

House File 2463 - Reprinted

HOUSE FILE 2463
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 680)

(COMPANION TO LSB 5765SV BY
COMMITTEE ON JUDICIARY)

(As Amended and Passed by the House March 2, 2022)

A BILL FOR

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

DIVISION I

MISCELLANEOUS CHANGES

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Section 1. Section 7A.3, subsection 1, paragraph h, Code 2022, is amended to read as follows:

h. Director of the department of natural resources.

Sec. 2. Section 9G.1, Code 2022, is amended to read as follows:

9G.1 Records.

The books and records of the land office shall be so kept as to show and preserve an accurate chain of title from the general government to the purchaser of each smallest subdivision of land; to preserve a permanent record, in books suitably indexed, of all correspondence with any of the departments of the general government in relation to state lands; and to preserve, by proper records, copies of the original lists furnished by the selecting agents of the state, and of all other papers in relation to such lands which are of permanent interest.

Sec. 3. Section 9G.6, subsection 1, Code 2022, is amended to read as follows:

1. Patents shall not be issued for any lands belonging to the state, except upon the certificate of the person or officer specially charged with the custody of the patents, setting forth the appraised value per acre, the name of the person to whom sold, the date of sale, the price per acre, the amount paid, the name of the person making final payment, and the name of the person who is entitled to the patent. If a person is entitled to a patent due to an assignment from the original purchaser, the certificate shall set forth fully the assignment and shall be filed and preserved in the land office.

Sec. 4. Section 10.1, subsection 9, paragraph b, Code 2022, is amended to read as follows:

b. As used in paragraph "a", a type of membership interest in a limited liability company includes ~~any of the following:~~ a protected series as provided in [chapter 489, article 14](#).

1 Sec. 5. Section 15.271, subsection 1, paragraph d, Code
2 2022, is amended to read as follows:

3 *d.* Facilities and programs are needed where travelers
4 can obtain information about travel and hospitality
5 services, ~~tourism~~ tourist attractions, parks and recreation
6 opportunities, cultural and natural resources, and the state
7 in general.

8 Sec. 6. Section 15F.403, subsection 2, paragraph c, Code
9 2022, is amended to read as follows:

10 *c.* The authority may use not more than five percent of the
11 ~~money~~ moneys in the fund at the beginning of each fiscal year
12 for purposes of administrative costs, technical assistance, and
13 other program support.

14 Sec. 7. Section 15J.5, subsection 1, paragraph b,
15 subparagraph (2), Code 2022, is amended to read as follows:

16 (2) For districts established on or after July 1, 2020, the
17 amount of new state sales tax revenue for purposes of paragraph
18 "a" shall be the product of four percent times the remainder
19 of the amount of sales subject to the state sales tax in the
20 district during the quarter from new retail establishments
21 minus the sum of the sales from the corresponding quarter
22 of the twelve-month period determined under section 15J.4,
23 subsection 4, paragraph "b", subparagraph (1), for new retail
24 establishments identified under [section 15J.4, subsection 4,](#)
25 paragraph "b", subparagraph (1), that were in operation at the
26 end of the quarter.

27 Sec. 8. Section 16.79A, subsection 1, paragraph b, Code
28 2022, is amended to read as follows:

29 *b.* The tax credit is allowed regardless of whether the
30 ~~principle~~ principal agricultural asset is soil, pasture, or a
31 building or other structure used in farming.

32 Sec. 9. Section 17A.7, subsection 1, Code 2022, is amended
33 to read as follows:

34 1. An interested person may petition an agency requesting
35 the adoption, amendment, or repeal of a rule. Each agency

1 shall prescribe by rule the form for petitions and the
2 procedure for their submission, consideration, and disposition.
3 Within sixty days after submission of a petition, the agency
4 ~~either~~ shall deny the petition in writing on the merits,
5 stating its reasons for the denial, or initiate rulemaking
6 proceedings in accordance with [section 17A.4](#), or adopt a rule
7 if it is not required to be filed according to the procedures
8 of [section 17A.4, subsection 1](#). The agency shall submit
9 the petition and the disposition of the petition to the
10 administrative rules review committee.

11 Sec. 10. Section 29B.4, subsection 1, Code 2022, is amended
12 to read as follows:

13 1. ~~Apprehension~~ "Apprehension" is the taking of a person
14 into custody. Any person authorized by this code, or by
15 regulations issued under it, to apprehend persons subject to
16 this code, any marshal of a court-martial appointed pursuant to
17 the provisions of this code, and any peace officer authorized
18 to do so by law, may do so upon reasonable belief that an
19 offense has been committed and that the person apprehended
20 committed it.

21 Sec. 11. Section 39.28, Code 2022, is amended to read as
22 follows:

23 **39.28 Actions — intervention.**

24 1. A political party, as defined in [section 43.2](#), or a
25 nonparty political organization organized pursuant to chapter
26 44, may intervene in a proceeding under [chapter 17A](#) or an
27 action filed in the district court, court of appeals, or
28 supreme court to challenge a provision of this chapter and
29 [chapters 39 39A through 62](#) or a rule adopted to implement such
30 a provision.

31 2. A political party, as defined in [section 43.2](#), or a
32 nonparty political organization organized pursuant to chapter
33 44, may petition the district court to modify or vacate an
34 injunction against the enforcement of a provision of this
35 chapter and [chapters 39 39A through 62](#). A denial of a petition

1 to modify or vacate an injunction is appealable as a matter of
2 right as a final judgment.

3 Sec. 12. Section 41.1, subsections 19, 40, and 97, Code
4 2022, are amended to read as follows:

5 19. The nineteenth representative district in Pottawattamie
6 county shall consist of that portion of the city of Council
7 Bluffs bounded by a line commencing at the point the corporate
8 limits of the city of Council Bluffs and the boundary of
9 the state of Iowa intersects Interstate 480, and proceeding
10 easterly along Interstate 480 to U.S. highway 6, and proceeding
11 easterly along U.S. highway 6 to West Broadway, and proceeding
12 easterly along West Broadway to South Twenty-fourth street,
13 and proceeding southerly along South Twenty-fourth street
14 to Ninth avenue, and proceeding easterly along Ninth avenue
15 to South Seventeenth street, and proceeding southerly
16 along South Seventeenth street to Sixteenth avenue, and
17 proceeding easterly along Sixteenth avenue to Indian creek,
18 and proceeding southerly along Indian creek to Twenty-third
19 avenue, and proceeding easterly along Twenty-third avenue
20 to South Thirteenth street, and proceeding northerly along
21 South Thirteenth street to Twenty-first avenue, and proceeding
22 easterly along Twenty-first avenue to South Eleventh street,
23 and proceeding northerly along South Eleventh street to
24 Twentieth avenue, and proceeding easterly along Twentieth
25 avenue to South Seventh street, and proceeding northerly along
26 South Seventh street to Sixteenth avenue, and proceeding
27 easterly along Sixteenth avenue to Harry Langdon boulevard, and
28 proceeding southerly along Harry Langdon boulevard to Tostevin
29 street, and proceeding northerly along Tostevin street to
30 West Graham avenue, and proceeding easterly along West Graham
31 avenue to Fairmount avenue, and proceeding northerly along
32 Fairmount avenue to Fifteenth avenue, and proceeding westerly
33 along Fifteenth avenue to High street, and proceeding northerly
34 along High street to Ninth avenue, and proceeding westerly
35 along Ninth avenue to South Third street, and proceeding

1 northerly along South Third street to Fifth avenue, and
2 proceeding easterly along Fifth avenue to Glen avenue, and
3 proceeding northerly along Glen avenue to Pomona street, and
4 proceeding easterly along Pomona street to Park avenue, and
5 proceeding northerly along Park avenue to West Pierce street,
6 and proceeding easterly along West Pierce street to South First
7 street, and proceeding northerly along South First street to
8 East Broadway, and proceeding easterly along East Broadway to
9 Union street, and proceeding southerly along Union street to
10 East Pierce street, and proceeding northerly along East Pierce
11 street to Frank street, and proceeding westerly along Frank
12 street to East Broadway, and proceeding northerly along East
13 Broadway to Ridge street, and proceeding northerly along Ridge
14 street to North Broadway, and proceeding northerly along North
15 Broadway to West Oak street, and proceeding westerly along West
16 Oak street to East Washington avenue, and proceeding northerly
17 along East Washington avenue to Norton avenue, and proceeding
18 easterly along Norton avenue to Creek Frontage street, and
19 proceeding southerly along Creek Frontage street to Hunter
20 avenue, and proceeding easterly along Hunter avenue to North
21 Broadway, and proceeding northerly along North Broadway to the
22 corporate limits of the city of Council Bluffs, and proceeding
23 first east, then in a clockwise manner along the corporate
24 limits of the city of Council Bluffs to nonvisible boundary
25 (TLID:652017148), and proceeding westerly along nonvisible
26 boundary (TLID:652017148) to Iowa Interstate Railroad, and
27 proceeding southerly along Iowa Interstate Railroad to the
28 corporate limits of the city of Council Bluffs, and proceeding
29 easterly along the corporate limits of the city of Council
30 Bluffs to Greenview road, and proceeding easterly along
31 Greenview road to the corporate limits of the city of Council
32 Bluffs, and proceeding westerly, then in a clockwise manner
33 along the corporate limits of the city of Council Bluffs to the
34 point of beginning origin.

35 40. The fortieth representative district in Polk county

1 shall consist of that portion of Polk county bounded by
2 a line commencing at the point the corporate limits of
3 the city of Des Moines intersect Northeast Eighth street,
4 and proceeding northerly along Northeast Eighth street to
5 Northeast Forty-fourth avenue, and proceeding westerly along
6 Northeast Forty-fourth avenue to Northeast Seventh street,
7 and proceeding northerly along Northeast Seventh street to
8 Northeast Forty-seventh place, and proceeding westerly along
9 Northeast Forty-seventh place to Northeast Third street, and
10 proceeding northerly along Northeast Third street to Northeast
11 Forty-eighth place, and proceeding westerly along Northeast
12 Forty-eighth place and its extension to Northwest Second
13 street, and proceeding northerly along Northwest Second street
14 to the boundary of Crocker township, and proceeding east along
15 the boundary of Crocker township to the corporate limits of
16 the city of Ankeny, and proceeding north, then in a clockwise
17 manner along the corporate limits of the city of Ankeny to
18 Southwest Ankeny road, and proceeding northerly along Southwest
19 Ankeny road to Southwest Twin Gates drive, and proceeding
20 northerly along Southwest Twin Gates drive to Southwest Ankeny
21 road, and proceeding easterly along Southwest Ankeny road to
22 Southwest Snyder boulevard, and proceeding northerly along
23 Southwest Snyder boulevard to Southwest Oralabor road, and
24 proceeding easterly along Southwest Oralabor road to Southeast
25 Oralabor road, and proceeding easterly along Southeast Oralabor
26 road to Northeast Seventy-eighth avenue, and proceeding
27 easterly along Northeast Seventy-eighth avenue to Northeast
28 Nineteenth lane, and proceeding southerly along Northeast
29 Nineteenth lane to the corporate limits of the city of Ankeny,
30 and proceeding south, then in a counterclockwise manner along
31 the corporate limits of the city of Ankeny to the boundary of
32 Saylor township, and proceeding east along the boundary of
33 Saylor township to the corporate limits of the city of Ankeny,
34 and proceeding east, then in a counterclockwise manner along
35 the corporate limits of the city of Ankeny to the boundary of

1 Douglas township, and proceeding east along the boundary of
2 Douglas township to the intersection of Northeast Sixty-fourth
3 street and the corporate limits of the city of Bondurant, and
4 proceeding south, and in a counterclockwise manner along the
5 corporate limits of the city of Bondurant to the north boundary
6 of Clay township, and proceeding east, then in a clockwise
7 manner along the boundary of Clay township to the corporate
8 limits of the city of Pleasant Hill, and proceeding north, then
9 in a counterclockwise manner along the corporate limits of the
10 city of Pleasant Hill to the corporate limits of the city of
11 Altoona, and proceeding west, then in a clockwise manner along
12 the corporate limits of the city of Altoona to the boundary of
13 Delaware township, and proceeding south along the boundary of
14 Delaware township to the corporate limits of the city of Des
15 Moines, and proceeding westerly, then in a counterclockwise
16 manner along the corporate limits of the city of Des Moines
17 to the west boundary of Lee township, and proceeding north,
18 then in a counterclockwise manner along the boundary of Lee
19 township to the corporate limits of the city of Des Moines,
20 and proceeding west, then in a counterclockwise manner along
21 the corporate limits of the city of Des Moines to the point of
22 origin.

23 97. The ninety-seventh district in Scott county contains
24 that portion of the city of Davenport bounded by a line
25 commencing at the point of intersection of the boundary of
26 the state of Iowa and the Arsenal bridge, and proceeding
27 northerly along the Arsenal bridge to Leclaire street, and
28 proceeding northerly along Leclaire street to Iowa street,
29 and proceeding northerly along Iowa street to East Sixth
30 street, and proceeding westerly along East Sixth street to
31 West Sixth street, and proceeding westerly along West Sixth
32 street to North Gaines street, and proceeding northerly along
33 North Gaines street to West Eleventh street, and proceeding
34 westerly along West Eleventh street to Warren street, and
35 proceeding southerly along Warren street to West Tenth street,

1 and proceeding westerly along West Tenth street to Vine street,
2 and proceeding northerly along Vine street to West Twelfth
3 street, and proceeding westerly along West Twelfth street to
4 Washington street, and proceeding northerly along Washington
5 street to West Fifteenth street, and proceeding easterly
6 along West Fifteenth street to North Marquette street, and
7 proceeding northerly along North Marquette street to West
8 Fifteenth street, and proceeding easterly along West Fifteenth
9 street to Warren street, and proceeding northerly along Warren
10 street to West Rusholme street, and proceeding easterly along
11 West Rusholme street to North Harrison street, and proceeding
12 northerly along North Harrison street to West Central Park
13 avenue, and proceeding westerly along West Central Park avenue
14 to North Marquette street, and proceeding northerly along
15 North Marquette street to West Garfield street, and proceeding
16 westerly along West Garfield street to North Division street,
17 and proceeding northerly along North Division street to West
18 Thirty-eighth street, and proceeding easterly along West
19 Thirty-eighth street to North Marquette street, and proceeding
20 northerly along North Marquette street to West Kimberly road,
21 and proceeding easterly along West Kimberly road to Northwest
22 boulevard, and proceeding westerly along Northwest boulevard
23 to West Fifty-third street, and proceeding easterly along West
24 Fifty-third street to North Marquette street, and proceeding
25 northerly along North Marquette street to West Fifty-seventh
26 street, and proceeding easterly along West Fifty-seventh street
27 to Vine street, and proceeding northerly along Vine street
28 to West Fifty-eighth street, and proceeding easterly along
29 West Fifty-eighth street to Appomattox road, and proceeding
30 southerly along Appomattox road to West Fifty-third street,
31 and proceeding easterly along West Fifty-third street to
32 East Fifty-third street, and proceeding easterly along East
33 Fifty-third street to Eastern avenue, and proceeding southerly
34 along Eastern avenue to East Kimberly road, and proceeding
35 easterly along East Kimberly road to Spring street, and

1 proceeding southerly along Spring street and its extension
2 to Duck creek, and proceeding easterly along Duck creek to
3 the corporate limits of the city of Davenport, and proceeding
4 southerly along the corporate limits of the city of Davenport
5 to the boundary of the state of Iowa, and proceeding westerly
6 along the boundary of the state of Iowa to the point of origin.

7 Sec. 13. Section 43.114, Code 2022, is amended to read as
8 follows:

9 **43.114 Time of holding special charter city primary.**

10 In special charter cities holding a city primary election
11 under the provisions of ~~section 43.112~~ such section 43.112, the
12 primary shall be held on the first Tuesday in October of the
13 year in which regular city elections are held.

14 Sec. 14. Section 44.18, subsection 5, Code 2022, is amended
15 to read as follows:

16 5. Beginning in January 2011, and each odd-numbered year
17 thereafter, the registrar and the voter registration commission
18 may review the number of voters registered as affiliated with a
19 nonparty political organization. If the number of registrants,
20 including both active and inactive voters, is fewer than
21 ~~150~~ one hundred fifty, the commission shall declare the
22 organization to be dormant for purposes of voter registration
23 and may revise the voter registration form and instructions and
24 electronic voter registration system to remove the organization
25 from the list of nonparty political organizations with which a
26 voter may register as affiliated. However, a change shall not
27 be made to the record of political affiliation of individual
28 registrants unless the registrant requests the change.

29 Sec. 15. Section 47.3, subsection 1, Code 2022, is amended
30 to read as follows:

31 1. The costs of conducting a special election called by the
32 governor, the general election, and the primary election held
33 prior to the general election shall be paid by the county.

34 Sec. 16. Section 73A.21, subsection 1, paragraph b, Code
35 2022, is amended to read as follows:

1 *b.* "Division" means the division of labor services of the
2 department of workforce development.

3 Sec. 17. Section 80D.2, Code 2022, is amended to read as
4 follows:

5 **80D.2 Personal standards.**

6 The director of the ~~law-enforcement~~ academy with the
7 approval of the ~~law-enforcement-academy~~ council may establish
8 minimum standards of physical, educational, mental, and moral
9 fitness for members of the reserve force.

10 Sec. 18. Section 85.67, Code 2022, is amended to read as
11 follows:

12 **85.67 Administration of fund — special counsel — payment of**
13 **award.**

14 1. The attorney general shall appoint a staff member
15 to represent the treasurer of state and the fund in all
16 proceedings and matters arising under [this subchapter](#). The
17 attorney general shall be reimbursed up to four hundred fifty
18 thousand dollars annually from the fund for services provided
19 related to the fund. The commissioner of insurance shall
20 consider the reimbursement to the attorney general as an
21 outstanding liability when making a determination of funding
22 availability under [section 85.65A, subsection 2](#).

23 2. In making an award under [this subchapter](#), the workers'
24 compensation commissioner shall specifically find the amount
25 the injured employee shall be paid weekly, the number of weeks
26 of compensation which shall be paid by the employer, the date
27 upon which payments out of the fund shall begin, and, if
28 possible, the length of time the payments shall continue.

29 Sec. 19. Section 89.3, subsection 5, paragraph a,
30 subparagraph (4), subparagraph division (a), Code 2022, is
31 amended to read as follows:

32 (a) The owner or user is a participant in good standing in
33 the Iowa occupational safety and health voluntary protection
34 program and has achieved star status within the program, which
35 is administered by the division of labor services in the

1 department of workforce development.

2 Sec. 20. Section 89.3, subsection 10, Code 2022, is amended
3 to read as follows:

4 10. An exhibition boiler does not require an annual
5 inspection certificate but special inspections may be requested
6 by the owner or an event's management to be performed by the
7 commissioner. Upon the completion of an exhibition boiler
8 inspection a written condition report shall be prepared by
9 the commissioner regarding the condition of the exhibition
10 boiler's boiler or pressure vessel. This report will be issued
11 to the owner and the management of all events at which the
12 exhibition boiler is to be operated. The event's management is
13 responsible for the decision on whether the exhibition boiler
14 should be operated and shall inform the division of labor
15 services of the event's management's decision. The event's
16 management is responsible for any injuries which result from
17 the operation of any exhibition boiler approved for use at the
18 event by the event's management. A repair symbol, known as
19 the "R" stamp, is not required for repairs made to exhibition
20 boilers pursuant to the rules regarding inspections and repair
21 of exhibition boilers as adopted by the commissioner, pursuant
22 to [chapter 17A](#).

23 Sec. 21. Section 91A.2, subsection 3, paragraph b,
24 unnumbered paragraph 1, Code 2022, is amended to read as
25 follows:

26 For the purposes of [this chapter](#), the following persons
27 engaged in agriculture are not employees:

28 Sec. 22. Section 91C.1, subsection 3, paragraph a, Code
29 2022, is amended to read as follows:

30 a. The labor services division of the department of
31 workforce development and the Iowa department of public health
32 will work with stakeholders to develop a plan to combine the
33 contractor registration and contractor licensing application
34 process for contractors licensed under [chapter 105](#), to be
35 implemented in time for licensing renewals due July 1, 2017.

1 Effective July 1, 2017, a contractor licensed under chapter
2 105 shall register as a contractor under [this chapter](#) in
3 conjunction with the contractor licensing process. At no cost
4 to the labor services division, the department of public health
5 shall collect both the registration and licensing applications
6 as part of one combined application. The labor commissioner
7 shall design the contractor registration application form to
8 exclude from the division of ~~labor's~~ labor services' contractor
9 registration application process those contractors who are
10 also covered by [chapter 105](#). The labor commissioner is
11 authorized to adopt rules as needed to accomplish a merger of
12 the application systems including transitional registration
13 periods and fees.

14 Sec. 23. Section 91C.9, subsection 1, Code 2022, is amended
15 to read as follows:

16 1. A contractor registration revolving fund is created in
17 the state treasury. The revolving fund shall be administered
18 by the commissioner and shall consist of moneys collected
19 by the commissioner as fees. The commissioner shall remit
20 all fees collected pursuant to [this chapter](#) to the revolving
21 fund. The moneys in the revolving fund are appropriated to and
22 shall be used by the commissioner to pay the actual costs and
23 expenses necessary to perform the duties of the commissioner
24 and the division of labor services as described in this
25 chapter. All salaries and expenses properly chargeable to the
26 revolving fund shall be paid from the revolving fund.

27 Sec. 24. Section 96.1A, subsection 16, paragraph g,
28 subparagraph (3), subparagraph division (d), subparagraph
29 subdivision (iii), Code 2022, is amended to read as follows:

30 (iii) The provisions of subparagraph subdivisions (i) and
31 (ii) of this subparagraph division (d) of this subparagraph
32 shall not be deemed to be applicable with respect to
33 service performed in connection with commercial canning or
34 commercial freezing or in connection with any agricultural or
35 horticultural commodity after its delivery to a terminal market

1 for distribution for consumption.

2 Sec. 25. Section 96.7, subsection 2, paragraph d,
3 subparagraph (2), Code 2022, is amended to read as follows:

4 (2) (a) The highest benefit cost ratio is the highest of
5 the resulting ratios computed by dividing the total benefits
6 paid, excluding reimbursable benefits paid, during each
7 consecutive twelve-month period, during the ten-year period
8 ending on the computation date, by the total wages, excluding
9 reimbursable employment wages, paid in the four calendar
10 quarters ending nearest and prior to the last day of such
11 twelve-month period; however, the highest benefit cost ratio
12 shall not be less than .02.

13 (b) If the current reserve fund ratio, divided by the
14 highest benefit cost ratio:

15 Equals or	But is	The contribution rate
16 exceeds	less than	table in effect shall be
18 —	0.3	1
19 0.3	0.5	2
20 0.5	0.7	3
21 0.7	0.85	4
22 0.85	1.0	5
23 1.0	1.15	6
24 1.15	1.30	7
25 1.30	—	8

26 (c) "Benefit ratio" means a number computed to six decimal
27 places on July 1 of each year obtained by dividing the average
28 of all benefits charged to an employer during the five periods
29 of four consecutive calendar quarters immediately preceding
30 the computation date by the employer's average annual taxable
31 payroll.

32 (d) Each employer qualified for an experience rating
33 shall be assigned a contribution rate for each rate year
34 that corresponds to the employer's benefit ratio rank in the
35 contribution rate table effective for the rate year from the

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1 following contribution rate tables. Each employer's benefit
 2 ratio rank shall be computed by listing all the employers
 3 by increasing benefit ratios, from the lowest benefit ratio
 4 to the highest benefit ratio and grouping the employers so
 5 listed into twenty-one separate ranks containing as nearly as
 6 possible four and seventy-six hundredths percent of the total
 7 taxable wages, excluding reimbursable employment wages, paid in
 8 covered employment during the four completed calendar quarters
 9 immediately preceding the computation date. If an employer's
 10 taxable wages qualify the employer for two separate benefit
 11 ratio ranks the employer shall be afforded the benefit ratio
 12 rank assigned the lower contribution rate. Employers with
 13 identical benefit ratios shall be assigned to the same benefit
 14 ratio rank.

		Contribution Rate Tables								
15	Benefit	Approximate								
16	Ratio	Cumulative								
17	Rank	Taxable								
18	Rank	Payroll Limit	1	2	3	4	5	6	7	8
19	1	4.8%	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
20	2	9.5%	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
21	3	14.3%	0.1	0.1	0.1	0.1	0.1	0.0	0.0	0.0
22	4	19.0%	0.4	0.3	0.3	0.2	0.1	0.1	0.1	0.1
23	5	23.8%	0.6	0.5	0.4	0.3	0.3	0.2	0.1	0.1
24	6	28.6%	0.9	0.8	0.6	0.5	0.4	0.3	0.2	0.1
25	7	33.3%	1.2	1.0	0.8	0.6	0.5	0.4	0.3	0.2
26	8	38.1%	1.5	1.3	1.0	0.8	0.6	0.5	0.3	0.2
27	9	42.8%	1.9	1.5	1.2	0.9	0.7	0.6	0.4	0.3
28	10	47.6%	2.1	1.8	1.4	1.1	0.8	0.6	0.5	0.3
29	11	52.4%	2.5	2.0	1.6	1.3	1.0	0.7	0.5	0.3
30	12	57.1%	3.0	2.4	1.9	1.5	1.1	0.9	0.6	0.4
31	13	61.9%	3.6	2.9	2.4	1.8	1.4	1.1	0.8	0.5
32	14	66.6%	4.4	3.6	2.9	2.2	1.7	1.3	1.0	0.6
33	15	71.4%	5.3	4.3	3.5	2.7	2.0	1.6	1.1	0.7
34	16	76.2%	6.3	5.2	4.1	3.2	2.4	1.9	1.4	0.9
35	17	80.9%	7.0	6.4	5.2	4.0	3.0	2.3	1.7	1.1
36	18	85.7%	7.5	7.5	7.0	5.4	4.1	3.1	2.3	1.5
37	19	90.4%	8.0	8.0	8.0	7.3	5.6	4.2	3.1	2.0
38	20	95.2%	8.5	8.5	8.5	8.0	7.6	5.8	4.3	2.8
39	21	100.0%	9.0	9.0	9.0	9.0	8.5	8.0	7.5	7.0

40 Sec. 26. Section 96.14, subsection 3, paragraph j, Code
 41 2022, is amended to read as follows:

42 *j.* The courts of this state shall recognize and enforce
 43 liabilities for unemployment contributions, penalties,

1 interest, and benefit overpayments imposed by other states
2 which extend a like comity to this state. The department may
3 sue in the courts of any other jurisdiction which extends
4 such comity to collect unemployment contributions, penalties,
5 interest, and benefit overpayments due this state. The
6 officials of other states which, by statute or otherwise,
7 extend a like comity to this state may sue in the district
8 court to collect for such contributions, penalties, interest,
9 and benefit overpayments. In any such case the director, as
10 agent for and on behalf of any other state, may institute
11 and conduct such suit for such other state. Venue of such
12 proceedings shall be the same as for actions to collect
13 delinquent contributions, penalties, interest, and benefit
14 overpayments due under [this chapter](#). A certificate by the
15 secretary of any such state attesting the authority of such
16 official to collect the contributions, penalties, interest, and
17 benefit overpayments, is conclusive evidence of such authority.
18 The requesting state shall pay the court costs.

19 Sec. 27. Section 96.14, subsection 8, Code 2022, is amended
20 to read as follows:

21 8. *Manner of service.* Plaintiff in any such action shall
22 cause the original notice of suit to be served ~~as follows~~ by
23 doing all of the following:

24 a. ~~By filing~~ Filing a copy of ~~said~~ the original notice of
25 suit with ~~said~~ the secretary of state, together with a fee of
26 four dollars, ~~and.~~

27 b. ~~By mailing~~ Mailing to the defendant, and to each of the
28 defendants if more than one, within ten days after ~~said~~ filing
29 the notice with the secretary of state, by restricted certified
30 mail addressed to the defendant at the defendant's last known
31 residence or place of abode, a notification of the ~~said~~ filing
32 with the secretary of state.

33 Sec. 28. Section 96.14, subsection 9, Code 2022, is amended
34 to read as follows:

35 9. *Notification to nonresident — form.* The notification,

1 provided for in subsection 7, shall be in substantially the
2 following form, ~~to wit:~~

3 To (Here insert the name of each defendant and
4 the defendant's residence or last known place of abode as
5 definitely as known.)

6 You will take notice that an original notice of suit against
7 you, a copy of which is hereto attached, was duly served upon
8 you at Des Moines, Iowa, by filing a copy of said notice on the
9 ... day of (month), .. (year), with the secretary of
10 state of the state of Iowa.

11 Dated at, Iowa, this ... day of (month), ..
12 (year).

13

14 Plaintiff.

15 By

16 Attorney for Plaintiff.

17 Sec. 29. Section 96.14, subsection 13, Code 2022, is amended
18 to read as follows:

19 13. *Venue of actions.* Actions against nonresidents as
20 contemplated by this law may be brought in Polk county, or in
21 the county in which such services were performed.

22 Sec. 30. Section 97A.6, subsection 11, paragraphs b and c,
23 Code 2022, are amended to read as follows:

24 *b.* Notwithstanding paragraph "a", any workers' compensation
25 benefits received by a member for past medical expenses or
26 future medical expenses shall not be offset against ~~and not~~ or
27 considered payable in lieu of any retirement allowance payable
28 pursuant to [this section](#) on account of the same disability.

29 *c.* Notwithstanding paragraph "a", any workers' compensation
30 benefits received by a member for reimbursement of vacation
31 time used, sick time used, or for any unpaid time off from
32 work shall not be offset against ~~and not~~ or considered payable
33 in lieu of any retirement allowance payable pursuant to this
34 section on account of the same disability.

35 Sec. 31. Section 97B.50A, subsection 5, paragraphs b and c,

1 Code 2022, are amended to read as follows:

2 *b.* Notwithstanding paragraph "a", any workers' compensation
3 benefits received by a member for past medical expenses or
4 future medical expenses shall not be offset against ~~and not~~ or
5 considered payable in lieu of any retirement allowance payable
6 pursuant to [this section](#) on account of the same disability.

7 *c.* Notwithstanding paragraph "a", any workers' compensation
8 benefits received by a member for reimbursement of vacation
9 time used, sick time used, or for any unpaid time off from
10 work shall not be offset against ~~and not~~ or considered payable
11 in lieu of any retirement allowance payable pursuant to this
12 section on account of the same disability.

13 Sec. 32. Section 99G.36, subsection 3, unnumbered paragraph
14 1, Code 2022, is amended to read as follows:

15 A person who knowingly or intentionally passes a lottery
16 ticket or share in order to avoid the application of an offset
17 under [section 99G.41](#) ~~commits~~ is guilty of the following:

18 Sec. 33. Section 100.31, subsection 3, Code 2022, is amended
19 to read as follows:

20 3. The state fire marshal or the fire marshal's deputies
21 shall cause each public or private school, college, or
22 university to be inspected at least once every two years to
23 determine whether each school meets the fire safety standards
24 of this Code and is free from other fire hazards. Provided,
25 however, that cities which employ fire department inspectors
26 shall cause such inspections to be made.

27 Sec. 34. Section 125.92, subsection 2, Code 2022, is amended
28 to read as follows:

29 2. Render informed consent, except for treatment provided
30 pursuant to [sections 125.81](#) and [125.91](#). If the person is
31 incompetent, treatment may be consented to by the person's next
32 of kin or guardian notwithstanding the person's refusal. If
33 the person refuses treatment which in the opinion of the chief
34 medical officer is necessary, or if the person is incompetent
35 and the next of kin or guardian refuses to consent to the

1 treatment or no next of kin or guardian is available, the
2 facility may petition a court of appropriate jurisdiction for
3 approval to treat the person.

4 Sec. 35. Section 135.107, subsection 2, paragraph d, Code
5 2022, is amended to read as follows:

6 *d.* Cooperate with the center for agricultural health and
7 safety and health established under [section 262.78](#), the center
8 for health effects of environmental contamination established
9 under [section 263.17](#), and the department of agriculture and
10 land stewardship. The agencies shall coordinate programs to
11 the extent practicable.

12 Sec. 36. Section 135C.3, subsection 2, Code 2022, is amended
13 to read as follows:

14 2. A licensed intermediate care facility for persons with
15 mental illness shall provide an organized twenty-four-hour
16 program of services commensurate with the needs of its
17 residents and under the immediate direction of a licensed
18 registered nurse, who has had at least two years of recent
19 experience in a chronic or acute psychiatric setting. Medical
20 and nursing ~~service~~ services must be provided under the
21 direction of either a house physician or an individually
22 selected physician. Surgery or obstetrical care shall not be
23 provided within the facility. An admission to the intermediate
24 care facility for persons with mental illness must be based
25 on a physician's written order certifying that the individual
26 being admitted requires no greater degree of nursing care than
27 the facility to which the admission is made is licensed to
28 provide and is capable of providing.

29 Sec. 37. Section 147C.1, subsection 2, paragraph a, Code
30 2022, is amended to read as follows:

31 *a.* "Active duty military" means full-time duty status in
32 the active uniformed service of the United States, including
33 members of the national guard and reserve on active duty orders
34 pursuant to 10 U.S.C. ~~§1209~~ ch. 1209 and 10 U.S.C. ~~§1211~~ ch.
35 1211.

1 Sec. 38. Section 217.15, Code 2022, is amended to read as
2 follows:

3 **217.15 Administrator of division of administration.**

4 The administrator of the division of administration
5 shall be qualified in the general field of governmental
6 administration with special training and experience in the
7 areas of competitive bidding, contract letting, accounting, and
8 budget preparation.

9 Sec. 39. Section 218.31, Code 2022, is amended to read as
10 follows:

11 **218.31 Witnesses.**

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

21 Sec. 40. Section 218.44, Code 2022, is amended to read as
22 follows:

23 **218.44 Wages paid to dependent — deposits.**

24 If wages are paid to a resident pursuant to [section 218.42](#),
25 the administrator in control of an institution listed in
26 section 218.1 may pay all or any part of the wages directly
27 to any dependent of the resident. The administrator may also
28 deposit the wages to the account of ~~such~~ the resident, or
29 may so deposit part of the wages and allow the resident a
30 portion for the resident's own personal use, or may pay to the
31 county of commitment all or any part of the resident's care,
32 treatment, or subsistence while at said institution from any
33 credit balance accruing to the account of the resident.

34 Sec. 41. Section 225C.25, Code 2022, is amended to read as
35 follows:

1 **225C.25 Short title.**

2 ~~Sections 225C.25 through~~ This section and sections 225C.26,
3 225C.28A, and 225C.28B shall be known as "the bill of rights
4 and service quality standards of persons with an intellectual
5 disability, developmental disabilities, brain injury, or
6 chronic mental illness".

7 Sec. 42. Section 225C.29, Code 2022, is amended to read as
8 follows:

9 **225C.29 Compliance.**

10 Except for a violation of section 225C.28B, subsection
11 2, the sole remedy for violation of a rule adopted by the
12 commission to implement sections ~~225C.25 through~~ 225C.25,
13 225C.26, 225C.28A, and 225C.28B shall be by a proceeding for
14 compliance initiated by request to the division pursuant
15 to [chapter 17A](#). Any decision of the division shall be in
16 accordance with due process of law and is subject to appeal to
17 the Iowa district court pursuant to [sections 17A.19](#) and [17A.20](#)
18 by any aggrieved party. Either the division or a party in
19 interest may apply to the Iowa district court for an order to
20 enforce the decision of the division. Any rules adopted by
21 the commission to implement sections ~~225C.25 through~~ 225C.25,
22 225C.26, 225C.28A, and 225C.28B do not create any right,
23 entitlement, property or liberty right or interest, or private
24 cause of action for damages against the state or a political
25 subdivision of the state or for which the state or a political
26 subdivision of the state would be responsible. Any violation
27 of [section 225C.28B, subsection 2](#), shall solely be subject to
28 the enforcement by the commissioner of insurance and penalties
29 granted by [chapter 507B](#) for a violation of section 507B.4,
30 subsection 3, paragraph "g".

31 Sec. 43. Section 225C.42, subsection 2, paragraph c, Code
32 2022, is amended to read as follows:

33 c. An analysis of the extent to which payments enabled
34 children to remain in their homes. The analysis shall include
35 but is not limited to all of the following items concerning

1 children affected by the payments: ~~the~~

2 (1) The number and percentage of children who remained with
3 their families; ~~the~~.

4 (2) The number and percentage of children who returned
5 to their home from an out-of-home placement and the type of
6 placement from which the children returned; ~~and the~~.

7 (3) The number of children who received an out-of-home
8 placement during the period and the type of placement.

9 Sec. 44. Section 230.6, subsection 1, Code 2022, is amended
10 to read as follows:

11 1. If the administrator concurs with a certified
12 determination of residency concerning the patient, the
13 administrator shall cause the patient either to be transferred
14 to a state hospital for persons with mental illness at the
15 expense of the state, or to be transferred, with approval of
16 the court as required by [chapter 229](#), to the place of foreign
17 residence.

18 Sec. 45. Section 232.37, subsection 1, Code 2022, is amended
19 to read as follows:

20 1. After a petition has been filed the court shall set a
21 time for an adjudicatory hearing and, unless the parties named
22 in [subsection 2](#) voluntarily appear, shall issue a summons
23 requiring the child to appear before the court at a time
24 and place stated and requiring the person who has custody or
25 control of the child to appear before the court and to bring
26 the child with the person at that time. The summons shall
27 attach a copy of the petition and shall give notification of
28 the right to counsel provided for in [section 232.11](#).

29 Sec. 46. Section 249.3, subsection 2, paragraph a, Code
30 2022, is amended to read as follows:

31 a. Is receiving either of the following:

32 (1) Care in a licensed adult foster home, boarding home or
33 custodial home, as defined by [section 135C.1](#), or in another
34 type of protective living arrangement as defined by the
35 department; ~~or~~.

1 (2) Nursing care in the person's own home, certified by a
2 physician as being required, so long as the cost of the nursing
3 care does not exceed standards established by the department.

4 Sec. 47. Section 256.9, subsection 64, Code 2022, is amended
5 to read as follows:

6 64. Develop and distribute to school districts standards
7 of practice for equity coordinators employed by school
8 districts. To provide consistency in training statewide, the
9 director shall also develop and distribute to school districts
10 a training program on free speech under the first amendment
11 to the Constitution of the United States which shall be used
12 by school districts to provide training pursuant to section
13 279.75.

14 Sec. 48. Section 261.113, subsection 13, paragraph c,
15 unnumbered paragraph 1, Code 2022, is amended to read as
16 follows:

17 "*Service commitment area*" means a city in Iowa that provides
18 a twenty thousand dollar contribution for deposit in the
19 rural Iowa primary care trust fund for each physician in the
20 community who is participating in the loan repayment program
21 and ~~which~~ the city meets any of the following conditions:

22 Sec. 49. Section 262.78, subsection 1, Code 2022, is amended
23 to read as follows:

24 1. The board of regents shall establish a center for
25 agricultural ~~health and safety~~ and health at the university of
26 Iowa. The center shall be a joint venture by the university
27 of Iowa and Iowa state university of science and technology.
28 The center shall establish farm health and safety programs
29 designed to reduce the incidence of disabilities suffered by
30 persons engaged in agriculture which results from disease or
31 injury. The university of Iowa is primarily responsible for
32 the management of agricultural health and injury programs at
33 the center. Iowa state university of science and technology is
34 primarily responsible for the management of the agricultural
35 safety programs of the center.

1 Sec. 50. Section 263.17, subsection 7, Code 2022, is amended
2 to read as follows:

3 7. The center shall cooperate with the center for
4 rural health and primary care, established under section
5 135.107, the center for agricultural ~~health and safety and~~
6 health established under section 262.78, and the department
7 of agriculture and land stewardship. The agencies shall
8 coordinate programs to the extent practicable.

9 Sec. 51. Section 309.48, subsection 1, Code 2022, is amended
10 to read as follows:

11 1. The annual accruing secondary road ~~funds (naming~~
12 funds, naming the year) year, of which the certificate is
13 anticipatory.

14 Sec. 52. Section 321.14, Code 2022, is amended to read as
15 follows:

16 **321.14 Seizure of documents and plates.**

17 The department is ~~hereby~~ authorized to take possession
18 of any registration card, certificate of title, permit, or
19 registration plate, certificate of inspection or any inspection
20 document or form, upon expiration, revocation, cancellation, or
21 suspension thereof, or which is fictitious, or which has been
22 unlawfully or erroneously issued.

23 Sec. 53. Section 329.6, subsection 1, Code 2022, is amended
24 to read as follows:

25 1. If any municipality owning or controlling an airport
26 adjacent to which there is an airport hazard area ~~shall fail~~
27 fails or ~~refuse~~ refuses, within sixty days after a demand is
28 ~~made upon it~~ by the department, to adopt reasonably adequate
29 airport zoning regulations under section 329.3, or to proceed
30 as provided in section 329.4, the department may petition the
31 district court of the county in which ~~such~~ the airport hazard
32 area, or any part thereof, is located, in the name of the
33 state, praying that zoning regulations be established for the
34 airport hazard area in question, ~~and the~~. The provisions of
35 section 329.4, subsections 3 through 9, shall apply to such

1 actions provided, however, that ~~such~~ the municipality shall be
2 joined as a party defendant in ~~any such~~ the action.

3 Sec. 54. Section 357.1B, subsection 3, Code 2022, is amended
4 to read as follows:

5 3. For the purpose of establishing, operating, or
6 dissolving a combined water and sanitary district under this
7 chapter and [chapter 358](#), the term "*benefited water district*"
8 includes a combined water and sanitary district where
9 applicable.

10 Sec. 55. Section 390.1, subsection 10, Code 2022, is amended
11 to read as follows:

12 10. "*Participant*" means a city, electric cooperative, or
13 privately owned utility company, which is a party to a joint
14 agreement.

15 Sec. 56. Section 403.16, subsection 6, Code 2022, is amended
16 to read as follows:

17 6. The limitations of [this section](#) shall be construed to
18 permit action by a public official, commissioner, or employee
19 where any benefits of such an action accrue to the public
20 generally, the action affects all or a substantial portion of
21 the properties included or planned to be included in such a
22 project, or the action promotes the public purposes of such
23 project. The limitations of [this section](#) shall be construed
24 to limit only that action by a public official, commissioner,
25 or employee which directly or specifically affects property in
26 which such official, commissioner, or employee has an interest
27 or in which an employer of such official, commissioner, or
28 employee has an interest. Any disclosure required to be made
29 by [this section](#) to the local governing body shall concurrently
30 be made to an urban renewal agency which has been vested with
31 urban renewal project powers by the municipality pursuant to
32 the provisions of [section 403.14](#). A commissioner or other
33 officer of any urban renewal agency, board, or commission
34 exercising powers pursuant to [this chapter](#) shall not hold any
35 other public office under the municipality, other than the

1 commissionership or office with respect to such urban renewal
2 agency, board, or commission. Any violation of the provisions
3 of [this section](#) shall constitute misconduct in office, but an
4 ordinance or resolution of a municipality or agency shall not
5 be invalid by reason of a vote or votes cast in violation of
6 the standards of [this section](#) unless the vote or votes were
7 decisive in the passage of the ordinance or resolution.

8 Sec. 57. Section 422.1, unnumbered paragraph 1, Code 2022,
9 is amended to read as follows:

10 The provisions of [this chapter](#) are ~~herein~~ classified and
11 designated as follows:

12 Sec. 58. Section 422.16, subsection 9, Code 2022, is amended
13 to read as follows:

14 9. The amount of any overpayment of the individual income
15 tax liability of the employee taxpayer, nonresident, or other
16 person which may result from the withholding and payment of
17 withheld tax by the employer or withholding agent to the
18 department under [subsections 1 and 12](#), as compared to the
19 individual income tax liability of the employee taxpayer,
20 nonresident, or other person properly and correctly determined
21 under the provisions of ~~section~~ sections 422.4, to and
22 ~~including section~~ through 422.15, this section, and sections
23 422.16A through 422.25, may be credited against any income
24 tax or installment thereof then due the state of Iowa and
25 any balance of one dollar or more shall be refunded to the
26 employee taxpayer, nonresident, or other person with interest
27 in accordance with [section 421.60, subsection 2](#), paragraph
28 "e". Amounts less than one dollar shall be refunded to the
29 taxpayer, nonresident, or other person only upon written
30 application, in accordance with [section 422.73](#), and only if
31 the application is filed within twelve months after the due
32 date of the return. Refunds in the amount of one dollar
33 or more provided for by [this subsection](#) shall be paid by
34 the treasurer of state by warrants drawn by the director of
35 the department of administrative services, or an authorized

1 employee of the department, and the taxpayer's return of
2 income shall constitute a claim for refund for this purpose,
3 except in respect to amounts of less than one dollar. There
4 is appropriated, out of any funds in the state treasury not
5 otherwise appropriated, a sum sufficient to carry out the
6 provisions of [this subsection](#).

7 Sec. 59. Section 422.16, subsection 12, paragraph a, Code
8 2022, is amended to read as follows:

9 a. In the case of nonresidents having income subject to
10 taxation by Iowa, but not subject to withholding of such tax
11 under [subsection 1](#) or subject to the provisions of section
12 422.16B, withholding agents shall withhold from such income
13 at the same rate as provided in [subsection 1](#) hereof, and such
14 withholding agents and such nonresidents shall be subject to
15 the provisions of [this section](#), according to the context,
16 except that such withholding agents may be absolved of such
17 requirement to withhold taxes from such nonresident's income
18 upon receipt of a certificate from the department issued in
19 accordance with the provisions of [section 422.17](#), as hereby
20 amended. In the case of nonresidents having income from a
21 trade or business carried on by them in whole or in part within
22 the state of Iowa, such nonresident shall be considered to be
23 subject to the provisions of [this subsection](#) unless such trade
24 or business is of such nature that the business entity itself,
25 as a withholding agent, is required to and does withhold Iowa
26 income tax from the distributions made to such nonresident from
27 such trade or business.

28 Sec. 60. Section 422.25, subsection 4, paragraph a, Code
29 2022, is amended to read as follows:

30 a. All payments received must be credited first, to the
31 penalty and interest accrued, and then to the tax due. If
32 payments in multiple tax periods are unpaid, payments received
33 shall be credited first to the penalty and interest accrued and
34 then tax due for the earliest period, and then credited to each
35 following tax period in chronological order from the earliest

1 tax period to the latest tax period. Payments required to be
2 made within a tax period must be credited first to the earliest
3 deposit period within the tax period. For purposes of this
4 subsection, the department shall not reapply prior payments
5 made on or before the due date of the original return by the
6 taxpayer to penalty or interest determined to be due after the
7 date of those prior payments, except that the taxpayer and the
8 department may agree to apply payments in accordance with rules
9 adopted by the director when there are both agreed and unagreed
10 to items as a result of an examination.

11 Sec. 61. Section 441.7, Code 2022, is amended to read as
12 follows:

13 **441.7 Special examination.**

14 1. If the conference board fails to appoint an assessor from
15 the list of individuals on the register, the conference board
16 shall request permission from the director of revenue to hold a
17 special examination in the particular city or county in which
18 the vacancy has occurred. Permission may be granted by the
19 director of revenue after consideration of factors such as the
20 availability of candidates in that particular city or county.

21 2. The director of revenue shall conduct no more than
22 one special examination for each vacancy in an assessing
23 jurisdiction. The examination shall be conducted by the
24 director of revenue as provided in [section 441.5](#), except as
25 otherwise provided in [this section](#). The examining board
26 shall give notice of holding the examination for assessor by
27 posting a written notice in a conspicuous place in the county
28 courthouse in the case of county assessors or in the city hall
29 in the case of city assessors, stating that at a specified
30 date, an examination for the position of assessor will be held
31 at a specified place. Similar notice shall be given at the
32 same time by one publication of the notice in three newspapers
33 of general circulation in the case of a county assessor, or in
34 case there are not three such newspapers in a county, then in
35 newspapers which are available, or in one newspaper of general

1 circulation in the city in the case of city assessor.

2 3. The conference board of the city or county in which a
3 special examination is held shall reimburse the department of
4 revenue for all expenses incurred in the administration of the
5 examination, to be paid for by the respective city or county
6 assessment expense fund. Following the administration of this
7 special examination, the director of revenue shall certify to
8 the examining board a new list of candidates eligible to be
9 appointed as assessor and the examining board and conference
10 board shall proceed in accordance with the provisions of
11 section 441.6.

12 Sec. 62. Section 441.48, subsection 1, Code 2022, is amended
13 to read as follows:

14 1. Before the department of revenue ~~shall adjust~~ adjusts the
15 valuation of any class of property by any such percentage, the
16 department shall first serve ten days' notice by mail, on the
17 county auditor of the county whose valuation is proposed to be
18 adjusted.

19 Sec. 63. Section 453A.22, Code 2022, is amended to read as
20 follows:

21 **453A.22 Revocation — suspension — civil penalty.**

22 1. If a person holding a permit issued by the department
23 under this subchapter, including a retailer permit for railway
24 car, has willfully violated section 453A.2, the department
25 shall revoke the permit upon notice and hearing. If the person
26 violates any other provision of this subchapter, or a rule
27 adopted under this subchapter, or is substantially delinquent
28 in the payment of a tax administered by the department or
29 the interest or penalty on the tax, or if the person is a
30 corporation and if any officer having a substantial legal or
31 equitable interest in the ownership of the corporation owes any
32 delinquent tax of the permit-holding corporation, or interest
33 or penalty on the tax, administered by the department, the
34 department may revoke the permit issued to the person, after
35 giving the permit holder an opportunity to be heard upon ten

1 days' written notice stating the reason for the contemplated
2 revocation and the time and place at which the person may
3 appear and be heard. The hearing before the department may
4 be held at a site in the state as the department may direct.
5 The notice shall be given by mailing a copy to the permit
6 holder's place of business as it appears on the application
7 for a permit. If, upon hearing, the department finds that the
8 violation has occurred, the department may revoke the permit.

9 2. If a retailer or employee of a retailer has violated
10 section 453A.2 or [section 453A.36, subsection 6](#), the department
11 or local authority, or the alcoholic beverages division of the
12 department of commerce following transfer of the matter to the
13 alcoholic beverages division of the department of commerce
14 pursuant to [section 453A.2, subsection 6](#), in addition to the
15 other penalties fixed for such violations in [this section](#),
16 shall assess a penalty upon the same hearing and notice as
17 prescribed in [subsection 1](#) as follows:

18 *a.* For a first violation, the retailer shall be assessed a
19 civil penalty in the amount of three hundred dollars. Failure
20 to pay the civil penalty as ordered under [this subsection](#) shall
21 result in automatic suspension of the permit for a period of
22 fourteen days.

23 *b.* For a second violation within a period of two years, the
24 retailer shall be assessed a civil penalty in the amount of one
25 thousand five hundred dollars or the retailer's permit shall
26 be suspended for a period of thirty days. The retailer may
27 select its preference in the penalty to be applied under this
28 paragraph.

29 *c.* For a third violation within a period of three years, the
30 retailer shall be assessed a civil penalty in the amount of one
31 thousand five hundred dollars and the retailer's permit shall
32 be suspended for a period of thirty days.

33 *d.* For a fourth violation within a period of three years,
34 the retailer shall be assessed a civil penalty in the amount
35 of one thousand five hundred dollars and the retailer's permit

1 shall be suspended for a period of sixty days.

2 e. For a fifth violation within a period of four years, the
3 retailer's permit shall be revoked.

4 3. If an employee of a retailer violates section 453A.2,
5 subsection 1, the retailer shall not be assessed a penalty
6 under subsection 2, and the violation shall be deemed not
7 to be a violation of section 453A.2, subsection 1, for the
8 purpose of determining the number of violations for which
9 a penalty may be assessed pursuant to subsection 2, if the
10 employee holds a valid certificate of completion of the tobacco
11 compliance employee training program pursuant to section
12 453A.5 at the time of the violation. A retailer may assert
13 only once in a four-year period the bar under this subsection
14 against assessment of a penalty pursuant to subsection 2, for a
15 violation of section 453A.2, that takes place at the same place
16 of business location.

17 ~~4. Reserved.~~

18 ~~5.~~ 4. If a permit is revoked a new permit shall not be
19 issued to the permit holder for any place of business, or
20 to any other person for the place of business at which the
21 violation occurred, until one year has expired from the date
22 of revocation, unless good cause to the contrary is shown to
23 the issuing authority.

24 ~~6.~~ 5. Notwithstanding subsection 5 4, if a retail permit
25 is suspended or revoked under this section, the suspension or
26 revocation shall only apply to the place of business at which
27 the violation occurred and shall not apply to any other place
28 of business to which the retail permit applies but at which the
29 violation did not occur.

30 ~~7.~~ 6. The department or local authority shall report the
31 suspension or revocation of a retail permit under this section
32 to the alcoholic beverages division of the department of
33 commerce within thirty days of the suspension or revocation of
34 the retail permit.

35 ~~8.~~ 7. For the purposes of this section, "retailer" means

1 retailer as defined in [sections 453A.1 and 453A.42](#) and “*retail*
2 *permit*” includes permits issued to retailers under [subchapter I](#)
3 or [subchapter II of this chapter](#).

4 Sec. 64. Section 453A.23, subsection 4, Code 2022, is
5 amended to read as follows:

6 4. The provisions of [section 453A.22](#), subsections 1 and ~~5 of~~
7 ~~section 453A.22~~ [4](#), shall apply to the revocation of such permit
8 and the issuance of a new one.

9 Sec. 65. Section 455B.145, subsection 2, paragraph b, Code
10 2022, is amended to read as follows:

11 *b.* The director shall promptly investigate the application
12 and approve or disapprove the application. The director
13 may conduct a public hearing before action is taken to
14 approve or disapprove. If the director disapproves issuing a
15 certificate, the political subdivision may appeal the action
16 to the department of inspections and appeals. At the hearing
17 on appeal, the department of inspections and appeals shall
18 decide whether the local program is substantially consistent
19 with the provisions of [this subchapter II](#), or rules adopted
20 ~~thereunder~~ [under this subchapter II](#), and whether the local
21 program is being enforced. The burden of proof shall be upon
22 the political subdivision.

23 Sec. 66. Section 455B.174, subsections 1 and 3, Code 2022,
24 are amended to read as follows:

25 1. Conduct investigations of alleged water pollution or of
26 alleged violations of [this part 1 of subchapter III](#), chapter
27 459, subchapter III, [chapter 459A](#), or [chapter 459B](#), or any rule
28 adopted or any permit issued pursuant ~~thereto~~ [to this part 1](#)
29 [of subchapter III, chapter 459, subchapter III, chapter 459A,](#)
30 [or chapter 459B](#), upon written request of any state agency,
31 political subdivision, local board of health, twenty-five
32 residents of the state, as directed by the department, or as
33 may be necessary to accomplish the purposes of [this part 1 of](#)
34 [subchapter III, chapter 459, subchapter III, chapter 459A](#), or
35 [chapter 459B](#).

1 3. Take any action or actions allowed by law which, in
2 the director's judgment, are necessary to enforce or secure
3 compliance with the provisions of this part 1 of subchapter
4 III or [chapter 459, subchapter III](#), or of any rule or standard
5 established or permit issued pursuant ~~thereto~~ to this part 1 of
6 subchapter III or chapter 459, subchapter III.

7 Sec. 67. Section 455B.261, unnumbered paragraph 1, Code
8 2022, is amended to read as follows:

9 As used in this part 4 of [subchapter III](#), unless the context
10 otherwise requires:

11 Sec. 68. Section 455B.381, subsection 4, Code 2022, is
12 amended to read as follows:

13 4. "*Hazardous condition*" means any situation involving the
14 actual, imminent, or probable spillage, leakage, or release of
15 a hazardous substance onto the land, into a water of the state,
16 or into the atmosphere, which creates an immediate or potential
17 danger to the public health or safety or to the environment.
18 For purposes of [this subchapter IV](#), a site which is a hazardous
19 waste or hazardous substance disposal site as defined in
20 section 455B.411, subsection 4, is a hazardous condition.

21 Sec. 69. Section 456A.24, subsection 2, unnumbered
22 paragraph 1, Code 2022, is amended to read as follows:

23 Acquire by purchase, condemnation, lease, agreement, gift,
24 and devise lands or waters suitable for the purposes enumerated
25 in [this subsection](#), and rights-of-way to those lands and
26 waters, and to maintain the lands and waters for the following
27 purposes, ~~to wit~~:

28 Sec. 70. Section 462A.4, Code 2022, is amended to read as
29 follows:

30 **462A.4 Operation of unnumbered vessels prohibited.**

31 Every ~~Except as provided in sections 462A.6 and 462A.6A,~~
32 every vessel ~~except as provided in [sections 462A.6](#) and [462A.6A](#)~~
33 on the waters of this state under the jurisdiction of the
34 commission shall be numbered. A person shall not operate,
35 maintain, or give permission for the operation or maintenance

1 of any vessel on such waters unless the vessel is numbered in
2 accordance with [this chapter](#) or in accordance with applicable
3 federal laws or in accordance with a federally approved
4 numbering system of another state and unless the certificate of
5 number awarded to the vessel is in full force and effect.

6 Sec. 71. Section 462A.82, subsection 1, Code 2022, is
7 amended to read as follows:

8 1. If ownership of a vessel is transferred by operation of
9 law, such as by inheritance, order in bankruptcy, insolvency,
10 replevin, execution sale, or in compliance with [section 578A.7](#),
11 the transferee, within thirty days after acquiring the right
12 to possession of the vessel by operation of law, shall mail or
13 deliver to the county recorder satisfactory proof of ownership
14 as the county recorder requires, together with an application
15 for a new certificate of title, and the required fee. ~~A title~~
16 ~~tax is not required on these transactions.~~ However, if the
17 transferee is the surviving spouse of the deceased owner, the
18 county recorder shall waive the required fee. A title tax is
19 not required on these transactions.

20 Sec. 72. Section 468.49, subsection 1, Code 2022, is amended
21 to read as follows:

22 1. A classification of land for drainage, erosion, or
23 flood control purposes, when finally adopted, shall remain
24 the basis of all future assessments for the purpose of the
25 district unless revised by the board in the manner provided
26 for reclassification. However, where land included in said
27 classification has been destroyed, in whole or in part, by
28 the erosion of a river, or where additional right-of-way has
29 been subsequently taken for drainage purposes, the land which
30 has been so eroded and carried away by the action of a river
31 or which has been taken for additional right-of-way, may be
32 removed by the board from the district as classified, without
33 any reclassification, and no assessment shall thereafter be
34 made on the land so removed. Any deficiency in assessment
35 existing as the result of said action of the board shall be

1 spread by it over the balance of lands remaining in said
2 district in the same ratio as was fixed in the classification
3 of the lands, payable at the next taxpaying period.

4 Sec. 73. Section 476.23, subsection 4, Code 2022, is amended
5 to read as follows:

6 4. If not inconsistent with the provisions of this
7 subchapter, all of the following apply:

8 a. All rights of municipal corporations under [chapter 364](#)
9 to grant a person a franchise to erect, maintain, and operate
10 plants and systems for electric light and power within the
11 corporate boundaries, and rights acquired by franchise or
12 agreement shall be preserved in these municipal corporations~~;~~.

13 b. All rights of city utilities under the city code shall be
14 preserved in these city utilities~~;~~.

15 c. All rights of city utilities and joint electric utilities
16 under [chapter 390](#) shall be preserved in these city utilities
17 and joint electric utilities~~;~~and.

18 d. All rights of cities under [chapter 6B](#) are preserved.
19 However, prior to the institution of condemnation proceedings,
20 the city shall obtain a certificate of authority from the
21 board in accordance with [this subchapter](#) and the board's
22 determination of price under [this subchapter](#) shall be
23 conclusive evidence of damages in these condemnation
24 proceedings.

25 Sec. 74. Section 478.15, subsection 1, Code 2022, is amended
26 to read as follows:

27 1. Any person, company, or corporation having secured a
28 franchise as provided in [this chapter](#), shall thereupon be
29 vested with the right of eminent domain to such extent as
30 the utilities board may approve, prescribe and find to be
31 necessary for public use, not exceeding one hundred feet in
32 width for right-of-way and not exceeding one hundred sixty
33 acres in any one location, in addition to right-of-way, for the
34 location of electric substations to carry out the purposes of
35 said franchise; provided however, that where two hundred ~~K~~-V

1 kilovolt lines or higher voltage lines are to be constructed,
2 the person, company, or corporation may apply to the board for
3 a wider right-of-way not to exceed two hundred feet, and the
4 board may for good cause extend the width of such right-of-way
5 for such lines to the person, company, or corporation applying
6 for the same. The burden of proving the necessity for public
7 use shall be on the person, company, or corporation seeking the
8 franchise. A homestead site, cemetery, orchard, or schoolhouse
9 location shall not be condemned for the purpose of erecting
10 an electric substation. If agreement cannot be made with the
11 private owner of lands as to damages caused by the construction
12 of said transmission line, or electric substations, the same
13 proceedings shall be taken as provided for taking private
14 property for works of internal improvement.

15 Sec. 75. Section 478.23, Code 2022, is amended to read as
16 follows:

17 **478.23 Prior franchises — legislative control.**

18 Any such franchise heretofore granted under previously
19 existing law shall not be abrogated by the provisions of this
20 chapter, but all such franchises and all franchises granted
21 under the provisions of this chapter shall be subject to
22 further legislative control.

23 Sec. 76. Section 479.3, Code 2022, is amended to read as
24 follows:

25 **479.3 Conditions attending operation.**

26 No pipeline company shall construct, maintain, or operate
27 any pipeline or lines under, along, over, or across any public
28 or private highways, grounds, waters, or streams of any kind
29 in this state except in accordance with the provisions of this
30 chapter.

31 Sec. 77. Section 479.5, subsections 1 and 2, Code 2022, are
32 amended to read as follows:

33 1. A pipeline company doing business in this state shall
34 file with the board its verified petition asking for a permit
35 to construct, maintain, and operate its pipeline or lines

1 along, over, or across the public or private highways, grounds,
2 waters, and streams of any kind of this state. Any pipeline
3 company now owning or operating a pipeline in this state shall
4 be issued a permit by the board upon supplying the information
5 as provided for in section 479.6.

6 2. A pipeline company doing business in this state and
7 proposing to engage in underground storage of gas within this
8 state shall file with the board its verified petition asking
9 for a permit to construct, maintain, and operate facilities for
10 the underground storage of gas to include the construction,
11 placement, maintenance, and operation of machinery, appliances,
12 fixtures, wells, pipelines, and stations necessary for the
13 construction, maintenance, and operation of the gas underground
14 storage facilities.

15 Sec. 78. Section 479.5, subsection 4, paragraph b, Code
16 2022, is amended to read as follows:

17 b. The notice shall set forth the name of the applicant;
18 the applicant's principal place of business; the general
19 description and purpose of the proposed project; the general
20 nature of the right-of-way desired; the possibility that the
21 right-of-way may be acquired by condemnation if approved by
22 the ~~utilities~~ board; a map showing the route of the proposed
23 project; a description of the process used by the ~~utilities~~
24 board in making a decision on whether to approve a permit
25 including the right to take property by eminent domain; that
26 the landowner has a right to be present at such meeting and
27 to file objections with the board; and a designation of the
28 time and place of the meeting. The notice shall be served by
29 certified mail with return receipt requested not less than
30 thirty days previous to the time set for the meeting, and shall
31 be published once in a newspaper of general circulation in
32 the county. The publication shall be considered notice to
33 landowners whose residence is not known and to each person in
34 possession of or residing on the property provided a good faith
35 effort to notify can be demonstrated by the pipeline company.

1 Sec. 79. Section 479.32, Code 2022, is amended to read as
2 follows:

3 **479.32 Rehearing — judicial review.**

4 Rehearing procedure for any person, company, or corporation
5 aggrieved by the action of the board in granting or failing to
6 grant a permit under the provisions of **this chapter** shall be as
7 provided in **section 476.12**. Judicial review may be sought in
8 accordance with the terms of the Iowa administrative procedure
9 Act, **chapter 17A**.

10 Sec. 80. Section 479.34, unnumbered paragraph 1, Code 2022,
11 is amended to read as follows:

12 A person seeking to acquire an easement or other property
13 interest for the construction, maintenance, or operation of a
14 pipeline shall:

15 Sec. 81. Section 481A.30, Code 2022, is amended to read as
16 follows:

17 **481A.30 Entire shipment contraband.**

18 In the shipping of fish, game, animals, birds, or furs,
19 whenever a container includes one or more fish, game, animals,
20 birds, or furs that are contraband, the entire contents of the
21 container shall be deemed contraband, and shall be seized by
22 the director or the director's officers.

23 Sec. 82. Section 481A.58, Code 2022, is amended to read as
24 follows:

25 **481A.58 Trapping birds or poisoning animals.**

26 No person except those acting under the authority of the
27 director shall capture or take, or attempt to capture or take,
28 any game bird with any trap, snare, or net, ~~any game bird~~, nor
29 shall any person use any poison, or any medicated or poisoned
30 food, or any other substance for the killing, capturing, or
31 taking of any game bird or animal.

32 Sec. 83. Section 481A.120, Code 2022, is amended to read as
33 follows:

34 **481A.120 Hunting from aircraft or snowmobiles prohibited.**

35 A person, either singly or as one of a group of persons,

1 shall not intentionally kill or wound, attempt to kill or
2 wound, or pursue any animal, fowl, or fish from or with an
3 aircraft in flight or from or with any self-propelled vehicles
4 designed for travel on snow or ice which utilize sled type
5 runners, ~~or~~ skis, ~~or~~ an endless belt tread, or ~~wheel~~ wheels,
6 or any combination thereof, and which are commonly known as
7 snowmobiles.

8 Sec. 84. Section 483A.9, Code 2022, is amended to read as
9 follows:

10 **483A.9 Blanks.**

11 The director shall provide blanks for, and determine the
12 method, means, and requirements of issuing licenses including
13 the issuance of, licenses by electronic means.

14 Sec. 85. Section 504.1703, subsection 1, unnumbered
15 paragraph 1, Code 2022, is amended to read as follows:

16 Except as provided in [subsection 2](#), the repeal of a statute
17 by [2004 Iowa Acts, ch. 1049](#), does not affect any of the
18 following:

19 Sec. 86. Section 509.2, subsection 7, Code 2022, is amended
20 to read as follows:

21 7. A provision that the insurer will issue to the
22 policyholder for delivery to each person insured an individual
23 certificate setting forth a statement as to the insurance
24 protection to which the person is entitled, to whom the
25 insurance benefits are payable, and the rights and conditions
26 set forth in [subsections 8 through 10](#) ~~following~~ if applicable.

27 Sec. 87. Section 514J.101, Code 2022, is amended to read as
28 follows:

29 **514J.101 Purpose — applicability.**

30 The purpose of [this chapter](#) is to provide uniform standards
31 for the establishment and maintenance of external review
32 procedures to assure that covered persons have the opportunity
33 for an independent review of an adverse determination or final
34 adverse determination made by a health carrier as required
35 by the federal Patient Protection and Affordable Care Act,

1 Pub. L. No. 111-148, as amended by the federal Health Care and
2 Education Reconciliation Act of 2010, Pub. L. No. 111-152,
3 which amends the Public Health Service Act and adopts, in part,
4 ~~new~~ 42 U.S.C. §300gg-19, and to address issues which are unique
5 to the external review process in this state.

6 Sec. 88. Section 523A.601, subsection 4, Code 2022, is
7 amended to read as follows:

8 4. All purchase agreements, including a purchase agreement
9 delivered or executed by electronic means, must have a sales
10 agent identified. A purchase agreement, including a purchase
11 agreement delivered or executed by electronic means, shall
12 be reviewed by the sales agent identified and named in the
13 purchase agreement pursuant to [subsection 1](#), paragraph "a",
14 and be signed by the purchaser and seller. If the purchase
15 agreement is for mortuary science services as "*mortuary science*"
16 is defined in [section 156.1](#), the purchase agreement must also
17 be signed by a person licensed to deliver funeral services.

18 Sec. 89. Section 537.2510, subsection 2, paragraph a,
19 subparagraph (1), unnumbered paragraph 1, Code 2022, is amended
20 to read as follows:

21 The amount of rebate shall be determined by applying the
22 rate of finance charge which was required to be disclosed in
23 the transaction pursuant to [section 537.3201](#), according to the
24 actuarial method:

25 Sec. 90. Section 537.3606, subsection 6, Code 2022, is
26 amended to read as follows:

27 6. Every consumer rental purchase agreement shall contain
28 immediately above or adjacent to the place for the signature of
29 the lessee, a clear, conspicuous, printed or typewritten notice
30 in substantially the following language:

31 NOTICE TO LESSEE — READ BEFORE SIGNING

32 ~~{a}~~ [\[1\]](#) Do not sign this before you read the entire agreement
33 including any writing on the reverse side, even if otherwise
34 advised.

35 ~~{b}~~ [\[2\]](#) Do not sign this if it contains any blank spaces.

1 {e} [3] You are entitled to an exact copy of any agreement
2 you sign.

3 {d} [4] You have the right to exercise any early buy-out
4 option as provided in this agreement. Exercise of this
5 option may result in a reduction of your total cost to acquire
6 ownership under this agreement.

7 {e} [5] If you elect to make weekly rather than monthly
8 payments and exercise your purchase option, you may pay more
9 for the leased property.

10 Sec. 91. Section 543D.2, subsection 9, Code 2022, is amended
11 to read as follows:

12 9. A ~~"certified real estate appraiser"~~ "Certified real estate
13 appraiser" means a person who develops and communicates real
14 estate appraisals and who holds a current, valid certificate
15 for appraisals of types of real estate which may include
16 residential, commercial, or rural real estate, as may be
17 established under [this chapter](#).

18 Sec. 92. Section 544A.13, subsection 1, paragraph c, Code
19 2022, is amended to read as follows:

20 c. Knowingly making misleading, deceptive, untrue, or
21 fraudulent representations in the practice of the licensee's
22 profession or engaging in unethical conduct or practice harmful
23 or detrimental to the public. Proof of actual injury need not
24 be established.

25 Sec. 93. Section 544A.17, subsection 3, Code 2022, is
26 amended to read as follows:

27 3. Superintendents, inspectors, supervisors, and building
28 trades craftspersons while performing their customary duties.

29 Sec. 94. Section 544A.18, subsection 4, Code 2022, is
30 amended to read as follows:

31 4. Warehouses and commercial buildings not more than one
32 story in height, and not exceeding ten thousand square feet
33 in gross floor area; commercial buildings not more than two
34 stories in height and not exceeding six thousand square feet in
35 gross floor area; and light industrial buildings.

1 Sec. 95. Section 554.2106, subsection 1, Code 2022, is
2 amended to read as follows:

3 1. In [this Article](#) unless the context otherwise requires
4 ~~"contract"~~ "contract" and ~~"agreement"~~ "agreement" are limited
5 to those relating to the present or future sale of goods.
6 *"Contract for sale"* includes both a present sale of goods and
7 a contract to sell goods at a future time. A ~~"sale"~~ "sale"
8 consists in the passing of title from the seller to the buyer
9 for a price ([section 554.2401](#)). A ~~"present sale"~~ "present
10 sale" means a sale which is accomplished by the making of the
11 contract.

12 Sec. 96. Section 554.12107, Code 2022, is amended to read
13 as follows:

14 **554.12107 Federal reserve regulations and operating**
15 **circulars.**

16 Regulations of the board of governors of the federal reserve
17 system and operating circulars of the federal reserve banks as
18 of July 1, 1991, supersede any inconsistent provision of this
19 article Article to the extent of the inconsistency.

20 Sec. 97. Section 556E.6, Code 2022, is amended to read as
21 follows:

22 **556E.6 Tests for articles.**

23 In any test for the ascertainment of the fineness of any
24 such article mentioned in this section and sections 556E.3
25 through 556E.5, according to the foregoing standards, the part
26 of the article taken for the test shall be such portion as does
27 not contain or have attached thereto any solder or alloy of
28 inferior metal used for brazing or uniting the parts of such
29 article, and provided further and in addition to the foregoing
30 test and standards, that the actual fineness of the entire
31 quantity of metal purporting to be silver contained in any
32 article mentioned in [sections 556E.3 through 556E.5](#), including
33 all solder or alloy of inferior fineness used for brazing or
34 uniting the parts of any such article, all such silver, alloy,
35 or solder being assayed as one piece, shall not be less by more

1 than ten one-thousandths parts than the fineness indicated
2 according to the foregoing standards, by the mark stamped,
3 branded, engraved, or imprinted upon such article, or upon any
4 tag, card, or label attached thereto, or upon any container in
5 which said article is enclosed.

6 Sec. 98. Section 590.2, Code 2022, is amended to read as
7 follows:

8 **590.2 Notice of hearing in probate.**

9 In all instances prior to January 1, 1964, where the clerk
10 of the district court of any county failed to publish notice
11 of the time fixed for hearing of the probate of any will filed
12 in such county as required by section 11865 of the Code [1924
13 ~~to through~~ 1939, ~~inclusive~~], and section 633.20, Codes 1946 ~~to~~
14 through 1962, ~~inclusive~~, but did publish a notice of the time
15 fixed for such hearing signed by the clerk and addressed to
16 whom it may concern in a daily or weekly newspaper printed in
17 the county where the will was filed, such notice of time fixed
18 for the hearing of the probate of such will is hereby legalized
19 and shall have the same force and effect as though the same had
20 been published in strict conformity with the requirements of
21 said section.

22 Sec. 99. Section 591.16, subsection 2, Code 2022, is amended
23 to read as follows:

24 2. **This section** shall not operate to revive rights or claims
25 previously barred and shall not permit an action to be brought
26 or maintained upon any claim or cause of action which was
27 barred by any statute which was in force prior to ~~the effective~~
28 ~~date of this section~~ April 3, 1964.

29 Sec. 100. Section 600A.9, subsection 1, Code 2022, is
30 amended to read as follows:

31 1. Subsequent to the hearing on termination of parental
32 rights under **this chapter**, the juvenile court shall make a
33 finding of facts and shall do one of the following:

34 a. Order the petition ~~dismissed; or,~~ dismissed.

35 b. Order the petition granted. The juvenile court shall

1 appoint a guardian and a custodian or a guardian only. An
2 order issued under this paragraph shall include the finding
3 of facts. Such finding shall specify the factual basis for
4 terminating the parent-child relationship and shall specify the
5 ground or grounds upon which the termination is ordered.

6 Sec. 101. Section 633.448, Code 2022, is amended to read as
7 follows:

8 **633.448 Allowance and judgment.**

9 Upon the trial of a claim, offsets, and counterclaims, the
10 amount owing by or to the estate, if any, shall be determined.
11 A claim against the estate shall be allowed for the net amount.
12 Judgment shall be rendered for any amount found to be due the
13 estate. If a judgment is rendered against a claimant for
14 any net amount, execution may issue in the same manner as on
15 judgments in civil cases. The judgment against any interested
16 party may be deducted from any amounts the estate owes to the
17 interested party.

18 Sec. 102. Section 709.15, subsection 4, paragraph c, Code
19 2022, is amended to read as follows:

20 c. This subsection only applies to an offense under
21 paragraph "a", subparagraph (1), which occurs within the
22 period of time the adult providing training or instruction
23 is receiving payment for the training or instruction and
24 to an offense under paragraph "a", subparagraph (2), which
25 occurs within the period of time the adult providing training
26 or instruction is receiving payment for the training or
27 instruction or within thirty days after any such period of
28 training or instruction.

29 Sec. 103. Section 716.14, subsection 2, unnumbered
30 paragraph 1, Code 2022, is amended to read as follows:

31 A person commits unauthorized sampling, if the person
32 knowingly enters private property, without consent of the owner
33 or any other person having real or apparent authority to grant
34 consent, and obtains samples of any of the following:

35 Sec. 104. Section 904.805, subsections 2 and 3, Code 2022,

1 are amended to read as follows:

2 2. Receive, investigate, and take appropriate action
3 upon any complaints from potential purchasers of Iowa state
4 industries products or services regarding lack of cooperation
5 by Iowa state industries with public bodies and officers
6 who are listed in [section 904.807](#), and with other potential
7 purchasers.

8 3. Establish, transfer, and close industrial operations as
9 deemed advisable to maximize opportunities for gainful work for
10 inmates and to adjust to actual or potential market demand for
11 particular products or services.

12 Sec. 105. Section 904.812, Code 2022, is amended to read as
13 follows:

14 **904.812 Restriction on goods made available.**

15 Effective July 1, 1978, and notwithstanding any other
16 provisions of [this subchapter](#), goods made available by Iowa
17 state industries shall be restricted to items, materials,
18 supplies, and equipment which are formulated or manufactured by
19 Iowa state industries and shall not include goods, materials,
20 supplies, or equipment which are merely purchased by Iowa state
21 industries for repacking or resale except with approval of
22 the state director when such repacking for resale items are
23 directly related to product lines.

24 Sec. 106. 2021 Iowa Acts, chapter 101, section 1, is amended
25 to read as follows:

26 SEC. 1. [Section 708.7](#), Code 2021, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 07. A person injured by a violation of
29 [section subsection 1](#), paragraph "a", subparagraph (4), may
30 bring a civil action against the person whose conduct violated
31 [section subsection 1](#), paragraph "a", subparagraph (4).

32 Sec. 107. 2021 Iowa Acts, chapter 143, section 40, is
33 amended to read as follows:

34 SEC. 40. NEW SECTION. **456.5A Long-range budget plan.**

35 1. As used in [this section](#), "planning period" means a period

1 comprised of five consecutive fiscal years each beginning July
2 1 and ending June 30.

3 2. Not later than January 10, 2022, and not later than
4 January 10 of each subsequent five-year period, the state
5 geologist shall publish a new long-range budget plan for
6 the next planning period. The long-range budget plan shall
7 describe how moneys appropriated, expected to be appropriated,
8 or otherwise available or expected to be available to the
9 Iowa geological survey for each fiscal year of that planning
10 period are to be expended in a manner that best allows the
11 Iowa ~~geographic~~ geological survey to exercise its powers and
12 carry out its duties or functions. The long-range budget plan
13 shall include any performance goals and measures required
14 by law or established by the state geologist. The state
15 geologist shall annually evaluate the Iowa geological survey's
16 progress in attaining those performance goals and shall revise
17 the long-term budget plan as the state geologist determines
18 necessary or desirable.

19 Sec. 108. 2021 Iowa Acts, chapter 143, section 41, is
20 amended by striking the section and inserting in lieu thereof
21 the following:

22 SEC. 41. [Section 456.7](#), Code 2021, is amended to read as
23 follows:

24 **456.7 Annual report.**

25 ~~The~~ On or before January 10 of each year, the state geologist
26 shall, ~~annually, at the time provided by law, make~~ submit to
27 the governor and the general assembly a full report of the work
28 ~~in~~ of the Iowa geological survey performed during the preceding
29 ~~year, which.~~ The report shall include a summary of its current
30 long-range budget plan as provided in [section 456.5A](#). The
31 report may be accompanied by such other reports and ~~papers~~
32 documents as ~~may be considered~~ the state geologist determines
33 is necessary or desirable for publication.

34 Sec. 109. 2021 Iowa Acts, chapter 165, section 126, is
35 amended to read as follows:

1 SEC. 126. NEW SECTION. 490.903 Required approvals.

2 If a domestic or foreign corporation or eligible entity
3 shall not be a party to a merger without the approval of the
4 superintendent of banking, the commissioner of insurance, or
5 the Iowa ~~utility~~ utilities board, and the applicable statutes
6 or regulations do not specifically deal with transactions under
7 this subchapter but do require such approval for mergers,
8 a corporation or eligible entity shall not be a party to a
9 transaction under this subchapter without the prior approval of
10 that agency or official.

11 Sec. 110. 2021 Iowa Acts, chapter 183, section 5, is amended
12 to read as follows:

13 SEC. 5. Section 9E.7, Code 2021, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 4A. Upon request by a program participant,
16 the assessor or the assessor's staff shall redact the
17 requestor's name contained in electronic documents that
18 are displayed for public access through an internet site.
19 The assessor shall implement and maintain a process to
20 facilitate these requests. A fee shall not be charged for the
21 administration of this ~~paragraph~~ subsection.

22 DIVISION II

23 RETROACTIVE APPLICABILITY PROVISIONS

24 Sec. 111. RETROACTIVE APPLICABILITY. The following apply
25 retroactively to July 1, 2021:

26 1. The section of this Act amending 2021 Iowa Acts, chapter
27 101, section 1.

28 2. The section of this Act amending 2021 Iowa Acts, chapter
29 143, section 40.

30 3. The section of this Act amending 2021 Iowa Acts, chapter
31 143, section 41.

32 4. The section of this Act amending 2021 Iowa Acts, chapter
33 183, section 5.

34 Sec. 112. RETROACTIVE APPLICABILITY. The following applies
35 retroactively to January 1, 2022:

H.F. 2463

1 The section of this Act amending 2021 Iowa Acts, chapter 165,
2 section 126.