30 11. Approve the content of any materials distributed by the
31 youth program pursuant to section 142A.9, prior to distribution
32 of the materials.

33 12. Administer contracts entered into under this chapter.

34 Sec. 606. Section 142A.6, subsection 5, Code 2024, is
35 amended to read as follows:

1 5. Procurement of goods and services necessary to implement
2 the initiative is subject to approval of the ~~commission~~
3 department. ~~Notwithstanding chapter 8A, subchapter III, or any~~
4 ~~other provision of law to the contrary, such procurement may~~
5 ~~be accomplished by the commission under its own competitive~~
6 ~~bidding process which shall provide for consideration of~~
7 ~~such factors as price, bidder competence, and expediency in~~
8 ~~procurement.~~

9 Sec. 607. Section 142A.8, subsections 2 and 3, Code 2024,
10 are amended to read as follows:

11 2. A community partnership area shall encompass a county
12 or multicounty area, school district or multischool district
13 area, economic development enterprise zone that meets the
14 requirements of an urban or rural enterprise community under
15 Tit. XIII of the federal Omnibus Budget Reconciliation Act of
16 1993, or early childhood Iowa area, in accordance with criteria
17 adopted by the ~~commission~~ department for appropriate population
18 levels and size of geographic areas.

19 3. The ~~commission~~ department shall adopt rules pursuant to
20 chapter 17A providing procedures for the initial designation
21 of community partnership areas and for subsequent changes to
22 the initially designated areas.

23 Sec. 608. Section 142A.10, Code 2024, is amended to read as
24 follows:

25 **142A.10 Funding of programs delivered through community**
26 **partnerships.**

27 1. The ~~commission~~ department shall develop and implement a
28 statewide system for the initiative programs that are delivered
29 through community partnerships.

30 2. The system shall provide for equitable allocation of
31 funding for initiative programs among the state's community
32 partnership areas, based upon school-age population and other
33 criteria established by the ~~commission~~ department.

34 3. The specific programs, distribution provisions, and
35 other provisions approved by the ~~commission~~ department for

1 expenditure of the maximum allocation amount established for
2 a community partnership area shall be outlined in the written
3 contract with the community partnership.

4 4. Any allocation received by a community partnership
5 shall be matched with local funding, in-kind services, office
6 support, or other tangible support or offset of costs.

7 Sec. 609. REPEAL. Sections 142A.3 and 142A.4, Code 2024,
8 are repealed.

9

DIVISION XXII

10 HAWKI BOARD AND ADVISORY COMMITTEE FOR CHILDREN WITH SPECIAL
11 HEALTH CARE NEEDS ELIMINATION

12 Sec. 610. Section 249A.4B, subsection 2, paragraph b, Code
13 2024, is amended to read as follows:

14 b. The council shall include all of the following nonvoting
15 members:

16 (1) The director's designee responsible for public health
17 or their designee.

18 (2) The long-term care ombudsman, or the long-term care
19 ombudsman's designee.

20 (3) The dean of Des Moines university college of osteopathic
21 medicine, or the dean's designee.

22 (4) The dean of the university of Iowa college of medicine,
23 or the dean's designee.

24 ~~(5) A member of the Hawki board created in [section 514I.5](#),~~
25 ~~selected by the members of the Hawki board.~~

26 ~~(6)~~ (5) The following members of the general assembly, each
27 for a term of two years as provided in [section 69.16B](#):

28 (a) Two members of the house of representatives, one
29 appointed by the speaker of the house of representatives
30 and one appointed by the minority leader of the house of
31 representatives from their respective parties.

32 (b) Two members of the senate, one appointed by the
33 president of the senate after consultation with the majority
34 leader of the senate and one appointed by the minority leader
35 of the senate.

1 Sec. 611. Section 514I.1, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. It is the intent of the general assembly that the program
4 be implemented and administered in compliance with Tit. XXI
5 of the federal Social Security Act. If, as a condition of
6 receiving federal funds for the program, federal law requires
7 implementation and administration of the program in a manner
8 not provided in [this chapter](#), during a period when the general
9 assembly is not in session, the department, with the approval
10 of the ~~Hawki board~~ medical assistance advisory council, shall
11 proceed to implement and administer those provisions, subject
12 to review by the next regular session of the general assembly.

13 Sec. 612. Section 514I.2, Code 2024, is amended to read as
14 follows:

15 **514I.2 Definitions.**

16 As used in [this chapter](#), unless the context otherwise
17 requires:

18 1. *"Benchmark benefit package"* means any of the following:

19 a. The standard blue cross/blue shield preferred provider
20 option service benefit plan, described in and offered under 5
21 U.S.C. §8903(1).

22 b. A health benefits coverage plan that is offered and
23 generally available to state employees in this state.

24 c. The plan of a health maintenance organization as defined
25 in 42 U.S.C. §300e, with the largest insured commercial,
26 nonmedical assistance enrollment of covered lives in the state.

27 2. *"Cost sharing"* means the payment of a premium or
28 copayment as provided for by Tit. XXI of the federal Social
29 Security Act and [section 514I.10](#).

30 3. *"Department"* means the department of health and human
31 services.

32 4. *"Director"* means the director of health and human
33 services.

34 5. *"Eligible child"* means an individual who meets the
35 criteria for participation in the program under [section 514I.8](#).

1 ~~6. "Hawki board" or "board" means the entity which adopts~~
2 ~~rules and establishes policy for, and directs the department~~
3 ~~regarding, the Hawki program.~~

4 ~~7.~~ 6. "Hawki program" or "program" means the healthy and
5 well kids in Iowa program created in [this chapter](#) to provide
6 health insurance coverage to eligible children.

7 ~~8.~~ 7. "Health insurance coverage" means health insurance
8 coverage as defined in 42 U.S.C. §300gg-91.

9 8. "Medical assistance advisory council" or "advisory
10 council" means the medical assistance advisory council created
11 in section 249A.4B.

12 9. "Participating insurer" means any of the following:

13 a. An entity licensed by the division of insurance
14 of the department of insurance and financial services to
15 provide health insurance in Iowa that has contracted with the
16 department to provide health insurance coverage to eligible
17 children under [this chapter](#).

18 b. A managed care organization acting pursuant to a contract
19 with the department to administer the Hawki program.

20 10. "Qualified child health plan" or "plan" means health
21 insurance coverage provided by a participating insurer under
22 this chapter.

23 Sec. 613. Section 514I.4, Code 2024, is amended to read as
24 follows:

25 **514I.4 Director and department — duties — powers.**

26 1. The director, with the approval of the ~~Hawki board~~
27 medical assistance advisory council, shall implement this
28 chapter. The director shall do all of the following:

29 a. At least every six months, evaluate the scope of the
30 program currently being provided under [this chapter](#), project
31 the probable cost of continuing the program, and compare
32 the probable cost with the remaining balance of the state
33 appropriation made for payment of assistance under [this chapter](#)
34 during the current appropriation period. The director shall
35 report the findings of the evaluation to the ~~board~~ advisory

1 council and shall annually report findings to the governor and
2 the general assembly by January 1.

3 *b.* Establish premiums to be paid to participating insurers
4 for provision of health insurance coverage.

5 *c.* Contract with participating insurers to provide health
6 insurance coverage under this chapter.

7 *d.* Recommend to the ~~board~~ advisory council proposed rules
8 necessary to implement the program.

9 *e.* Recommend to the board individuals to serve as members of
10 the clinical advisory committee.

11 2. *a.* The director, with the approval of the ~~board~~ advisory
12 council, may contract with participating insurers to provide
13 dental-only services.

14 *b.* The director, with the approval of the ~~board~~ advisory
15 council, may contract with participating insurers to provide
16 the supplemental dental-only coverage to otherwise eligible
17 children who have private health care coverage as specified in
18 the federal Children's Health Insurance Program Reauthorization
19 Act of 2009, Pub. L. No. 111-3.

20 3. The department may enter into contracts with other
21 persons whereby the other person provides some or all of the
22 functions, pursuant to rules adopted by the ~~board~~ advisory
23 council, which are required of the director or the department
24 under this section. All contracts entered into pursuant to
25 this section shall be made available to the public.

26 4. The department shall do or shall provide for all of the
27 following:

28 *a.* Determine eligibility for program enrollment as
29 prescribed by federal law and regulation, using policies and
30 procedures adopted by rule of the department pursuant to
31 chapter 17A. The department shall not enroll a child who has
32 group health coverage unless expressly authorized by such
33 rules.

34 *b.* Enroll qualifying children in the program with
35 maintenance of a supporting eligibility file or database.

- 1 *c.* Utilize the department's eligibility system to maintain
2 eligibility files with pertinent eligibility determination and
3 ongoing enrollment information including but not limited to
4 data regarding beneficiaries, enrollment dates, disenrollments,
5 and annual financial redeterminations.
- 6 *d.* Provide for administrative oversight and monitoring of
7 federal requirements.
- 8 *e.* Perform annual financial reviews of eligibility for each
9 beneficiary.
- 10 *f.* Collect and track monthly family premiums to assure that
11 payments are current.
- 12 *g.* Notify each participating insurer of new program
13 enrollees who are enrolled by the department in that
14 participating insurer's plan.
- 15 *h.* Verify the number of program enrollees with each
16 participating insurer for determination of the amount of
17 premiums to be paid to each participating insurer.
- 18 *i.* Maintain data for the purpose of quality assurance
19 reports as required by rule of the ~~board~~ advisory council.
- 20 *j.* (1) Establish the family cost sharing amounts for
21 children of families with incomes of one hundred fifty percent
22 or more but not exceeding two hundred percent of the federal
23 poverty level, of not less than ten dollars per individual
24 and twenty dollars per family, if not otherwise prohibited by
25 federal law, with the approval of the ~~board~~ advisory council.
- 26 (2) Establish for children of families with incomes
27 exceeding two hundred percent but not exceeding three hundred
28 percent of the federal poverty level, family cost sharing
29 amounts, and graduated premiums based on a rationally developed
30 sliding fee schedule, in accordance with federal law, with the
31 approval of the ~~board~~ advisory council.
- 32 *k.* Perform annual, random reviews of enrollee applications
33 to ensure compliance with program eligibility and enrollment
34 policies. Quality assurance reports shall be made to the
35 ~~board~~ advisory council based upon the data maintained by the

1 department.

2 1. Perform other duties as determined by the ~~board~~ advisory
3 council.

4 Sec. 614. Section 514I.5, Code 2024, is amended to read as
5 follows:

6 **514I.5 ~~Hawki board~~ Medical assistance advisory council —**
7 **duties.**

8 1. ~~A Hawki board for the Hawki program is established. The~~
9 ~~board shall meet not less than six and not more than twelve~~
10 ~~times annually, for the purposes of establishing medical~~
11 ~~assistance advisory council shall establish policy for,~~
12 ~~directing direct the department on, and adopting adopt rules~~
13 ~~for the Hawki program. The board shall consist of seven voting~~
14 ~~members and four ex officio, nonvoting members, including all~~
15 ~~of the following:~~

16 ~~a. The commissioner of insurance, or the commissioner's~~
17 ~~designee.~~

18 ~~b. The director of the department of education, or the~~
19 ~~director's designee.~~

20 ~~c. The director of health and human services, or the~~
21 ~~director's designee.~~

22 ~~d. Four public members appointed by the governor and~~
23 ~~subject to confirmation by the senate. The public members~~
24 ~~shall be members of the general public who have experience,~~
25 ~~knowledge, or expertise in the subject matter embraced within~~
26 ~~this chapter.~~

27 ~~e. Two members of the senate and two members of the house of~~
28 ~~representatives, serving as ex officio, nonvoting members. The~~
29 ~~legislative members of the board shall be appointed one each~~
30 ~~by the majority leader of the senate, after consultation with~~
31 ~~the president of the senate, and by the minority leader of the~~
32 ~~senate, and by the speaker of the house of representatives,~~
33 ~~after consultation with the majority leader of the house of~~
34 ~~representatives, and by the minority leader of the house~~
35 ~~of representatives. Legislative members shall receive~~

1 ~~compensation pursuant to [section 2.12](#).~~

2 ~~2. Members appointed by the governor shall serve two-year~~
3 ~~staggered terms as designated by the governor, and legislative~~
4 ~~members of the board shall serve two-year terms. The filling~~
5 ~~of positions reserved for the public representatives,~~
6 ~~vacancies, membership terms, payment of compensation and~~
7 ~~expenses, and removal of the members are governed by chapter~~
8 ~~69. Members of the board are entitled to receive reimbursement~~
9 ~~of actual expenses incurred in the discharge of their duties.~~
10 ~~Public members of the board are also eligible to receive~~
11 ~~compensation as provided in [section 7E.6](#). A majority of the~~
12 ~~voting members constitutes a quorum and the affirmative vote~~
13 ~~of a majority of the voting members is necessary for any~~
14 ~~substantive action to be taken by the board. The members~~
15 ~~shall select a chairperson on an annual basis from among the~~
16 ~~membership of the board.~~

17 ~~3. 2. The board advisory council shall approve any contract~~
18 ~~entered into pursuant to [this chapter](#). All contracts entered~~
19 ~~into pursuant to [this chapter](#) shall be made available to the~~
20 ~~public.~~

21 ~~4. The department shall act as support staff to the board.~~

22 ~~5. The board may receive and accept grants, loans, or~~
23 ~~advances of funds from any person and may receive and accept~~
24 ~~from any source contributions of money, property, labor, or any~~
25 ~~other thing of value, to be held, used, and applied for the~~
26 ~~purposes of the program.~~

27 ~~6. 3. The Hawki board medical assistance advisory council~~
28 ~~shall do all of the following:~~

29 ~~a. Define, in consultation with the department, the regions~~
30 ~~of the state for which plans are offered in a manner as to~~
31 ~~ensure access to services for all children participating in the~~
32 ~~program.~~

33 ~~b. Approve the benefit package design, review the benefit~~
34 ~~package design on a periodic basis, and make necessary changes~~
35 ~~in the benefit design to reflect the results of the periodic~~

1 reviews.

2 *c.* Develop, with the assistance of the department, an
3 outreach plan, and provide for periodic assessment of the
4 effectiveness of the outreach plan. The plan shall provide
5 outreach to families of children likely to be eligible
6 for assistance under the program, to inform them of the
7 availability of and to assist the families in enrolling
8 children in the program. The outreach efforts may include, but
9 are not limited to, solicitation of cooperation from programs,
10 agencies, and other persons who are likely to have contact
11 with eligible children, including but not limited to those
12 associated with the educational system, and the development
13 of community plans for outreach and marketing. Other state
14 agencies shall assist the department in data collection related
15 to outreach efforts to potentially eligible children and their
16 families.

17 *d.* In consultation with the clinical advisory committee,
18 assess the initial health status of children participating in
19 the program, establish a baseline for comparison purposes, and
20 develop appropriate indicators to measure the subsequent health
21 status of children participating in the program.

22 *e.* Review, in consultation with the department, and take
23 necessary steps to improve interaction between the program and
24 other public and private programs which provide services to the
25 population of eligible children.

26 *f.* By January 1, annually, prepare, with the assistance
27 of the department, and submit a report to the governor, the
28 general assembly, and the council on health and human services,
29 concerning the ~~board's~~ advisory council's activities, findings,
30 and recommendations.

31 *g.* Solicit input from the public regarding the program and
32 related issues and services.

33 *h.* Establish and consult with a clinical advisory committee
34 to make recommendations to the board regarding the clinical
35 aspects of the Hawki program.

1 *i.* Prescribe the elements to be included in a health
2 improvement program plan required to be developed by a
3 participating insurer. The elements shall include but are not
4 limited to health maintenance and prevention and health risk
5 assessment.

6 ~~*j.* Establish an advisory committee to make~~ Make
7 recommendations ~~to the board and~~ to the general assembly
8 by January 1 annually concerning the provision of health
9 insurance coverage to children with special health care needs.

10 ~~The committee shall include individuals with experience in,~~
11 ~~knowledge of, or expertise in this area.~~ The recommendations
12 shall address, but are not limited to, all of the following:

13 (1) The definition of the target population of children
14 with special health care needs for the purposes of determining
15 eligibility under the program.

16 (2) Eligibility options for and assessment of children with
17 special health care needs for eligibility.

18 (3) Benefit options for children with special health care
19 needs.

20 (4) Options for enrollment of children with special health
21 care needs in and disenrollment of children with special health
22 care needs from qualified child health plans utilizing a
23 capitated fee form of payment.

24 (5) The appropriateness and quality of care for children
25 with special health care needs.

26 (6) The coordination of health services provided for
27 children with special health care needs under the program with
28 services provided by other publicly funded programs.

29 *k.* Develop options and recommendations to allow children
30 eligible for the Hawki program to participate in qualified
31 employer-sponsored health plans through a premium assistance
32 program. The options and recommendations shall ensure
33 reasonable alignment between the benefits and costs of
34 the Hawki program and the employer-sponsored health plans
35 consistent with federal law. In addition, the ~~board~~ advisory

1 council shall implement the premium assistance program options
2 described under the federal Children's Health Insurance Program
3 Reauthorization Act of 2009, Pub. L. No. 111-3, for the Hawki
4 program.

5 ~~7.~~ 4. The ~~Hawki board~~ medical assistance advisory council,
6 in consultation with the department, shall adopt rules
7 which address, but are not limited to addressing, all of the
8 following:

9 a. Implementation and administration of the program.

10 b. Qualifying standards for selecting participating insurers
11 for the program.

12 c. The benefits to be included in a qualified child health
13 plan which are those included in a benchmark or benchmark
14 equivalent plan and which comply with Tit. XXI of the federal
15 Social Security Act. Benefits covered shall include but are
16 not limited to all of the following:

17 (1) Inpatient hospital services including medical,
18 surgical, intensive care unit, mental health, and substance use
19 disorder services.

20 (2) Nursing care services including skilled nursing
21 facility services.

22 (3) Outpatient hospital services including emergency room,
23 surgery, lab, and x-ray services and other services.

24 (4) Physician services, including surgical and medical, and
25 including office visits, newborn care, well-baby and well-child
26 care, immunizations, urgent care, specialist care, allergy
27 testing and treatment, mental health visits, and substance use
28 disorder visits.

29 (5) Ambulance services.

30 (6) Physical therapy.

31 (7) Speech therapy.

32 (8) Durable medical equipment.

33 (9) Home health care.

34 (10) Hospice services.

35 (11) Prescription drugs.

1 (12) Dental services including preventive services.

2 (13) Medically necessary hearing services.

3 (14) Vision services including corrective lenses.

4 (15) Translation and interpreter services as specified
5 pursuant to the federal Children's Health Insurance Program
6 Reauthorization Act of 2009, Pub. L. No. 111-3.

7 (16) Chiropractic services.

8 (17) Occupational therapy.

9 *d.* Presumptive eligibility criteria for the program.

10 ~~Beginning January 1, 2010, presumptive~~ Presumptive eligibility
11 shall be provided for eligible children.

12 *e.* The amount of any cost sharing under the program which
13 shall be assessed based on family income and which complies
14 with federal law.

15 *f.* The reasons for disenrollment including, but not limited
16 to, nonpayment of premiums, eligibility for medical assistance
17 or other insurance coverage, admission to a public institution,
18 relocation from the area, and change in income.

19 *g.* Conflict of interest provisions applicable to
20 participating insurers and between ~~public~~ members of the ~~board~~
21 advisory council and participating insurers.

22 *h.* Penalties for breach of contract or other violations of
23 requirements or provisions under the program.

24 *i.* A mechanism for participating insurers to report any
25 rebates received to the department.

26 *j.* The data to be maintained by the department including
27 data to be collected for the purposes of quality assurance
28 reports.

29 *k.* The use of provider guidelines in assessing the
30 well-being of children, which may include the use of the bright
31 futures for infants, children, and adolescents program as
32 developed by the federal maternal and child health bureau and
33 the American academy of pediatrics guidelines for well-child
34 care.

35 ~~8.~~ 5. *a.* The ~~Hawki board~~ medical assistance advisory

1 council may provide approval to the director to contract with
2 participating insurers to provide dental-only services. In
3 determining whether to provide such approval to the director,
4 the ~~board~~ advisory council shall take into consideration the
5 impact on the overall program of single source contracting for
6 dental services.

7 *b.* The ~~Hawki-board~~ medical assistance advisory council may
8 provide approval to the director to contract with participating
9 insurers to provide the supplemental dental-only coverage
10 to otherwise eligible children who have private health
11 care coverage as specified in the federal Children's Health
12 Insurance Program Reauthorization Act of 2009, Pub. L. No.
13 111-3.

14 ~~9.~~ 6. The ~~Hawki-board~~ medical assistance advisory
15 council shall monitor the capacity of Medicaid managed
16 care organizations acting pursuant to a contract with the
17 department to administer the Hawki program to specifically
18 and appropriately address the unique needs of children and
19 children's health delivery.

20 Sec. 615. Section 514I.6, subsection 4, paragraph d, Code
21 2024, is amended to read as follows:

22 *d.* Other information as directed by the ~~board~~ advisory
23 council.

24 Sec. 616. Section 514I.6, subsection 5, Code 2024, is
25 amended to read as follows:

26 5. Submit a plan for a health improvement program to the
27 department, for approval by the ~~board~~ advisory council.

28 Sec. 617. Section 514I.8, subsection 2, paragraph e, Code
29 2024, is amended to read as follows:

30 *e.* Is not currently covered under a group health plan as
31 defined in 42 U.S.C. §300gg-91(a)(1) unless allowed by rule of
32 the ~~board~~ advisory council.

33 Sec. 618. Section 514I.8, subsection 3, Code 2024, is
34 amended to read as follows:

35 3. In accordance with the rules adopted by the ~~board~~

1 advisory council, a child may be determined to be presumptively
2 eligible for the program pending a final eligibility
3 determination. Following final determination of eligibility,
4 a child shall be eligible for a twelve-month period. At the
5 end of the twelve-month period, a review of the circumstances
6 of the child's family shall be conducted to establish
7 eligibility and cost sharing for the subsequent twelve-month
8 period. Pending such review of the circumstances of the
9 child's family, the child shall continue to be eligible for
10 and remain enrolled in the same plan if the family complies
11 with requirements to provide information and verification of
12 income, otherwise cooperates in the annual review process,
13 and submits the completed review form and any information
14 necessary to establish continued eligibility in a timely manner
15 in accordance with administrative rules.

16 Sec. 619. Section 514I.9, subsection 1, Code 2024, is
17 amended to read as follows:

18 1. The ~~Hawki board~~ advisory council shall review the
19 benefits package annually and shall determine additions to
20 or deletions from the benefits package offered. The ~~Hawki~~
21 ~~board~~ advisory council shall submit the recommendations to the
22 general assembly for any amendment to the benefits package.

23 DIVISION XXIII

24 AUTISM COUNCIL ELIMINATION AND CREATION OF IOWA SPECIAL
25 EDUCATION COUNCIL

26 Sec. 620. NEW SECTION. 256.35B Iowa special education
27 council.

28 1. An Iowa special education council is created to act in an
29 advisory capacity to the department in promoting, directing,
30 and supervising education for children requiring special
31 education in the schools under the supervision and control of
32 the department.

33 2. The council shall consist of seven voting members
34 appointed by the governor and confirmed by the senate. Each of
35 the following shall be represented among the voting members:

1 *a.* One member who is a parent or guardian of a student who
2 has a disability in obtaining an education because of autism.

3 *b.* One member who is a parent or guardian of a student
4 who has a disability in obtaining an education because of a
5 behavioral disorder.

6 *c.* One member who is a parent or guardian of a student who
7 has a disability in obtaining an education because of physical
8 disability.

9 *d.* One member who is a parent or guardian of a student who
10 has a disability in obtaining an education because of mental
11 learning disability or head injury.

12 *e.* One member who is a parent or guardian of a student
13 who has a disability in obtaining an education because of a
14 communication learning disability.

15 *f.* One member who is a parent or guardian of a student who
16 has a disability in obtaining an education because of dyslexia.

17 *g.* One member who is a special education teacher.

18 3. Voting members shall serve three-year terms beginning
19 and ending as provided in section 69.19, and appointments shall
20 comply with section 69.16. Vacancies on the council shall
21 be filled in the same manner as the original appointment. A
22 person appointed to fill a vacancy shall serve only for the
23 unexpired portion of the term. Public members shall receive
24 reimbursement for actual expenses incurred while serving in
25 their official capacity and may also be eligible to receive
26 compensation as provided in section 7E.6.

27 4. The council shall elect a chairperson from its voting
28 members annually. A majority of the voting members of the
29 council shall constitute a quorum.

30 5. The department shall convene and provide administrative
31 support to the council.

32 Sec. 621. REPEAL. Section 256.35A, Code 2024, is repealed.

33 Sec. 622. EFFECTIVE DATE. This division of this Act takes
34 effect July 1, 2025.

35

DIVISION XXIV

TRANSITION PROVISIONS

Sec. 623. TRANSITION PROVISIONS.

1. A rule adopted by a government body eliminated in this Act that is in force and effect immediately prior to the effective date of this division of this Act shall continue in full force and effect until the earlier of the following:

a. The rule is amended, rescinded, or supplemented by the affirmative action of the board of behavioral health professionals, board of building and construction occupations, architectural examining board, board of pharmacy, state historical society board of trustees, board of education, employment appeal board, economic development authority board, human rights board, or the government body under which the former government body was organized.

b. The rule expires by its own terms.

2. Any license or permit issued by a government body eliminated in this Act in effect on the effective date of this division of this Act shall continue in full force and effect until expiration or renewal.

3. a. Any moneys in any account or fund of, and all client and organizational files in the possession of, the boards of behavioral science, psychology, or social work shall be transferred to the control of the board of behavioral health professionals.

b. Any moneys in any account or fund of, and all client and organizational files in the possession of, the state building code board of review, electrical examining board, or plumbing and mechanical systems board shall be transferred to the control of the board of building and construction occupations.

c. Any moneys in any account or fund of, and all client and organizational files in the possession of, the landscape architectural examining board shall be transferred to the control of the architectural examining board.

d. Any moneys in any account or fund of, and all client and organizational files in the possession of, the prescription

1 monitoring program advisory council shall be transferred to the
2 control of the board of pharmacy.

3 e. Any moneys in any account or fund of, and all client and
4 organizational files in the possession of, the secondary road
5 fund distribution committee shall be transferred to the control
6 of the state transportation commission.

7 f. Any moneys in any account or fund of, and all client and
8 organizational files in the possession of, the state historical
9 records advisory board shall be transferred to the control of
10 the board of trustees of the state historical society.

11 g. Any moneys in any account or fund of, and all client and
12 organizational files in the possession of, the state board of
13 preserves or farmer advisory committee shall be transferred to
14 the control of the natural resource commission.

15 h. Any moneys in any account or fund of, and all client
16 and organizational files in the possession of, the community
17 college council or nonpublic school advisory committee shall be
18 transferred to the control of the board of education.

19 i. Any moneys in any account or fund of, and all client
20 and organizational files in the possession of, the public
21 employment relations board shall be transferred to the control
22 of the employment appeal board.

23 j. Any moneys in any account or fund of, and all client
24 and organizational files in the possession of, the enhance
25 Iowa board shall be transferred to the control of the economic
26 development authority board.

27 k. Any moneys in any account or fund of, and all client
28 and organizational files in the possession of, the commission
29 on aging, advisory council on brain injuries, children's
30 behavioral health system state board, congenital and inherited
31 disorders advisory committee, emergency medical services
32 advisory council, family development and self-sufficiency
33 council, justice advisory board, mental health and disabilities
34 services commission, tobacco use prevention and control
35 advisory council, commission on tobacco use prevention and

1 control, trauma system advisory council, or Iowa collaboration
2 for youth development council shall be transferred to the
3 control of the council on health and human services.

4 1. Any moneys in any account or fund of, and all client
5 and organizational files in the possession of, the commissions
6 on the status of African Americans or the status of women,
7 the commissions of Asian and Pacific Islanders, persons with
8 disabilities, or Native Americans, or the Latino affairs
9 commission shall be transferred to the control of the human
10 rights board.

11 m. Any moneys in any account or fund of, and all client and
12 organizational files in the possession of, the healthy and well
13 kids in Iowa board or advisory committee shall be transferred
14 to the control of the medical assistance advisory council.

15 n. Any moneys in any account or fund of, and all client and
16 organizational files in the possession of, the dual party relay
17 council shall be transferred to the control of the commission
18 of deaf services.

19 o. Any moneys in any account or fund of, and all client and
20 organizational files in the possession of, any other board,
21 council, committee, or commission eliminated in this Act shall
22 be transferred to the control of the state agency or department
23 under which the board, council, committee, or commission was
24 organized.

25 4. a. Any cause of action, statute of limitation, or
26 administrative action relating to or initiated by the boards
27 of behavioral science, psychology, or social work shall not be
28 affected as a result of this Act and shall apply to the board of
29 behavioral health professionals.

30 b. Any cause of action, statute of limitation, or
31 administrative action relating to or initiated by the state
32 building code board of review, electrical examining board, or
33 plumbing and mechanical systems board shall not be affected as
34 a result of this Act and shall apply to the board of building
35 and construction occupations.

1 c. Any cause of action, statute of limitation, or
2 administrative action relating to or initiated by the landscape
3 architectural examining board shall not be affected as a result
4 of this Act and shall apply to the architectural examining
5 board.

6 d. Any cause of action, statute of limitation, or
7 administrative action relating to or initiated by the
8 prescription monitoring program advisory council shall not be
9 affected as a result of this Act and shall apply to the board
10 of pharmacy.

11 e. Any cause of action, statute of limitation, or
12 administrative action relating to or initiated by the secondary
13 road fund distribution committee shall not be affected as a
14 result of this Act and shall apply to the state transportation
15 commission.

16 f. Any cause of action, statute of limitation, or
17 administrative action relating to or initiated by the state
18 historical records advisory board shall not be affected as a
19 result of this Act and shall apply to the board of trustees of
20 the state historical society.

21 g. Any cause of action, statute of limitation, or
22 administrative action relating to or initiated by the state
23 board of preserves or farmer advisory committee shall not be
24 affected as a result of this Act and shall apply to the natural
25 resource commission.

26 h. Any cause of action, statute of limitation, or
27 administrative action relating to or initiated by the community
28 college council or nonpublic school advisory committee shall
29 not be affected as a result of this Act and shall apply to the
30 board of education.

31 i. Any cause of action, statute of limitation, or
32 administrative action relating to or initiated by the public
33 employment relations board shall not be affected as a result of
34 this Act and shall apply to the employment appeal board.

35 j. Any cause of action, statute of limitation, or

1 administrative action relating to or initiated by the enhance
2 Iowa board shall not be affected as a result of this Act and
3 shall apply to the economic development authority board.

4 k. Any cause of action, statute of limitation, or
5 administrative action relating to or initiated by the
6 commission on aging, advisory council on brain injuries,
7 children's behavioral health system state board, congenital
8 and inherited disorders advisory committee, emergency
9 medical services advisory council, family development and
10 self-sufficiency council, justice advisory board, mental health
11 and disabilities services commission, tobacco use prevention
12 and control advisory council, commission on tobacco use
13 prevention and control, trauma system advisory council, or
14 Iowa collaboration for youth development council shall not be
15 affected as a result of this Act and shall apply to the council
16 on health and human services.

17 l. Any cause of action, statute of limitation, or
18 administrative action relating to or initiated by the
19 commissions on the status of African Americans or the status of
20 women, the commissions of Asian and Pacific Islanders, persons
21 with disabilities, or Native Americans, or the Latino affairs
22 commission shall not be affected as a result of this Act and
23 shall apply to the human rights board.

24 m. Any cause of action, statute of limitation, or
25 administrative action relating to or initiated by the healthy
26 and well kids in Iowa board or advisory committee shall not be
27 affected as a result of this Act and shall apply to the medical
28 assistance advisory council.

29 n. Any cause of action, statute of limitation, or
30 administrative action relating to or initiated by the dual
31 party relay council shall not be affected as a result of this
32 Act and shall apply to the commission of deaf services.

33 o. Any cause of action, statute of limitation, or
34 administrative action relating to or initiated by any other
35 board, council, committee, or commission eliminated in this Act

1 shall not be affected as a result of this Act and shall apply to
2 the state agency or department under which the board, council,
3 committee, or commission was organized.

4 5. Any personnel in the state merit system of employment
5 who are mandatorily transferred due to the effect of this Act
6 shall be so transferred without any loss in salary, benefits,
7 or accrued years of service.

8 6. a. Except as otherwise provided, nothing in this Act
9 shall affect the appointment or any term of office of a member
10 of any board, council, commission, committee, or other similar
11 entity of the state established by the Code prior to the
12 effective date of this division of this Act.

13 b. Notwithstanding any other provision to the contrary
14 in this Act, the terms of all members serving on any board,
15 council, commission, committee, or other similar entity merged,
16 consolidated, or eliminated by this Act, or any such entity
17 with fewer members or reduced term lengths for current members
18 resulting from the provisions of this Act, shall terminate on
19 the effective date of this division of this Act.

20 c. Except for those boards, councils, commissions,
21 committees, or other similar entities eliminated by this Act,
22 the governor or other appointing or designating authority shall
23 appoint or designate new members to the boards, councils,
24 commissions, committees, or other similar entities provided
25 for in this subsection on or before the effective date of this
26 division of this Act. The governor or other appointing or
27 designating authority shall determine the length of the initial
28 terms of office for each respective position, but in any event
29 shall stagger such terms, beginning and ending as otherwise
30 provided by law.

31

EXPLANATION

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

34 This bill relates to boards, commissions, committees,
35 councils, and other entities of state government. The bill is

1 organized in divisions.

2 ESTABLISHMENT AND REVIEW OF BOARDS, COMMISSIONS, COMMITTEES,
3 AND COUNCILS. The bill repeals and reestablishes the state
4 government efficiency review committee. The bill requires the
5 committee to review approximately one-fourth of all boards,
6 commissions, committees, councils, panels, review teams, and
7 foundations each year to evaluate the necessity and efficacy
8 of the entity. The bill provides specific criteria that the
9 committee shall use in conducting the review. Upon completing
10 a review of an entity, the bill requires the committee to
11 submit a report of its findings and recommendations to the
12 general assembly in the form of a bill by December 21 of each
13 year. The bill does not reestablish other duties of the
14 committee under current law.

15 The bill requires that legislation establishing an entity
16 include a dissolution date for the entity not more than four
17 years after the establishment of the entity, except that
18 legislation establishing an exclusively advisory entity shall
19 include a dissolution date of not more than two years after
20 establishment.

21 The bill also requires that legislation to establish an
22 entity to regulate an unregulated profession be evaluated
23 by the legislative standing committee considering the
24 legislation and the general assembly to determine whether the
25 legislation meets certain conditions set forth in the bill.
26 The legislative standing committee considering the legislation
27 shall submit its findings and recommendations to the general
28 assembly. The bill requires a member of the general assembly
29 introducing legislation to create an entity to regulate an
30 unregulated profession to submit a report prepared by the
31 legislative services agency regarding the costs and benefits
32 of the legislation.

33 The bill requires the committee to establish a dissolution
34 date for each existing board not sooner than four years
35 after July 1, 2024. The committee shall submit the staggered

1 schedule for the dissolution of boards to the governor and
2 general assembly by December 31, 2024.

3 The bill requires legislation to create a new such entity
4 to be approved by three-fifths of the members of the general
5 assembly in order to become law.

6 PROFESSIONAL BOARDS. The bill alters the authority of
7 the director of the department of inspections, appeals,
8 and licensing (DIAL) to appoint executive directors for the
9 board of medicine, the board of nursing, the dental board,
10 and the board of pharmacy, and authorizes DIAL to provide
11 staff support and inspections for those entities. DIAL is
12 authorized to administratively close certain complaints before
13 boards established under Code chapter 147 (health-related
14 professions).

15 The bill strikes the director of DIAL's authority to appoint
16 an executive secretary for the electrical examining board.

17 The bill makes the director of DIAL or the director's
18 designee the compact administrator of the interstate nurse
19 licensure compacts.

20 SALARIES — CERTAIN BOARDS AND COUNCILS. The bill
21 establishes salaries of \$10,000 per year for members of the
22 board of education, the voting members of the council on health
23 and human services, and the at-large members of the state board
24 of regents.

25 LICENSURE STUDIES. The bill requires DIAL to review
26 all current licensure renewal cycles for professional and
27 occupational licenses issued in this state. DIAL must submit a
28 report, including recommendations for a uniform renewal cycle,
29 to the governor and general assembly by September 30, 2024.

30 The bill also requires DIAL to review fees imposed by
31 governmental entities for the issuance or renewal of a
32 professional or occupational license. DIAL must evaluate the
33 fees based on the fees imposed in surrounding states and the
34 operational costs of the licensing functions of the entity.
35 DIAL must submit a report, including proposed fees, to the

1 governor and general assembly by September 30, 2024.

2 ADVISORY BODIES. The bill allows the head of a department
3 or independent agency to establish and utilize such ad hoc
4 advisory committees as deemed necessary. The department or
5 independent agency shall establish rules for the operation
6 of ad hoc advisory committees, and members of ad hoc
7 advisory committees shall serve without compensation but
8 may be reimbursed for actual expenses. The bill grants
9 specific authority regarding ad hoc advisory committees to
10 the environmental protection commission, natural resource
11 commission, board of corrections, state board of education,
12 state transportation commission, economic development authority
13 board, and board of dentistry.

14 ELECTRONIC MEETINGS. The bill requires governmental bodies
15 to provide for hybrid meetings, teleconference participation,
16 virtual meetings, remote participation, and other hybrid
17 meeting options, defined in the bill, for members of the
18 governmental body to participate in official meetings.

19 MEETINGS — GENERAL. The bill strikes requirements that
20 state boards, commissions, committees, and councils meet
21 annually, quarterly, or on a regular schedule. The bill
22 allows state boards, commissions, committees, and councils to
23 call meetings as necessary, including the revenue estimating
24 conference.

25 REORGANIZATION. The bill eliminates, modifies the
26 membership of, and changes the duties of state boards,
27 councils, committees, commissions, advisory groups, review
28 teams, foundations, and other entities.

29 The bill merges the boards of behavioral science,
30 psychology, and social work into the board of behavioral
31 health professionals. The bill includes specific membership
32 provisions for the board.

33 The bill merges the state building code board of review,
34 electrical examining board, and plumbing and mechanical systems
35 board into the board of building and construction occupations.

1 The bill includes specific membership provisions for the board.

2 The bill merges the Iowa child death review team, child
3 fatality review committee, and Iowa domestic abuse death review
4 team into the state mortality review committee. The bill
5 includes specific membership provisions for the committee.

6 The bill transfers the authority of the landscape
7 architectural examining board to the architectural examining
8 board and eliminates the landscape architectural examining
9 board. The bill decreases the membership of the architectural
10 examining board from seven members to five members.

11 The bill reduces the membership of the board of medicine from
12 10 members to 7 members. The bill allows a person licensed as
13 an audiologist to dispense hearing aids without being licensed
14 as a hearing aid specialist.

15 The bill reduces the membership of the board of pharmacy
16 from seven members to five members. The bill converts the
17 prescription monitoring program advisory council to a standing
18 advisory committee of the board of pharmacy.

19 The bill eliminates the secondary road fund distribution
20 committee and transfers the authority of the committee to the
21 state transportation commission.

22 The bill reduces the membership of the state historical
23 society board of trustees from 12 members to 7 members. The
24 bill eliminates the state historical records advisory board and
25 transfers the authority of the board to the state historical
26 society board of trustees.

27 The bill changes the term of new members of the natural
28 resource commission from six years to four years. The bill
29 allows the commission and the environmental protection
30 commission to advise the department of natural resources
31 regarding the department's budget but removes the authority of
32 the commissions to approve the budget. The bill eliminates
33 the state advisory board of preserves and the farmer advisory
34 committee.

35 The bill reduces the membership of the board of education

1 from nine voting members to seven voting members and adds the
2 director of workforce development as a nonvoting member. The
3 bill eliminates the community college council and nonpublic
4 school advisory committee and transfers the authority of those
5 entities to the board of education.

6 The bill eliminates the public employment relations board
7 and transfers its functions to the employment appeal board.

8 The bill requires all members of the economic development
9 authority board to be appointed from the state at large. The
10 bill eliminates the enhance Iowa board and transfers the
11 functions and authorities of the enhance Iowa board to the
12 economic development authority board.

13 The bill reduces the membership of or changes membership
14 requirements for the accountancy examining board, civil
15 rights commission, engineering and land surveying examining
16 board, board of mortuary science, board of nursing, board
17 of dentistry, board of optometry, real estate appraiser
18 examining board, real estate commission, board of sign language
19 interpreters and transliterators, statewide interoperable
20 communications system board, fire service and emergency
21 response council, Iowa board of veterinary medicine, advisory
22 council for agricultural education, college student aid
23 commission, Iowa public broadcasting board, Iowa workforce
24 development board, higher education loan authority, city
25 finance committee, county finance committee, Iowa innovation
26 council, benefits advisory committee, commission of veterans
27 affairs, human rights board, and the Iowa commission on
28 volunteer service.

29 The bill transfers authority for scoring examinations for
30 licensure to practice engineering or land surveying to DIAL.

31 The bill transfers certain authorities of the board of
32 corrections to the department of corrections. The bill allows
33 the board of corrections to act in an advisory capacity for the
34 department of corrections.

35 The bill transfers rulemaking authority from the commission

1 of libraries to the department of administrative services. The
2 commission may advise the department on the adoption of rules.

3 The bill transfers rulemaking authority from the Iowa
4 telecommunications and technology commission to the executive
5 director appointed by the commission.

6 The bill strikes the authorization for the alcoholic
7 beverages commission to act as a policymaking body and requires
8 the commission to provide advice and recommendations to the
9 director of revenue.

10 The bill reorganizes the Iowa civil rights commission into
11 the office of civil rights, the civil rights commission, and
12 the administrative agency of the office.

13 The bill transfers rulemaking authority from the crime
14 victim assistance board to the department of justice.

15 The bill transfers rulemaking and budget approval
16 authority from the state soil conservation and water quality
17 committee to the secretary of agriculture and department of
18 natural resources, with the committee providing advice and
19 recommendations.

20 The bill eliminates the chief technology officer. The bill
21 alters the responsibilities of the Iowa innovation council to
22 provide advice and recommendations on relevant activities of
23 the economic development authority. The bill allows members
24 of the technology commercialization committee to receive a per
25 diem and reimbursement for mileage to and from meetings.

26 The bill directs the code editor to change all references to
27 the "Iowa utilities board" to the "Iowa utilities commission"
28 and all references to the "Iowa lottery authority board of
29 directors" to the "Iowa lottery commission" in the Code and to
30 make conforming changes in any Code sections enacted or amended
31 in another bill.

32 The bill eliminates several boards, councils, committees,
33 commissions, and other entities, and transfers any duties
34 beyond providing advice or recommendations to the department or
35 other entity under which the eliminated entity was organized.

1 Eliminated entities include the boiler and pressure vessel
2 board, state building code advisory council, dental hygiene
3 committee, elevator safety board, fire extinguishing system
4 contractors and alarm systems advisory board, midwifery
5 advisory council, board of pharmacy alternates, capitol
6 planning commission, prison industries advisory board,
7 commercial air service retention and expansion committee,
8 integrated roadside vegetation management technical advisory
9 committee, Mississippi parkway planning commission, tourist
10 signing committee, Iowa drug policy advisory council, propane
11 education and research council, 911 communications council,
12 consumer advisory panel, public policy research foundation,
13 street construction fund distribution advisory committee,
14 interstate cooperation commission, conservation education
15 program board, federal Clean Air Act compliance advisory panel,
16 advisory council for public outdoor recreation and resources,
17 commercial pesticide applicator peer review panel, farm deer
18 council, grain industry peer review panel, local food and farm
19 program council, organic advisory council, private pesticide
20 applicator peer review panel, watershed planning advisory
21 council, well contractors' council, community college faculty
22 advisory committee, commission on educator leadership and
23 compensation, postsecondary course audit committee, ongoing
24 quality faculty plan professional development committee,
25 telecommunications advisory committee, Leopold center for
26 sustainable agriculture advisory board, area education
27 agency advisory group, interstate midwest energy commission,
28 streamlined sales tax advisory council, Iowa cultural trust
29 board of trustees, Iowa great places board, Iowa council on
30 homelessness, advisory committee for perinatal guidelines,
31 child care advisory committee, leadership council for child
32 care training and development, child support services task
33 force on liens and motor vehicle registrations, commission on
34 community action agencies, dependent adult protective advisory
35 council, early childhood stakeholders alliance, interagency

1 coordinating council, community mental health centers mental
2 health and disability services standards advisory committee,
3 and county care facilities mental health and disability
4 services standards advisory committee. The bill repeals the
5 Code section establishing membership provisions for the adult
6 offender supervision state council.

7 The bill eliminates the board of dietetics and transfers
8 authority to regulate dietitians to DIAL. The bill strikes
9 the licensure requirement for the practice of dietetics
10 and requires the department to register dietitians who are
11 credentialed by the academy of nutrition and dietetics.

12 The bill eliminates the board of hearing aid specialists and
13 the interior design examining board and transfers the authority
14 to regulate hearing aid specialists and interior designers
15 to DIAL. The bill requires interior designers to receive
16 certification from the national council for interior design
17 qualification in order to stamp and seal interior design plans.

18 The bill eliminates the horizontal and vertical
19 infrastructure bid threshold subcommittees and transfers the
20 authority to set bid threshold levels to the director of
21 transportation in consultation with industry and subject matter
22 experts.

23 The bill eliminates the public funds interest rates
24 committee and transfers the functions of the committee to the
25 treasurer of state in consultation with subject matter experts,
26 as needed.

27 The bill eliminates the board of examiners of shorthand
28 reporters and transfers authority for the regulation of
29 shorthand reporters to DIAL.

30 The bill eliminates the Iowa comprehensive petroleum
31 underground storage tank fund board effective December 31,
32 2028, and requires the department of natural resources, in
33 consultation with the board, to submit conforming legislation.

34 The bill directs the department of health and human
35 services (HHS), in consultation with DIAL, and with the

1 assistance of other interested parties, to conduct a study
2 on the effectiveness of the current certificate of need
3 process. HHS shall submit a report, including its findings
4 and recommendations, to the governor and general assembly by
5 December 31, 2025.

6 PUBLIC OFFICERS AND EMPLOYEES. The bill provides that a
7 person appointed by the governor to a board shall be deemed to
8 have submitted a resignation from such office if sufficient
9 grounds exist that would subject the person to removal by the
10 executive council pursuant to Code section 66.26 (appointive
11 state officers).

12 COUNCIL ON HEALTH AND HUMAN SERVICES. This division relates
13 to the council on health and human services (council) of HHS.
14 The bill strikes the authority of the council to approve the
15 budget and rules of HHS and allows the council to provide
16 advice and recommendations to HHS on those matters. The bill
17 also allows the council to create ad hoc advisory committees
18 related to subject matters under the purview of HHS.

19 COMMISSION ON AGING ELIMINATION. This division eliminates
20 the commission on aging and transfers the commission's duties
21 to the council.

22 ELIMINATION OF ADVISORY COUNCIL ON BRAIN INJURIES. This
23 division eliminates the advisory council on brain injuries and
24 transfers its duties to the council.

25 MENTAL HEALTH AND DISABILITY SERVICES COMMISSION
26 ELIMINATION. This division eliminates the mental health and
27 disability services commission and transfers its duties to the
28 council.

29 ELIMINATION OF CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE
30 BOARD. This division eliminates the children's behavioral
31 health system state board and transfers its duties to the
32 council.

33 ELIMINATION OF CONGENITAL AND INHERITED DISORDERS ADVISORY
34 COMMITTEE. This division eliminates the congenital and
35 inherited disorders advisory committee and transfers its duties

1 to the council.

2 ELIMINATION OF EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL.

3 This division eliminates the emergency medical services
4 advisory council and transfers its duties to the council.

5 ELIMINATION OF TRAUMA SYSTEM ADVISORY COUNCIL. This
6 division eliminates the trauma system advisory council and
7 transfers its duties to the council.

8 ELIMINATION OF JUSTICE ADVISORY BOARD. This division
9 eliminates the justice advisory board and transfers its duties
10 to the council.

11 ELIMINATION OF IOWA COLLABORATION FOR YOUTH DEVELOPMENT
12 COUNCIL. This division eliminates the Iowa collaboration for
13 youth development council and transfers its duties to the
14 council.

15 ELIMINATION OF COMMISSIONS UNDER HUMAN RIGHTS BOARD. This
16 division relates to the human rights board. The bill reduces
17 the voting membership of the human rights board from 11 to 7,
18 who shall represent a cross section of the citizens of this
19 state. The bill eliminates the commissions on the status
20 of African Americans, Asian and Pacific Islanders, persons
21 with disabilities, and the status of women, the commission of
22 Native American affairs, and the Latino affairs commission and
23 transfer the duties of the commissions to the human rights
24 board. The bill also eliminates the offices on the status of
25 women and African Americans and the offices of Latino affairs,
26 persons with disabilities, deaf services, Asian and Pacific
27 Islanders, and Native Americans. The bill combines the deaf
28 services commission and the dual party relay council.

29 ELIMINATION OF TOBACCO USE PREVENTION AND CONTROL ADVISORY
30 COUNCIL AND COMMISSION ON TOBACCO USE PREVENTION AND CONTROL.

31 This division eliminates the tobacco use prevention and control
32 advisory council and commission on tobacco use prevention and
33 control and transfers their duties to the council.

34 HAWKI BOARD AND ADVISORY COMMITTEE FOR CHILDREN WITH SPECIAL
35 HEALTH CARE NEEDS ELIMINATION. This division eliminates the

1 Hawki board and advisory committee for children with special
2 health care needs and transfers their duties to the medical
3 assistance advisory council.

4 AUTISM COUNCIL ELIMINATION AND CREATION OF IOWA SPECIAL
5 EDUCATION COUNCIL. This division eliminates the autism council
6 and creates the Iowa special education council. The Iowa
7 special education council shall act as an advisory council to
8 assist the department of education in promoting, directing, and
9 supervising education for children requiring special education
10 in schools. The bill provides membership provisions for the
11 Iowa special education council and requires the department of
12 education to provide administrative support.

13 This division of the bill takes effect July 1, 2025.

14 TRANSITION PROVISIONS. The bill provides that a rule
15 adopted by a government body eliminated by the bill that
16 is in force and effect immediately prior to July 1, 2024,
17 shall continue in full force and effect until it expires by
18 its own terms or is repealed by the relevant board or other
19 government body. A license or permit issued by a government
20 body eliminated by the bill that is in effect on July 1,
21 2024, continues in full force and effect until expiration or
22 renewal. The bill transfers control of moneys and client and
23 organizational files in the possession of an entity eliminated
24 by the bill to the control of the government body assuming
25 control of the duties of the former government body. The
26 bill applies causes of action, statutes of limitation, and
27 administrative actions relating to or initiated by a government
28 body eliminated by the bill to the government body assuming
29 control of the duties of the former government body.

30 The bill provides that personnel in the state merit system of
31 employment who are mandatorily transferred due to the effect of
32 the bill shall be so transferred without any loss in salary,
33 benefits, or accrued years of service.

34 With respect to persons serving on government bodies merged,
35 consolidated, or eliminated by the bill, or any government body

1 with fewer members or reduced term lengths for current members
2 resulting from the provisions of the bill, the bill immediately
3 terminates the terms of office of all such persons. For such
4 a government body that is not eliminated by the bill, the
5 bill requires the governor or other appointing or designating
6 authority to designate new members on or before July 1, 2024.
7 The governor or other appointing or designating authority shall
8 determine the length of the initial terms of office for each
9 position, but in any event shall stagger such terms, beginning
10 and ending as otherwise provided by law.