A BILL FOR

1 An Act relating to community development by establishing
2 application rules and limitations for wireless
3 communications facilities and infrastructure and modifying
4 provisions related to reinvestment districts and flood
5 mitigation projects, and including effective date and
6 retroactive and other applicability provisions.
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
DIVISION I
WIRELESS COMMUNICATIONS FACILITIES AND INFRASTRUCTURE
APPLICATIONS
Section 1. NEW SECTION. 8C.1 Short title.
This chapter shall be known and may be cited as the "Iowa
Cell Siting Act".
Sec. 2. NEW SECTION. 8C.2 Definitions.
For the purposes of this chapter, unless the context
otherwise requires:
1. "Applicant" means any person engaged in the business of
providing wireless telecommunications services or the wireless
telecommunications infrastructure required for wireless
telecommunications services and who submits an application.
2. "Application" means a request submitted by an applicant
to an authority to construct a new tower, for the initial
placement of transmission equipment on a wireless support
structure, for the modification of an existing tower or
existing base station that constitutes a substantial change
to an existing tower or existing base station, or any other
request to construct or place transmission equipment that does
not meet the definition of an eligible facilities request.
3. "Authority", used as a noun, means a state, county,
or city governing body, board, agency, office, or commission
authorized by law to make legislative, quasi-judicial,
or administrative decisions relative to an application.
"Authority" does not include state courts having jurisdiction
over land use, planning, or zoning decisions made by an
authority, the utilities division of the department of
commerce, or entities that do not have zoning or permitting
authority.
4. a. "Base station" means a structure or equipment at a
fixed location that enables wireless communications licensed by
the federal communications commission or authorized wireless
communications between user equipment and a communications
network.
b. "Base station" does not mean a tower or equipment associated with a tower.

c. "Base station" includes but is not limited to equipment associated with wireless communications services such as private, broadcast, and public safety services and unlicensed wireless services and fixed wireless services such as microwave backhaul.

d. "Base station" includes but is not limited to radio transceivers, antennas, coaxial or fiberoptic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration.

e. "Base station" includes a structure other than a tower that, at the time the relevant application is filed with the state or local government, supports or houses equipment described in this subsection that has been reviewed and approved under the applicable zoning or siting process, or under another state or local regulatory review process, even if the structure was not built for the sole or primary purpose of providing such support.

f. "Base station" does not include any structure that at the time the relevant application is filed with the state or local government does not support or house equipment described in this subsection.

5. "Collocation" means the mounting or installation of additional transmission equipment on a support structure already in use for the purpose of transmitting or receiving radio frequency signals for communications purposes.

5A. "Electric utility" means any owner or operator of electric transmission or distribution facilities subject to the regulation and enforcement activities of the Iowa utilities board relating to safety standards.

6. "Eligible facilities request" means a request for modification of an existing tower or base station that does not substantially change the physical dimensions of the tower or base station and involves collocation of new transmission
equipment, the removal of transmission equipment, or the
replacement of transmission equipment.

7. "Existing tower" or "existing base station" means a tower
or base station that has been reviewed and approved under the
applicable zoning or siting process, or under another state or
local regulatory review process. "Existing tower" includes a
tower that was not reviewed and approved because it was not in
a zoned area when it was built and lawfully constructed.

8. "Initial placement or installation" means the first time
transmission equipment is placed or installed on a wireless
support structure.

9. a. "Site", in relation to a tower that is not in the
public right-of-way, means the current boundaries of the leased
or owned property surrounding the tower and any access or
utility easements currently related to the site.

b. "Site", in relation to support structures other than
towers, means an area in proximity to the structure and to
other transmission equipment already deployed on the ground.

10. "Substantial change" means a change in the existing
support structure which results in one or more of the
following:

a. (1) Increase in the height of a tower, other than a
tower in the public right-of-way, by more than ten percent or
by the height of one additional antenna array with separation
from the nearest existing antenna not to exceed twenty feet,
whichever is greater.

(2) Increase in the height of existing support structures,
other than a tower in subparagraph (1), by more than ten
percent or more than ten feet, whichever is greater.

(3) Height shall be measured from the original support
structure in cases where deployments are or will be separated
horizontally, such as on buildings' rooftops. Otherwise,
height shall be measured from the dimensions of the tower or
base station, inclusive of originally approved appurtenances
and any modifications that were approved prior to the passage
of the Spectrum Act, Pub. L. No. 112-96, Tit. VI.

b. (1) Addition of an appurtenance to the body of the
tower, other than a tower in the public right-of-way, that
would protrude from the edge of the tower more than twenty
feet, or more than the width of the tower structure at the
level of the appurtenance, whichever is greater.
(2) Addition of an appurtenance to an existing support
structure, other than a tower under subparagraph (1), that
would protrude from the edge of the structure by more than six
feet.

c. (1) Installation of more than the standard number of
new equipment cabinets for the technology involved, but not to
exceed four cabinets.
(2) Installation of any new equipment cabinets on the ground
if there are no preexisting ground cabinets associated with the
tower in the public right-of-way or base station.
(3) Installation of ground cabinets that are more than
ten percent larger in height or overall volume than any
other ground cabinets associated with a tower in the public
right-of-way or base station.

de. Excavation or deployment outside the current site.

d. Defeat of concealment elements of the existing support
structure.

e. Noncompliance with conditions associated with the siting
approval of the construction or modification of the existing
support structure or base station equipment, except if the
change is noncompliant only in a manner that does not exceed
the thresholds identified in paragraphs "a" through "d".

11. "Tower" means a structure built for the sole or
primary purpose of supporting an antenna and the associated
facilities authorized or licensed by the federal communications
commission. "Tower" includes structures constructed for
wireless communications services, including but not limited to
private, broadcast, and public safety services and unlicensed
wireless services and fixed wireless services, such as
microwave backhaul, and the associated site.

12. "Transmission equipment" means equipment that facilitates transmission for a wireless communications service licensed or authorized by the federal communications commission, including but not limited to radio transceivers, antennas, coaxial or fiberoptic cable, and regular and backup power supply. "Transmission equipment" includes equipment associated with wireless communications services, including but not limited to private, broadcast, and public safety services, such as wireless local area network services and services utilizing a set of specifications developed by the institute of electrical and electronics engineers for interface between a wireless client and a base station or between two wireless clients, as well as unlicensed wireless services and fixed wireless services, such as microwave backhaul.

12A. "Utility pole" means a structure owned or operated by a public utility, municipality, or electric utility that is designed specifically for and used to carry lines, cable, or wires for telephone, cable television, or electricity, or to provide lighting.

13. "Wireless support structure" means a structure that exists at the time an application is submitted and is capable of supporting the attachment or installation of transmission equipment in compliance with applicable codes, including but not limited to water towers, buildings, and other structures, whether within or outside the public right-of-way. "Wireless support structure" does not include a tower or existing base station.

Sec. 3. NEW SECTION. 8C.3 Uniform rules and limitations — applications.

In order to ensure uniformity across this state with respect to the consideration of every application, and notwithstanding any other provision to the contrary, an authority shall not do any of the following:

1. Require an applicant to submit information about, or
1 evaluate an applicant's business decisions with respect to, the
2 applicant's designed service, customer demand for service, or
3 quality of the applicant's service to or from a particular area
4 or site.
5 2. a. Evaluate an application based on the availability of
6 other potential locations for the placement or construction of
7 a tower or transmission equipment.
8    b. Require the applicant to establish other options for
9 collocation instead of the construction of a new tower or
10 modification of an existing tower or existing base station
11 that constitutes a substantial change to an existing tower or
12 existing base station.
13    c. Notwithstanding paragraph "b", an authority may require
14 an applicant applying for the construction of a new tower to
15 state in its application that it conducted an analysis of
16 available collocation opportunities on existing towers or
17 existing base stations within the same search ring defined by
18 the applicant solely for the purpose of confirming that the
19 applicant undertook such analysis.
20 3. Dictate the type of transmission equipment or technology
21 to be used by the applicant or discriminate between different
22 types of infrastructure or technology.
23 4. a. Require the removal of existing towers, base
24 stations, or transmission equipment, wherever located, as a
25 condition to approval of an application.
26    b. Notwithstanding paragraph "a", the authority may adopt
27 reasonable rules regarding removal of abandoned towers or
28 transmission equipment.
29 5. Impose environmental testing, sampling, or monitoring
30 requirements, or other compliance measures, for radio frequency
31 emissions from transmission equipment that are categorically
32 excluded under the federal communications commission's
33 rules for radio frequency emissions pursuant to 47 C.F.R.
34 §1.1307(b)(1).
35 6. Establish or enforce regulations or procedures for radio
frequency signal strength or the adequacy of service quality.

7. Reject an application, in whole or in part, based on perceived or alleged environmental effects of radio frequency emissions, as provided in 47 U.S.C. §332(c)(7)(B)(iv).

8. Prohibit the placement of emergency power systems that comply with federal and state environmental requirements.

9. Charge an application fee, consulting fee, or other fee associated with the submission, review, processing, or approval of an application that is not required for similar types of commercial development within the authority’s jurisdiction.

10. Fees imposed by an authority or by a third-party entity providing review or technical consultation to the authority shall be based on actual, direct, and reasonable administrative costs incurred for the review, processing, and approval of an application. In no case shall total charges and fees exceed five hundred dollars for an eligible facilities request or three thousand dollars for an application for a new tower, for the initial placement or installation of transmission equipment on a wireless support structure, for a modification of an existing tower or existing base station that constitutes a substantial change to an existing tower or base station, or any other application to construct or place transmission equipment that does not constitute an eligible facilities request. An authority or any third-party entity shall not include within its charges any travel expenses incurred in the review of an application, and an applicant shall not be required to pay or reimburse an authority for consultant or other third-party fees based on a contingency or result-based arrangement.

10. Impose surety requirements, including bonds, escrow deposits, letters of credit, or any other type of financial surety, to ensure that abandoned or unused towers or transmission equipment can be removed unless the authority imposes similar requirements on other applicants for other types of commercial development or land uses. If surety requirements are imposed, the requirements must be
competitively neutral, nondiscriminatory, reasonable in amount, and commensurate with the historical record for local facilities and structures that are abandoned.

11. Condition the approval of an application on the applicant’s agreement to provide space on or near the tower, base station, or wireless support structure for authority or local governmental or nongovernmental services at less than the market rate for such space or to provide other services via the structure or facilities at less than the market rate for such services.

12. Limit the duration of the approval of an application, except that construction of the approved structure or facilities shall be commenced within two years of final approval, including the disposition of any appeals, and diligently pursued to completion.

13. Discriminate on the basis of the ownership, including ownership by the authority, of any property, structure, or tower when promulgating rules or procedures for siting wireless facilities or for evaluating applications.

Sec. 4. **NEW SECTION.** 8C.4 Uniform rules — new tower applications.

1. An authority may exercise zoning, land use, planning, and permitting authority within the authority’s territorial boundaries with regard to the siting of new towers, subject to the provisions of this chapter and federal law.

2. An applicant that proposes to construct a new tower within the jurisdiction of an authority that has adopted planning and zoning regulations shall submit the necessary copies and attachments of the application to the appropriate authority and comply with applicable local ordinances concerning land use and the appropriate permitting processes.

3. All records, documents, and electronic data, except the name of the applicant and the location of the proposed project, in the possession or custody of authority personnel shall be considered confidential trade secrets as provided for.
4. An authority, within one hundred fifty calendar days of receiving an application to construct a new tower, unless another date is specified in a written agreement between the authority and the applicant, shall comply with the following provisions:

   a. Review the application for conformity with applicable local zoning regulations, building permit requirements, and consistency with this chapter. An application is deemed to be complete unless the authority notifies the applicant in writing, within thirty calendar days of submission of the application, specifying the deficiencies in the application which, if cured, would make the application complete. The authority's timeframe to review the application is tolled beginning the date the notice is sent. The authority's timeframe of one hundred fifty days for review of the application begins running again when the applicant cures the specified deficiencies. Following the applicant's supplemental submission, the authority has ten days to notify the applicant that the supplemental submission did not provide the information identified in the original notice that specified deficiencies in the application. The authority's timeframe of one hundred fifty days to review the application is tolled in the case of second or subsequent notices in conformance with this paragraph. The authority shall not include deficiencies in a second or subsequent notice that were not delineated in the original notice. The authority's timeframe for review does not toll if the authority requests information regarding any of the considerations an authority may not consider as described in section 8C.3.

   b. Make its final decision to approve or disapprove the application.

   c. Advise the applicant in writing of its final decision.

5. If the authority fails to act on an application to construct a new tower within the timeframe for review specified
6. A party aggrieved by the final action of an authority, either by its affirmative disapproval of an application under the provisions of this section or by its inaction, may bring an action for review in any court of competent jurisdiction.

Sec. 5. NEW SECTION. 8C.5 Uniform rules for certain changes.

1. An authority may exercise zoning, land use, planning, and permitting authority within the authority’s territorial boundaries with regard to an application for initial placement or installation of transmission equipment on wireless support structures, for modification of an existing tower or existing base station that constitutes a substantial change, or for a request for construction or placement of transmission equipment that does not constitute an eligible facilities request, subject to the provisions of this chapter and federal law.

2. An applicant that proposes an initial placement or installation of transmission equipment on wireless support structures, a modification of an existing tower or existing base station that constitutes a substantial change, or a request for construction or placement of transmission equipment that does not constitute an eligible facilities request, within the jurisdiction of an authority that has adopted planning and zoning ordinances, rules, or regulations shall submit the necessary copies and attachments of the application to the authority and comply with such applicable local ordinances, rules, or regulations concerning land use and zoning and the appropriate local permitting processes.

3. All records, including but not limited to documents and electronic data, in the possession or custody of authority personnel shall be considered confidential trade secrets as provided for in section 22.7, subsection 3.

4. An authority, within ninety calendar days of receiving an application pursuant to subsection 2, unless another date is specified in a written agreement between the authority and the
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1 applicant, shall comply with the following provisions:
2    a. Review the application for conformity with applicable
3 local zoning ordinances, rules, or regulations, building
4 permit requirements, and consistency with this chapter. An
5 application is deemed to be complete unless the authority
6 notifies the applicant in writing, within thirty calendar
7 days of submission of the application, specifying the
8 deficiencies in the application which, if cured, would make
9 the application complete. The authority's timeframe for
10 review is tolled beginning the date the notice is sent. The
11 authority's ninety-day timeframe for review of the application
12 begins running again when the applicant cures the specified
13 deficiencies. Following the applicant's supplemental
14 submission, the authority has ten days to notify the
15 applicant that the supplemental submission did not provide the
16 information identified in the original notice that specified
17 deficiencies. The authority's ninety-day timeframe to review
18 the application is tolled in the case of second or subsequent
19 notices in conformance with this paragraph. The authority
20 shall not include deficiencies in a second or subsequent
21 notice that were not delineated in the original notice. The
22 authority's ninety-day timeframe for review does not toll
23 if the authority requests information regarding any of the
24 considerations an authority may not consider as described in
25 section 8C.3.
26    b. Make its final decision to approve or disapprove the
27 application.
28    c. Advise the applicant in writing of its final decision.
29 5. If the authority fails to act on an application for an
30 initial placement or installation of transmission equipment on
31 wireless support structures, for a modification of an existing
32 tower or existing base station that constitutes a substantial
33 change, or for a request for construction or placement of
34 transmission equipment that does not constitute an eligible
35 facilities request within the review period specified under
subsection 4, the application shall be deemed approved.

6. A party aggrieved by the final action of an authority, either by its affirmative disapproval of an application under the provisions of this section or by its inaction, may bring an action for review in any court of competent jurisdiction.

Sec. 6. NEW SECTION. 8C.6 Use of public lands for towers and transmission equipment.

1. In accordance with other applicable laws, when entering into a lease with an applicant for the applicant's use of public lands, an authority shall offer the market rate value for use of that land. The term of the lease shall be for at least twenty years.

2. a. If the authority and the applicant cannot agree on the market rate for lease of the public land and cannot agree on the process to derive the market rate, the appraisals of a three-person panel of appraisers shall determine the market rate. Each party will appoint one appraiser and the two appointed appraisers shall select a third appraiser. Each appraiser shall independently appraise the appropriate market rate for lease of the land. The market rate shall be set at the median value between the highest and lowest market rates determined by the three independent appraisers. However, if the median between the appraisals of the appraisers appointed by each party is greater than or less than ten percent of the appraisal of the appraiser selected by the two appraisers, then the appraisal of the appraiser selected by the two appraisers shall determine the rate for the lease. Each appraiser shall send a copy of the appraisal to the authority and the applicant. The authority shall use the appraisal process under this paragraph to determine the lease rate for purposes of this subsection.

b. An authority shall approve or reject the lease rate as determined by the appraisal process pursuant to paragraph "a" within fifteen days following completion and receipt of the appraisals obtained pursuant to paragraph "a". The authority's
1 failure to reject the lease rate as determined by the appraisal
2 process within fifteen days constitutes approval of the lease
3 rate determined pursuant to paragraph "a" as the market rate
4 value for the use of the land for purposes of the lease between
5 the authority and the applicant.
6  b. The authority and applicant shall conclude the appraisal
7 process within one hundred fifty calendar days from the date
8 the applicant first offered a proposed lease rate to the
9 authority.
10  c. If using the three-person panel, each party shall bear
11 the cost of its own appointed appraiser and equally share the
12 cost of the third appraiser.
13
14 Sec. 7. NEW SECTION. 8C.7 Utility poles.
15 Notwithstanding any provision to the contrary, an authority
16 shall not mandate, require, or regulate the installation,
17 location, or use of transmission equipment on a utility pole.
18
19 Sec. 8. NEW SECTION. 8C.8 Application and construction.
20 This chapter shall not be construed as:
21  1. Prohibiting an airport or authority from administering
22 and enforcing airport zoning pursuant to the provisions of
23 chapter 329 for the protection of navigable airspace.
24  2. Infringing upon the jurisdiction of a commission, as
25 defined in section 303.20, to approve or deny applications
26 for proposed alterations to exterior features within an area
27 designated as an area of historical significance.
28  3. Infringing upon the jurisdiction of a city or county,
29 or any other entity authorized by statute, to approve or deny
30 applications for proposed alterations to exterior features of
31 designated local historic landmarks.
32
33 DIVISION II
34 REINVESTMENT DISTRICTS AND FLOOD MITIGATION
35 Sec. 9. Section 15J.4, subsection 3, paragraph a, Code 2015,
36 is amended to read as follows:
37  a. The municipality shall submit a copy of the resolution,
38 the proposed district plan, and all accompanying materials
adopted pursuant to this section to the board for evaluation. The board shall not approve a proposed district plan or an amendment to an existing district's plan on or after July 1, 2018.

Sec. 10. Section 28F.12, Code 2015, is amended to read as follows:

28F.12 Additional powers of the entity.

1. If the entity is comprised solely of cities, counties, and sanitary districts established under chapter 358, or any combination thereof, the entity shall have in addition to all the powers enumerated in this chapter, the powers which a county has with respect to solid waste disposal projects.

2. If the entity is comprised solely of cities, counties, and sanitary districts established under chapter 358, or any combination thereof, it is a governmental entity with respect to projects undertaken pursuant to chapter 418 and may exercise all of the powers of a governmental entity under that chapter in connection with the flood mitigation project. Unless otherwise provided in chapter 418, if undertaking a flood mitigation project as a governmental entity under chapter 418, the provisions of chapter 418 shall prevail over any conflicting provision in this chapter.

Sec. 11. Section 418.1, subsection 4, paragraph c, unnumbered paragraph 1, Code 2015, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) One or more counties, one or more cities that are located in whole or in part within those counties, and one or more sanitary districts established under chapter 358 or a combined water and sanitary district as provided for in sections 357.1B and 358.1B, located in whole or
1 in part within those counties.

Sec. 13. Section 418.4, subsection 1, paragraph b, Code 2015, is amended to read as follows:

b. A governmental entity as defined in section 418.1, subsection 4, paragraph "c", shall have the power to construct, acquire, own, repair, improve, operate, and maintain a project, may sue and be sued, contract, and acquire and hold real and personal property, subject to the limitation in paragraph "c", and shall have such other powers as may be included in the chapter 28E or 28F agreement. Such a governmental entity may contract with a city or the county participating in the chapter 28E agreement to perform any governmental service, activity, or undertaking that the city or county is authorized by law to perform, including but not limited to contracts for administrative services.

Sec. 14. Section 418.11, subsection 3, paragraph c, Code 2015, is amended to read as follows:

c. For projects approved for a governmental entity as defined in section 418.1, subsection 4, paragraph "c", the area used to determine the sales tax increment shall include the incorporated areas of each participating city that is participating in the chapter 28E agreement, the unincorporated areas of the each participating county, and the area of any participating drainage district not otherwise included in the areas of the participating cities or county, and the area served by any sanitary district or combined water and sanitary district and not otherwise included in the areas of the participating cities or counties, as applicable.

Sec. 15. Section 418.11, subsection 3, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. For all projects, the area used to determine the sales tax increment shall not include any parcels of real property that are included in a reinvestment district designated pursuant to chapter 15J.

Sec. 16. Section 418.14, subsection 3, paragraph a, Code
2015, is amended to read as follows:

a. Except as otherwise provided in this section, bonds issued pursuant to this section shall not be subject to the provisions of any other law or charter relating to the authorization, issuance, or sale of bonds. Bonds issued under this section shall not limit or restrict the authority of a governmental entity as defined in section 418.1, subsection 4, paragraphs "a" and "b", or a city, county, or drainage district, sanitary district, or combined water and sanitary district participating in a governmental entity as defined in section 418.1, subsection 4, paragraph "c", to issue bonds for the project under other provisions of the Code.

Sec. 17. Section 418.14, subsection 4, paragraph b, Code 2015, is amended to read as follows:

b. If the moneys in the governmental entity's flood project fund are insufficient to pay the governmental entity's costs related to bonds, notes, or other obligations issued under this chapter, the amounts necessary to pay such costs may be levied and transferred for deposit in the governmental entity's flood project fund from the debt service fund of the governmental entity or, if applicable, the debt service fund of a participating city or county for a governmental entity as defined in section 418.1, subsection 4, paragraph "c", but only if and to the extent provided in the resolution authorizing the issuance of bonds and, if applicable, the chapter 28E or 28F agreement.

Sec. 18. Section 418.15, subsection 4, Code 2015, is amended to read as follows:

4. All property and improvements acquired by a governmental entity as defined in section 418.1, subsection 4, paragraph "c", relating to a project shall be transferred to the county, city, or drainage district, sanitary district, or combined water and sanitary district designated in the chapter 28E or 28F agreement to receive such property and improvements. The county, city, or drainage district, sanitary district, or
combined water and sanitary district to which such property or improvements are transferred shall, unless otherwise provided in the chapter 28E or 28F agreement, be solely responsible for the ongoing maintenance and support of such property and improvements.

Sec. 19. Section 423.2, subsection 11, paragraph b, Code 2015, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (05) Beginning the first day of the calendar quarter beginning on the reinvestment district’s commencement date, subject to remittance limitations established by the economic development authority board pursuant to section 15J.4, subsection 3, transfer to a district account created in the state reinvestment district fund for each reinvestment district established under chapter 15J, the amount of new state sales tax revenue, determined in section 15J.5, subsection 1, paragraph “b”, in the district, that remains after the prior transfers required under this paragraph “b”. Such transfers shall cease pursuant to section 15J.8.

Sec. 20. Section 423.2, subsection 11, paragraph b, subparagraph (6), Code 2015, is amended by striking the subparagraph.

Sec. 21. Section 423.2, Code 2015, is amended by adding the following new subsection:

NEW SUBSECTION. 11A. Of the amount of sales tax revenue actually transferred per quarter pursuant to subsection 11, paragraph “b”, subparagraphs (05) and (5), the department shall retain an amount equal to the actual cost of administering the transfers under subsection 11, paragraph “b”, subparagraphs (05) and (5), or twenty-five thousand dollars, whichever is less. The amount retained by the department pursuant to this subsection shall be divided pro rata each quarter between the amounts that would have been transferred pursuant to subsection 11, paragraph “b”, subparagraphs (05) and (5), without the deduction made by operation of this subsection. Revenues retained by the department pursuant to this subsection shall be
considered repayment receipts as defined in section 8.2.

Sec. 22. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 23. RETROACTIVE AND OTHER APPLICABILITY.

1. Except as provided in subsection 3, this division of this Act applies retroactively to reinvestment districts designated under chapter 15J in existence on or after July 1, 2014.

2. Except as provided in subsection 3, this division of this Act applies to flood mitigation project plan applications received under chapter 418 before, on, or after the effective date of this division of this Act.

3. The sections of this division of this Act amending section 423.2, subsection 11, and enacting section 423.2, subsection 11A, apply to transfers of sales tax revenues made on or after July 1, 2015.