

SENATE FILE 2385
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SSB 3172)

(As Amended and Passed by the Senate April 10, 2024)

A BILL FOR

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

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

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

4 Section 1. NEW SECTION. 2.69 Definitions.

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

7 1. "Board" means any board, commission, committee, council,
8 panel, review team, or foundation of this state.

9 2. "Committee" means the state government efficiency review
10 committee established pursuant to this subchapter.

11 Sec. 2. NEW SECTION. 2.70 Committee — duties.

12 1. The committee shall carry out the functions provided in
13 this subchapter.

14 2. Administrative assistance shall be provided by the
15 legislative services agency.

16 Sec. 3. NEW SECTION. 2.71 Board reviews.

17 1. The committee shall review the usefulness, performance,
18 and efficacy of each board as provided in subsection 2. The
19 committee shall hold hearings to receive the testimony of the
20 public, the chief executive officer of the board, and any other
21 person deemed necessary by the committee. After completing a
22 review, the committee shall prepare and publish a report of its
23 findings and recommendations as provided in section 2.72.

24 2. The committee shall establish a schedule for the
25 committee to review each board such that the committee reviews
26 approximately one-fourth of all boards each calendar year.
27 Each board shall be reviewed once between the calendar years
28 2025 and 2029, and once every four years thereafter. The
29 committee may modify the schedule as necessary to facilitate
30 the efficient administration of the committee.

31 3. A board that is scheduled for review shall submit a
32 report to the committee thirty days prior to the date that it
33 is scheduled for review that includes all of the following
34 information:

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

1 *b.* The board's past and anticipated workload, the number of
2 staff required to complete that workload, and the board's total
3 number of staff.

4 *c.* The board's past and anticipated budgets and its sources
5 of funding.

6 *d.* The number of members that compose the governing board or
7 other governing entity of the board and member compensation,
8 if any.

9 *e.* Any other information requested by the committee.

10 4. A board subject to review shall bear the burden of
11 demonstrating to the committee a public need for its continued
12 existence. In determining whether a board has met that
13 burden, the committee shall consider all of the following, as
14 applicable:

15 *a.* Whether continuation of the board is necessary to protect
16 the health or safety of the public, and if so, the manner in
17 which it is necessary and whether the board's authority is
18 narrowly tailored to protect against present, recognizable, and
19 significant harms to the health or safety of the public.

20 *b.* The extent to which the board's jurisdiction and programs
21 overlap or duplicate those of other boards, the extent to which
22 the board coordinates with those other boards, and the extent
23 to which the board's programs could be consolidated with the
24 programs of other state departments or boards.

25 *c.* Whether the operation of the board has inhibited economic
26 growth, reduced efficiency, or increased government costs.

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

30 *e.* Whether the purpose for which the board was created has
31 been fulfilled, has changed, or no longer exists.

32 Sec. 4. NEW SECTION. **2.72 Reports.**

33 1. After completing a review of a board pursuant to section
34 2.71, the committee shall prepare and submit a report of its
35 findings and recommendations by December 21 of each year.

1 A report may include findings and recommendations for more
2 than one board. Copies of the report shall be made publicly
3 available on the general assembly's internet site.

4 2. Recommendations of the committee shall indicate how or
5 whether implementation of the recommendations would do each of
6 the following:

7 a. Improve efficiency in the management of state government.

8 b. Provide for the least restrictive regulations by
9 repealing current regulations and replacing them with less
10 restrictive regulations.

11 c. Improve the effectiveness of the services performed by
12 the boards of the state.

13 d. Avoid duplication of effort by state agencies or boards.

14 e. Improve the organization and coordination of the state
15 government.

16 Sec. 5. NEW SECTION. 2.73 State government efficiency
17 review committee established.

18 1. A state government efficiency review committee is
19 established which shall meet as necessary to efficiently
20 review all boards according to the schedule established by the
21 committee pursuant to section 2.71.

22 2. a.(1) The committee shall consist of two members of
23 the senate appointed by the majority leader of the senate, one
24 member of the senate appointed by the minority leader of the
25 senate, two members of the house of representatives appointed
26 by the speaker of the house of representatives, and one member
27 of the house of representatives appointed by the minority
28 leader of the house of representatives.

29 (2) The following shall serve as ex officio, nonvoting
30 members of the committee:

31 (a) An employee of the office of the governor, appointed by
32 the governor.

33 (b) The director of the department of management or the
34 director's designee.

35 (c) The director of the department of inspections, appeals,

1 and licensing or the director's designee.

2 *b.* Members shall be appointed prior to January 31 of the
3 first regular session of each general assembly and shall serve
4 for terms ending upon the convening of the following general
5 assembly or when their successors are appointed, whichever is
6 later. A vacancy shall be filled in the same manner as the
7 original appointment and shall be for the remainder of the
8 unexpired term of the vacancy.

9 *c.* The committee shall elect a chairperson and vice
10 chairperson.

11 3. The legislative members of the committee shall be
12 reimbursed for actual and necessary expenses incurred in the
13 performance of their duties and shall be paid a per diem as
14 specified in section 2.10 for each day in which they engaged
15 in the performance of their duties. However, per diem
16 compensation and expenses shall not be paid to members of the
17 general assembly when the general assembly is actually in
18 session at the seat of government. Expenses and per diem shall
19 be paid from moneys appropriated pursuant to section 2.12.

20 4. Administrative assistance shall be provided by the
21 legislative services agency.

22 Sec. 6. REPEAL. Sections 2.69 and 3.20, Code 2024, are
23 repealed.

24 Sec. 7. CODE EDITOR DIRECTIVE — TRANSFERS.

25 1. The Code editor is directed to make the following
26 transfers:

- 27 *a.* Section 69.15 to section 2.74.
- 28 *b.* Section 69.16 to section 2.75.
- 29 *c.* Section 69.16A to section 2.76.
- 30 *d.* Section 69.16B to section 2.77.
- 31 *e.* Section 69.16C to section 2.78.
- 32 *f.* Section 69.16D to section 2.79.
- 33 *g.* Section 69.16E to section 2.80.
- 34 *h.* Section 69.17 to section 2.81.

35 2. The Code editor shall correct internal references in the

1 Code and in any enacted legislation as necessary due to the
2 enactment of this section.

3 DIVISION II

4 PROFESSIONAL BOARDS

5 Sec. 8. Section 10A.503, subsection 1, Code 2024, is amended
6 to read as follows:

7 1. Each board under chapter 100C, 103, 103A, 105, or 147
8 that is under the administrative authority of the department
9 shall receive ~~administrative and clerical~~ staff support from
10 the department and may not employ its own support staff for
11 ~~administrative and clerical~~ duties. ~~The executive director~~
12 ~~of the board of nursing, board of medicine, dental board,~~
13 ~~and board of pharmacy shall be appointed pursuant to section~~
14 ~~10A.504.~~

15 Sec. 9. Section 10A.504, subsection 1, unnumbered paragraph
16 1, Code 2024, is amended to read as follows:

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

19 Sec. 10. Section 103.4, Code 2024, is amended to read as
20 follows:

21 ~~103.4 Executive secretary — staff and duties~~ Support staff.

22 The director shall ~~appoint an executive secretary for the~~
23 ~~board and shall hire and provide staff to assist the board~~
24 ~~in administering this chapter. The executive secretary~~
25 ~~shall report to the director for purposes of routine board~~
26 ~~administrative functions, and shall report directly to~~
27 ~~the board for purposes of execution of board policy such~~
28 ~~as application of licensing criteria and processing of~~
29 ~~applications.~~

30 Sec. 11. Section 103.34, subsection 1, Code 2024, is amended
31 to read as follows:

32 1. Upon receipt of a notice of appeal filed pursuant
33 to section 103.33, the chairperson or ~~executive secretary~~
34 administrative staff of the board may designate a hearing
35 officer from among the board members to hear the appeal or

1 may set the matter for hearing before the full board at its
2 next regular meeting. A majority of the board shall make the
3 decision.

4 Sec. 12. Section 147.80, subsection 3, Code 2024, is amended
5 by striking the subsection.

6 Sec. 13. Section 147.87, Code 2024, is amended to read as
7 follows:

8 **147.87 Enforcement.**

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

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

21 Sec. 14. Section 147.88, Code 2024, is amended to read as
22 follows:

23 **147.88 Inspections and investigations.**

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

31 Sec. 15. Section 152.2, Code 2024, is amended to read as
32 follows:

33 **152.2 Executive director.**

34 ~~The board shall retain a full-time~~ An executive director,
35 ~~who~~ shall be appointed pursuant to section 10A.504. The

1 executive director shall be a registered nurse. The governor,
2 with the approval of the executive council pursuant to section
3 8A.413, subsection 3, under the pay plan for exempt positions
4 in the executive branch of government, shall set the salary of
5 the executive director.

6 Sec. 16. Section 152E.2, Code 2024, is amended to read as
7 follows:

8 **152E.2 Compact administrator.**

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

17 Sec. 17. Section 153.36, subsection 1, Code 2024, is amended
18 to read as follows:

19 1. Sections 147.44, 147.48, 147.49, 147.53, and 147.55, ~~and~~
20 ~~sections 147.87 through 147.92~~ shall not apply to the practice
21 of dentistry.

22 Sec. 18. Section 272C.6, subsection 1, Code 2024, is amended
23 to read as follows:

24 1. Disciplinary hearings held pursuant to this chapter
25 shall be heard by the board sitting as the hearing panel, or
26 by an administrative law judge, or by a panel of not less
27 than three board members who are licensed in the profession,
28 or by a panel of not less than three members appointed
29 pursuant to subsection 2. Notwithstanding chapters 17A and
30 21 a disciplinary hearing shall be open to the public at the
31 discretion of the licensee.

32 Sec. 19. REPEAL. Sections 152.3 and 153.33B, Code 2024,
33 are repealed.

34 DIVISION III

35 SALARIES — CERTAIN BOARDS AND COUNCILS

1 Sec. 20. Section 217.2, subsection 1, Code 2024, is amended
2 by adding the following new paragraph:

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

6 Sec. 21. Section 256.5, Code 2024, is amended to read as
7 follows:

8 **256.5 Compensation and expenses.**

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

16 Sec. 22. NEW SECTION. **262.3 Salary.**

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

21 DIVISION IV

22 LICENSURE STUDIES

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

31 Sec. 24. LICENSURE FEE STUDY.

32 1. The department of inspections, appeals, and licensing
33 shall review fees imposed by a department, board, commission,
34 or other governmental entity for the issuance or renewal of a
35 professional or occupational license. The department shall

1 evaluate the fees based on the licensure fees imposed in
2 surrounding states and the operational costs of the licensing
3 functions of the entity.

4 2. The department shall submit a report, including proposed
5 fees, to the governor and the general assembly by September 30,
6 2024.

7 DIVISION V

8 ADVISORY BODIES

9 Sec. 25. Section 7E.3, subsection 3, Code 2024, is amended
10 by striking the subsection and inserting in lieu thereof the
11 following:

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

22 Sec. 26. Section 15.105, Code 2024, is amended by adding the
23 following new subsection:

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

32 Sec. 27. NEW SECTION. 152.3A **Advisory committees.**

33 The board may establish and utilize such ad hoc advisory
34 committees as determined necessary by the board. The board
35 shall establish appointment provisions, membership terms,

1 operating guidelines, and any other operational requirements
2 for committees established pursuant to this section. Members
3 of committees established pursuant to this section shall serve
4 without compensation but may be reimbursed for actual expenses.

5 Sec. 28. Section 153.33, subsection 1, Code 2024, is amended
6 by adding the following new paragraph:

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

16 Sec. 29. Section 256.7, Code 2024, is amended by adding the
17 following new subsection:

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

26 Sec. 30. Section 307A.2, Code 2024, is amended by adding the
27 following new subsection:

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

1 Sec. 31. Section 455A.5, subsection 6, Code 2024, is amended
2 by adding the following new paragraph:

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

11 Sec. 32. Section 455A.6, subsection 6, Code 2024, is amended
12 by adding the following new paragraph:

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

21 Sec. 33. Section 904.105, Code 2024, is amended by adding
22 the following new subsection:

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

31 DIVISION VI

32 ELECTRONIC MEETINGS

33 Sec. 34. Section 21.8, subsection 1, unnumbered paragraph
34 1, Code 2024, is amended to read as follows:

35 A governmental body ~~may conduct a meeting by electronic~~

1 ~~means only in circumstances where such a meeting in person is~~
2 ~~impossible or impractical and only if the governmental body~~
3 ~~complies shall provide for hybrid meetings, teleconference~~
4 ~~participation, virtual meetings, remote participation, and~~
5 ~~other hybrid options for the members of the governmental body~~
6 ~~to participate in official meetings. A governmental body~~
7 ~~conducting a meeting pursuant to this subsection shall comply~~
8 with all of the following:

9 Sec. 35. Section 21.8, subsection 1, paragraph c, Code 2024,
10 is amended to read as follows:

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

14 Sec. 36. Section 21.8, Code 2024, is amended by adding the
15 following new subsection:

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

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

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

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

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

29 DIVISION VII

30 MEETINGS — GENERAL

31 Sec. 37. Section 5.3, Code 2024, is amended to read as
32 follows:

33 **5.3 Organization.**

34 The commissioners shall meet at the state capitol ~~at least~~
35 ~~once in two years~~ as necessary and shall organize by the

1 election of one of their number as chairperson and another
2 as secretary, who shall hold their respective offices for a
3 term of two years and until their successors are elected and
4 qualified.

5 Sec. 38. Section 8A.606, Code 2024, is amended to read as
6 follows:

7 **8A.606 Meetings.**

8 The commission shall have its offices at the seat of
9 government but may hold meetings in other locations. The
10 commission shall meet ~~quarterly and~~ at the call of the
11 chairperson.

12 Sec. 39. Section 8A.616, subsection 4, Code 2024, is amended
13 to read as follows:

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

19 Sec. 40. Section 10A.601, subsection 3, Code 2024, is
20 amended to read as follows:

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

30 Sec. 41. Section 13A.5, Code 2024, is amended to read as
31 follows:

32 **13A.5 Meetings.**

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

1 called by the chairperson upon the written request of three
2 members of the council. The council shall establish its own
3 procedures and requirements with respect to quorum, place, and
4 conduct of its meetings and other matters.

5 Sec. 42. Section 23.3, subsection 7, Code 2024, is amended
6 to read as follows:

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

9 Sec. 43. Section 24.26, subsection 2, Code 2024, is amended
10 to read as follows:

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

18 Sec. 44. Section 47.8, subsection 1, unnumbered paragraph
19 1, Code 2024, is amended to read as follows:

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

25 Sec. 45. Section 80B.9, Code 2024, is amended to read as
26 follows:

27 **80B.9 Meetings.**

28 The council ~~shall meet at least four times each year and~~
29 shall hold ~~special~~ meetings when called by the chairperson or,
30 in the absence of the chairperson, by the vice chairperson,
31 or by the chairperson upon written request of five members
32 of the council. The council shall establish procedures and
33 requirements with respect to quorum, place, and conduct of
34 meetings.

35 Sec. 46. Section 99D.6, subsection 1, Code 2024, is amended

1 to read as follows:

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

7 Sec. 47. Section 99G.8, subsection 11, Code 2024, is amended
8 to read as follows:

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

15 Sec. 48. Section 103.2, subsection 3, paragraph b, Code
16 2024, is amended to read as follows:

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

22 Sec. 49. Section 103.34, subsection 1, Code 2024, is amended
23 to read as follows:

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

30 Sec. 50. Section 123.6, Code 2024, is amended to read as
31 follows:

32 **123.6 Commission meetings.**

33 The commission shall meet on or before July 1 of each year
34 for the purpose of selecting one of its members as chairperson
35 for the succeeding year. The commission shall ~~otherwise~~ meet

1 ~~quarterly or~~ at the call of the chairperson or director or when
2 three members file a written request for a meeting. Written
3 notice of the time and place of each meeting shall be given to
4 each member of the commission. A majority of the commission
5 members shall constitute a quorum.

6 Sec. 51. Section 124E.5, subsection 2, Code 2024, is amended
7 to read as follows:

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

10 Sec. 52. Section 169.5, subsections 3 and 4, Code 2024, are
11 amended to read as follows:

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

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

29 Sec. 53. Section 182.13, Code 2024, is amended to read as
30 follows:

31 **182.13 Compensation — meetings.**

32 Members of the board may receive payment for their
33 actual expenses and travel in performing official board
34 functions. Payment shall be made from amounts collected from
35 the assessment. No member of the board shall be a salaried

1 employee of the board or any organization or agency receiving
2 funds from the board. The board shall meet at ~~least once every~~
3 ~~three months, and at other~~ such times as it deems necessary.

4 Sec. 54. Section 184.7, subsection 4, Code 2024, is amended
5 to read as follows:

6 4. The council shall meet at ~~least once every three~~
7 ~~months and at other~~ such times as the council determines are
8 necessary.

9 Sec. 55. Section 185.14, Code 2024, is amended to read as
10 follows:

11 **185.14 Compensation — meetings.**

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

19 Sec. 56. Section 185C.14, subsection 3, Code 2024, is
20 amended to read as follows:

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

23 Sec. 57. Section 186.1, Code 2024, is amended to read as
24 follows:

25 **186.1 Meetings and organization of society.**

26 The Iowa state horticulture society shall hold meetings each
27 ~~year, at times as it may fix,~~ as necessary for the transaction
28 of business. The officers and board of directors of the
29 society shall be chosen as provided for in the constitution
30 of the society, for the period and in the manner prescribed
31 therein, but the secretary of agriculture or the secretary's
32 designee shall be a member of the board of directors and of
33 the executive committee. Any vacancy in the offices filled by
34 the society may be filled by the executive committee for the
35 unexpired portion of the term.

1 Sec. 58. Section 217.4, Code 2024, is amended to read as
2 follows:

3 **217.4 Meetings of council.**

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

12 Sec. 59. Section 237.16, subsection 2, Code 2024, is amended
13 to read as follows:

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

22 Sec. 60. Section 256.32, subsection 3, Code 2024, is amended
23 to read as follows:

24 3. The duties of the council are to review, develop,
25 and recommend standards for secondary and postsecondary
26 agricultural education. The council shall annually issue a
27 report to the state board of education and the chairpersons
28 of the house and senate agriculture and education committees
29 regarding both short-term and long-term curricular standards
30 for agricultural education and the council's activities. The
31 council shall meet ~~a minimum of twice annually~~ as necessary,
32 and must have a quorum consisting of a majority of voting
33 members present to hold an official meeting and to take any
34 final council action. However, hearings may be held without
35 a quorum. The chairperson shall be elected annually by and

1 from the voting membership. The initial organizational meeting
2 shall be called by the director of the department of education.

3 Sec. 61. Section 256.83, subsection 1, Code 2024, is amended
4 to read as follows:

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

13 Sec. 62. Section 256I.3, subsection 4, Code 2024, is amended
14 to read as follows:

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

21 Sec. 63. Section 262.8, Code 2024, is amended to read as
22 follows:

23 **262.8 Meetings.**

24 ~~The board shall meet four times a year. Special meetings~~
25 Meetings may be called by the board, by the president of the
26 board, or by the executive director of the board upon written
27 request of any five members thereof.

28 Sec. 64. Section 267.5, subsection 2, Code 2024, is amended
29 to read as follows:

30 2. ~~Hold a meeting twice each year~~ Meet as necessary at Iowa
31 state university of science and technology. The council shall
32 meet with the faculty of the college of veterinary medicine.
33 The council may hold other such meetings as the council may
34 determine necessary, or as required by section 267.6. An
35 action taken by the council shall not be valid unless agreed to

1 by a majority of the council members.

2 Sec. 65. Section 455A.5, subsection 4, Code 2024, is amended
3 to read as follows:

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

11 Sec. 66. Section 455A.6, subsection 4, Code 2024, is amended
12 to read as follows:

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

20 Sec. 67. Section 465C.5, Code 2024, is amended to read as
21 follows:

22 **465C.5 Organization.**

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

28 Sec. 68. Section 466B.3, subsection 5, paragraph a, Code
29 2024, is amended to read as follows:

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

32 Sec. 69. Section 481A.10A, subsection 3, Code 2024, is
33 amended to read as follows:

34 3. The committee shall meet with a representative of the
35 department of natural resources ~~on a semiannual basis~~ as

1 necessary. The committee shall serve without compensation or
2 reimbursement for expenses.

3 Sec. 70. Section 524.205, subsection 5, Code 2024, is
4 amended to read as follows:

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

10 Sec. 71. Section 533.107, subsection 3, Code 2024, is
11 amended to read as follows:

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

15 Sec. 72. Section 542B.9, Code 2024, is amended to read as
16 follows:

17 **542B.9 Organization of the board — staff.**

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

28 Sec. 73. Section 543B.50, Code 2024, is amended to read as
29 follows:

30 **543B.50 Meetings.**

31 The real estate commission shall ~~hold at least one meeting~~
32 ~~per year~~ meet as necessary at the location of the commission's
33 principal office and shall elect a chairperson annually. A
34 majority of the members of the commission shall constitute a
35 quorum.

1 Sec. 74. Section 543D.4, subsection 7, Code 2024, is amended
2 to read as follows:

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

5 Sec. 75. Section 904.106, Code 2024, is amended to read as
6 follows:

7 **904.106 Meetings — expenses.**

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

16 Sec. 76. Section 905.3, subsection 1, paragraph b, Code
17 2024, is amended to read as follows:

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

20 DIVISION VIII

21 REORGANIZATION

22 Sec. 77. Section 7E.5, subsection 2, paragraph a, Code 2024,
23 is amended to read as follows:

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

28 Sec. 78. Section 8A.201, subsection 3, paragraph b, Code
29 2024, is amended to read as follows:

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

32 Sec. 79. Section 8A.203, subsections 3 and 4, Code 2024, are
33 amended to read as follows:

34 3. The commission shall ~~adopt~~ provide advice and
35 recommendations on the adoption of rules under chapter 17A by

1 the department for carrying out the responsibilities of the
2 department as it relates to library services duties of the
3 department.

4 4. ~~Advise~~ The commission shall advise the department and the
5 state librarian concerning the library services duties of the
6 department.

7 Sec. 80. Section 8A.206, subsection 2, paragraphs a and d,
8 Code 2024, are amended to read as follows:

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

13 d. Perform other duties imposed by law or by the rules of
14 the ~~commission~~ department.

15 Sec. 81. Section 8A.207, subsection 1, Code 2024, is amended
16 to read as follows:

17 1. Manage the state data center program to make United
18 States census data available to the residents of Iowa under
19 rules the ~~commission~~ department adopts.

20 Sec. 82. Section 8A.209, subsection 1, Code 2024, is amended
21 to read as follows:

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

1 Sec. 83. Section 8A.412, subsection 11, Code 2024, is
2 amended to read as follows:

3 11. Professional employees under the supervision of the
4 attorney general, the state public defender, the secretary of
5 state, the auditor of state, and the treasurer of state,~~and~~
6 ~~the public employment relations board.~~

7 Sec. 84. Section 8A.415, subsection 1, paragraph b, Code
8 2024, is amended to read as follows:

9 b. If not satisfied, the employee may, within thirty
10 calendar days following the director's response, file an appeal
11 with the ~~public~~ employment relations appeal board. The hearing
12 shall be conducted in accordance with the rules of the ~~public~~
13 employment relations appeal board and the Iowa administrative
14 procedure Act, chapter 17A. Decisions rendered shall be based
15 upon a standard of substantial compliance with this subchapter
16 and the rules of the department. Decisions by the ~~public~~
17 employment relations appeal board constitute final agency
18 action.

19 Sec. 85. Section 8A.415, subsection 2, paragraph b, Code
20 2024, is amended to read as follows:

21 b. If not satisfied, the employee may, within thirty
22 calendar days following the director's response, file an
23 appeal with the ~~public~~ employment relations appeal board. The
24 employee has the right to a hearing closed to the public,
25 unless a public hearing is requested by the employee. The
26 hearing shall otherwise be conducted in accordance with the
27 rules of the ~~public~~ employment relations appeal board and the
28 Iowa administrative procedure Act, chapter 17A. If the ~~public~~
29 employment relations appeal board finds that the action taken
30 by the appointing authority was for political, religious,
31 racial, national origin, sex, age, or other reasons not
32 constituting just cause, the employee may be reinstated without
33 loss of pay or benefits for the elapsed period, or the ~~public~~
34 employment relations appeal board may provide other appropriate
35 remedies. Decisions by the ~~public~~ employment relations appeal

1 board constitute final agency action.

2 Sec. 86. Section 8A.703, subsection 1, Code 2024, is amended
3 to read as follows:

4 1. A state historical society board of trustees is
5 established consisting of ~~twelve~~ seven members selected as
6 follows:

7 *a.* ~~Three~~ Two members shall be elected by the members of the
8 state historical society according to rules established by the
9 board of trustees.

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

12 ~~*c.*~~ *b.* The governor shall appoint five members from the
13 state at large, considering but not requiring geographical
14 diversity, at least ~~two~~ one of whom shall be on the faculty of
15 a college or university in the state engaged in a discipline
16 related to the activities of the historical society.

17 Sec. 87. Section 8A.707, subsection 1, Code 2024, is amended
18 by adding the following new paragraphs:

19 NEW PARAGRAPH. *f.* Serve as the central advisory body for
20 historical records planning in the state and as a coordinating
21 body to facilitate cooperation among historical records
22 repositories and other information agencies within the state.

23 NEW PARAGRAPH. *g.* Serve as a state level review body
24 for grant proposals submitted to the national historical
25 publications and records commission.

26 Sec. 88. Section 8A.707, Code 2024, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 4. The state historical society board of
29 trustees may:

30 *a.* Serve in an advisory capacity to the state records
31 commission, the state archives and records program, and other
32 statewide archival or records agencies.

33 *b.* Seek moneys from the national historical publications
34 and records commission or other grant-funding bodies for
35 sponsoring and publishing surveys of the conditions and needs

1 of historical records in the state; for developing, revising,
2 and distributing funding priorities for historical records
3 projects in Iowa; for implementing projects to be carried out
4 in the state for the preservation of historical records and
5 publications; or for reviewing, through reports and otherwise,
6 the operation and progress of records projects in the state.

7 Sec. 89. Section 8D.3, subsection 3, paragraphs b and d,
8 Code 2024, are amended to read as follows:

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

12 ~~The commission, in consultation with the department of~~
13 ~~administrative services, shall also adopt and provide for~~
14 ~~standard communications procedures and policies relating to~~
15 ~~the use of the network which recognize, at a minimum, the need~~
16 ~~for reliable communications services. Provide advice and~~
17 ~~recommendations to the director for the adoption of rules as~~
18 ~~provided in section 8D.4.~~

19 ~~d. Review and approve for adoption, rules as proposed~~
20 ~~and submitted by an authorized user group necessary for the~~
21 ~~authorized user group's access and use of the network. The~~
22 ~~commission may refuse to approve and adopt a proposed rule,~~
23 ~~and upon such refusal, shall return the proposed rule to the~~
24 ~~respective authorized user group proposing the rule with a~~
25 ~~statement indicating the commission's reason for refusing to~~
26 ~~approve and adopt the rule. Provide advice and recommendations~~
27 ~~to the director for the review and adoption of rules proposed~~
28 ~~and submitted by an authorized user group.~~

29 Sec. 90. Section 8D.4, Code 2024, is amended to read as
30 follows:

31 **8D.4 Executive director appointed.**

32 1. The ~~commission~~ governor shall appoint an executive
33 director of the commission, subject to confirmation by the
34 senate. Such individual shall not serve as a member of the
35 commission. The executive director shall serve at the pleasure

1 of the ~~commission~~ governor. The executive director shall be
2 selected primarily for administrative ability and knowledge
3 in the field, without regard to political affiliation. The
4 governor shall establish the salary of the executive director
5 within the applicable salary range as established by the
6 general assembly. The salary and support of the executive
7 director shall be paid from ~~funds~~ moneys deposited in the Iowa
8 communications network fund.

9 2. The director shall adopt rules pursuant to chapter 17A
10 for the implementation and administration of the duties of the
11 commission. The director, in consultation with the department
12 of administrative services, shall also adopt and provide for
13 standard communications procedures and policies relating to the
14 use of the network which recognize, at a minimum, the need for
15 reliable communications services. The director shall review
16 and approve for adoption rules as proposed and submitted by
17 an authorized user group necessary for the authorized user
18 group's access and use of the network. The director may refuse
19 to approve and adopt a proposed rule, and upon such refusal,
20 shall return the proposed rule to the respective authorized
21 user group proposing the rule with a statement indicating the
22 director's reason for refusing to approve and adopt the rule.

23 Sec. 91. Section 8D.9, subsection 2, paragraph b, Code 2024,
24 is amended to read as follows:

25 *b.* A private or public agency, other than an institution
26 under the control of the state board of regents, a private
27 college or university, or a nonpublic school, shall petition
28 the commission for a waiver of the requirement to use the
29 network as provided in paragraph "a", if the agency determines
30 that paragraph "a", subparagraph (1) or (2), applies. The
31 ~~commission~~ director shall establish by rule a review process
32 for determining, upon application of an authorized user,
33 whether paragraph "a", subparagraph (1) or (2), applies. An
34 authorized user found by the commission to be under contract
35 for such services as provided in paragraph "a", subparagraph

1 (2), shall not enter into another contract upon the expiration
2 of such contract, but shall utilize the network for such
3 services as provided in this section unless paragraph "a",
4 subparagraph (1), applies. A waiver approved by the commission
5 may be for a period as requested by the private or public
6 agency of up to three years.

7 Sec. 92. Section 10A.104, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. Appoint the administrators of the divisions within
10 the department and all other personnel deemed necessary for
11 the administration of this chapter, except the state public
12 defender, assistant state public defenders, administrator of
13 the racing and gaming commission, labor commissioner, workers'
14 compensation commissioner, director of the Iowa state office of
15 civil rights commission, and members of the employment appeal
16 board. All persons appointed and employed in the department
17 are covered by the provisions of chapter 8A, subchapter IV, but
18 persons not appointed by the director are exempt from the merit
19 system provisions of chapter 8A, subchapter IV.

20 Sec. 93. Section 10A.506, subsection 1, paragraph a,
21 subparagraph (7), Code 2024, is amended by striking the
22 subparagraph.

23 Sec. 94. Section 12.72, subsection 1, Code 2024, is amended
24 to read as follows:

25 1. A vision Iowa fund is created and established as a
26 separate and distinct fund in the state treasury. The moneys
27 in the fund are appropriated to the ~~enhance Iowa economic~~
28 development authority board for purposes of the vision Iowa
29 program established in section 15F.302. Moneys in the fund
30 shall not be subject to appropriation for any other purpose by
31 the general assembly, but shall be used only for the purposes
32 of the vision Iowa fund. The treasurer of state shall act as
33 custodian of the fund and disburse moneys contained in the
34 fund as directed by the ~~enhance Iowa economic development~~
35 authority board, including automatic disbursements of funds

1 received pursuant to the terms of bond indentures and documents
2 and security provisions to trustees. The fund shall be
3 administered by the ~~enhance-Iowa~~ economic development authority
4 board which shall make expenditures from the fund consistent
5 with the purposes of the vision Iowa program without further
6 appropriation. An applicant under the vision Iowa program
7 shall not receive more than seventy-five million dollars in
8 financial assistance from the fund.

9 Sec. 95. Section 12.75, subsection 1, Code 2024, is amended
10 to read as follows:

11 1. The ~~enhance-Iowa~~ economic development authority board
12 may undertake a project for two or more applicants jointly
13 or for any combination of applicants, and may combine for
14 financing purposes, with the consent of all of the applicants
15 which are involved, the project and some or all future projects
16 of any applicant, and section 12.71, Code 2020, sections 12.72
17 and 12.74, this section, and sections 12.76 and 12.77 apply to
18 and for the benefit of the ~~enhance-Iowa~~ economic development
19 authority board and the joint applicants. However, the money
20 set aside in a fund or funds pledged for any series or issue
21 of bonds or notes shall be held for the sole benefit of the
22 series or issue separate and apart from money pledged for
23 another series or issue of bonds or notes of the treasurer
24 of state. To facilitate the combining of projects, bonds or
25 notes may be issued in series under one or more resolutions or
26 trust agreements and may be fully open-ended, thus providing
27 for the unlimited issuance of additional series, or partially
28 open-ended, limited as to additional series.

29 Sec. 96. Section 12B.10, subsection 7, unnumbered paragraph
30 1, Code 2024, is amended to read as follows:

31 Notwithstanding sections 12C.2, 12C.4, 12C.6, ~~12C.6A,~~
32 and any other provision of law relating to the deposits of
33 public funds, if public funds are deposited in a depository,
34 as defined in section 12C.1, any uninsured portion of the
35 public funds invested through the depository may be invested

1 in insured deposits or certificates of deposit arranged by
2 the depository that are placed in or issued by one or more
3 federally insured banks or savings associations regardless of
4 location for the account of the public funds depositor if all
5 of the following requirements are satisfied:

6 Sec. 97. Section 12C.6, subsection 2, paragraphs a, c, d, e,
7 and f, Code 2024, are amended to read as follows:

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

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

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

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

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

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

12 Sec. 98. Section 15.105, subsection 1, paragraph a,
13 subparagraph (1), Code 2024, is amended to read as follows:

14 (1) The powers of the authority are vested in and shall
15 be exercised by a board of eleven voting members selected at
16 large and appointed by the governor subject to confirmation
17 by the senate. ~~The voting members shall be comprised of the~~
18 ~~following:~~

19 ~~(a) Two members from each United States congressional~~
20 ~~district established under section 40.1 in the state.~~

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

22 Sec. 99. Section 15.108, subsection 5, paragraph c, Code
23 2024, is amended to read as follows:

24 *c.* Coordinate and develop with the department of
25 transportation, the department of natural resources, ~~the~~
26 ~~enhance Iowa board,~~ other state agencies, and local and
27 regional entities public interpretation, marketing, and
28 education programs that encourage Iowans and out-of-state
29 visitors to participate in the recreational and leisure
30 opportunities available in Iowa. The authority shall establish
31 and administer a program that helps connect both Iowa residents
32 and residents of other states to new and existing Iowa
33 experiences as a means to enhance the economic, social, and
34 cultural well-being of the state. The program shall include
35 a broad range of new opportunities, both rural and urban,

1 including main street destinations, green space initiatives,
2 and artistic and cultural attractions.

3 Sec. 100. Section 15.108, subsection 8, paragraph b,
4 subparagraphs (4) and (5), Code 2024, are amended to read as
5 follows:

6 (4) Compile, in consultation with the Iowa arts council,
7 a list of grant applications recommended for funding in
8 accordance with the amount available for distribution as
9 provided in section 15.481, subsection 3. ~~The list of~~
10 ~~recommended grant applications shall be submitted to the Iowa~~
11 ~~cultural trust board of trustees for approval.~~

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

19 Sec. 101. Section 15.116, Code 2024, is amended to read as
20 follows:

21 **15.116 Technology commercialization committee.**

22 To evaluate and make recommendations to the authority
23 on appropriate funding for the projects and programs
24 applying for financial assistance from the innovation
25 and commercialization development fund created in section
26 15.412, the economic development authority shall create a
27 technology commercialization committee composed of members
28 with expertise in the areas of biosciences, engineering,
29 manufacturing, pharmaceuticals, materials, information
30 solutions, software, and energy. At least one member of the
31 technology commercialization committee shall be a member of the
32 economic development authority. An organization designated by
33 the authority, composed of members from both the public and
34 private sectors and composed of subunits or subcommittees in
35 the areas of already identified bioscience platforms, education

1 and workforce development, commercialization, communication,
2 policy and governance, and finance, shall provide funding
3 recommendations to the technology commercialization committee.
4 Members of the committee shall be eligible for a per diem as
5 specified in section 7E.6 for each day spent in performance of
6 duties as members, and shall receive compensation for mileage
7 to and from meetings.

8 Sec. 102. Section 15.117A, subsection 2, paragraph a,
9 unnumbered paragraph 1, Code 2024, is amended to read as
10 follows:

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

12 Sec. 103. Section 15.117A, subsection 2, paragraph a,
13 subparagraphs (1), (3), and (9), Code 2024, are amended to read
14 as follows:

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

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

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

35 Sec. 104. Section 15.117A, subsection 2, paragraph a,

1 subparagraphs (2) and (4), Code 2024, are amended by striking
2 the subparagraphs.

3 Sec. 105. Section 15.117A, subsection 4, Code 2024, is
4 amended to read as follows:

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

16 Sec. 106. Section 15.117A, subsection 6, paragraphs a, b,
17 and d, Code 2024, are amended by striking the paragraphs.

18 Sec. 107. Section 15.117A, Code 2024, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 7. A committee appointed by the
21 director and the chairperson of the council shall review and
22 make recommendations on all applications received by the
23 authority for financial assistance under the Iowa strategic
24 infrastructure program pursuant to section 15.313. Persons
25 appointed to a committee pursuant to this subsection are not
26 required to be members of the council.

27 Sec. 108. Section 15.439, subsection 1, paragraphs a, c, d,
28 and e, Code 2024, are amended to read as follows:

29 a. The authority shall establish and administer an Iowa
30 great places program for purposes of combining resources of
31 state government in an effort to showcase the unique and
32 authentic qualities of communities, regions, neighborhoods, and
33 districts that make such places exceptional places to work and
34 live. ~~The authority shall provide administrative assistance to~~
35 ~~the Iowa great places board~~. The authority shall coordinate

1 ~~the efforts of the Iowa great places board with the efforts of~~
2 other state agencies participating in the program which shall
3 include but not be limited to the Iowa finance authority, the
4 department of health and human services, the department of
5 natural resources, the state department of transportation, and
6 the department of workforce development.

7 ~~c. Initially, three Iowa great places projects shall be~~
8 ~~identified by the Iowa great places board. The board~~ authority
9 may identify additional Iowa great places for participation
10 under the program when places develop dimensions and meet
11 readiness criteria for participation under the program.

12 ~~d. The authority shall work in cooperation with the enhance~~
13 ~~Iowa board for purposes of maximizing and leveraging moneys~~
14 ~~appropriated to identified Iowa great places.~~

15 ~~e. d.~~ As a condition of receiving state funds, an
16 identified Iowa great place shall present information to the
17 ~~board~~ authority concerning the proposed activities and total
18 financial needs of the project.

19 Sec. 109. Section 15.439, subsection 2, Code 2024, is
20 amended by striking the subsection.

21 Sec. 110. Section 15.439, subsections 3 and 4, Code 2024,
22 are amended to read as follows:

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

24 ~~a. Organize.~~

25 ~~b. a.~~ Identify Iowa great places for purposes of receiving
26 a package of resources under the program.

27 ~~e. b.~~ Identify a combination of state resources which can
28 be provided to Iowa great places.

29 4. Notwithstanding any restriction, requirement, or
30 duty to the contrary, in considering an application for a
31 grant, loan, or other financial or technical assistance for a
32 project identified in an Iowa great places agreement developed
33 pursuant to this section, a state agency shall give additional
34 consideration or additional points in the application of rating
35 or evaluation criteria to such applications. This subsection

1 applies to applications filed within three years of the Iowa
2 ~~great places board's~~ authority's identification of the project
3 for participation in the program.

4 Sec. 111. Section 15.478, subsection 1, Code 2024, is
5 amended by striking the subsection.

6 Sec. 112. Section 15.479, subsection 4, Code 2024, is
7 amended to read as follows:

8 4. The treasurer of state shall act as custodian of the
9 fund, shall invest moneys in the trust fund, and shall transfer
10 the interest attributable to the investment of trust fund
11 moneys to the grant account created in section 15.482. The
12 trust fund's principal shall not be used or accessed by the
13 ~~department or the board~~ authority for any purpose.

14 Sec. 113. Section 15.481, unnumbered paragraph 1, Code
15 2024, is amended to read as follows:

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

17 Sec. 114. Section 15.481, subsections 2 and 3, Code 2024,
18 are amended to read as follows:

19 2. Approve or disapprove the grants recommended for
20 approval by the director, in consultation with the Iowa arts
21 council and the state historical society of Iowa, in accordance
22 with section 15.108, subsection 8, paragraph "b". The ~~board~~
23 authority may remove any recommendation from the list, but
24 shall not add to or otherwise amend the list of recommended
25 grants.

26 3. Upon approving a grant, the ~~board~~ authority shall certify
27 to the treasurer of state the amount of financial assistance
28 payable from the grant account to the qualified organization
29 whose grant application is approved.

30 Sec. 115. Section 15.482, subsections 1 and 3, Code 2024,
31 are amended to read as follows:

32 1. An Iowa cultural trust grant account is created in
33 the office of the treasurer of state under the control of
34 the ~~board~~ authority to receive interest attributable to the
35 investment of trust fund moneys as required by section 15.479,

1 subsection 4. The moneys in the grant account are appropriated
2 to the ~~board~~ authority for purposes of the Iowa cultural trust
3 created in section 15.479. Moneys in the grant account shall
4 not be subject to appropriation for any other purpose by the
5 general assembly, but shall be used only for the purposes of
6 the Iowa cultural trust. The treasurer of state shall act as
7 custodian of the grant account and disburse moneys contained
8 in the grant account as directed by the ~~board~~ authority. The
9 ~~board~~ authority shall make expenditures from the grant account
10 consistent with the purposes of the Iowa cultural trust.

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

17 Sec. 116. Section 15F.101, subsection 2, Code 2024, is
18 amended to read as follows:

19 2. "~~Board~~" means the ~~enhance Iowa economic development~~
20 authority board as created in section ~~15F.102~~ 15.105.

21 Sec. 117. Section 15F.203, subsection 2, Code 2024, is
22 amended to read as follows:

23 2. A review committee composed of five members of the
24 board shall review community attraction and tourism program
25 applications forwarded to the board and make recommendations
26 regarding the applications to the board. ~~The review committee~~
27 ~~shall consist of members of the board, with one member from~~
28 ~~each congressional district under section 15F.102, subsection~~
29 ~~2, paragraph "a", and one member from the state at large under~~
30 ~~section 15F.102, subsection 2, paragraph "b".~~

31 Sec. 118. Section 15F.304, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. A review committee composed of six members of the
34 board shall review vision Iowa program applications and
35 river enhancement community attraction and tourism project

1 applications forwarded to the board and make recommendations
2 regarding the applications to the board. ~~The review committee~~
3 ~~shall consist of members of the board, with one member from~~
4 ~~each congressional district under section 15F.102, subsection~~
5 ~~2, paragraph "a", and two members from the state at large under~~
6 ~~section 15F.102, subsection 2, paragraph "b".~~

7 Sec. 119. Section 15F.402, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. A review committee composed of five members of the
10 board shall review sports tourism marketing and infrastructure
11 program applications forwarded to the board and make
12 recommendations regarding the applications to the authority.
13 ~~The review committee shall consist of members of the board,~~
14 ~~with one member from each congressional district under section~~
15 ~~15F.102, subsection 2, paragraph "a", and one member from the~~
16 ~~state at large under section 15F.102, subsection 2, paragraph~~
17 ~~"b".~~

18 Sec. 120. Section 15H.3, subsection 1, paragraphs e and k,
19 Code 2024, are amended by striking the paragraphs.

20 Sec. 121. Section 16.2D, subsections 1, 2, 3, 4, 5, and 6,
21 Code 2024, are amended by striking the subsections.

22 Sec. 122. Section 16.2D, subsection 7, unnumbered paragraph
23 1, Code 2024, is amended to read as follows:

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

26 Sec. 123. Section 16.2D, subsection 7, paragraph e, Code
27 2024, is amended to read as follows:

28 e. Advise the governor's office, ~~the authority,~~ state
29 agencies, and private organizations on strategies to prevent
30 and eliminate homelessness.

31 Sec. 124. Section 16.2D, subsections 8, 9, and 10, Code
32 2024, are amended to read as follows:

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

1 9. *a.* The authority, ~~in consultation with the council,~~
2 shall adopt rules pursuant to chapter 17A for carrying out the
3 duties of the ~~council~~ authority pursuant to this section.

4 *b.* The ~~council~~ authority shall establish internal rules of
5 procedure consistent with the provisions of this section.

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

10 10. The ~~council~~ authority shall comply with the
11 requirements of chapters 21 and 22. ~~The authority shall be the~~
12 ~~official repository of council records.~~

13 Sec. 125. Section 20.1, subsection 2, unnumbered paragraph
14 1, Code 2024, is amended to read as follows:

15 The general assembly declares that the purposes of the
16 ~~public employment relations board established by~~ employment
17 appeal board with respect to this chapter are to implement
18 the provisions of this chapter and adjudicate and conciliate
19 employment-related cases involving the state of Iowa and
20 other public employers and employee organizations. For these
21 purposes the powers and duties of the board include but are not
22 limited to the following:

23 Sec. 126. Section 20.3, subsection 2, Code 2024, is amended
24 to read as follows:

25 2. "Board" means the ~~public employment relations~~ appeal
26 board established under section ~~20.5~~ 10A.601.

27 Sec. 127. Section 20.6, subsection 1, Code 2024, is amended
28 to read as follows:

29 1. Administer the provisions of this chapter and delegate
30 the powers and duties of the board to ~~the executive director or~~
31 persons employed by the board, as appropriate.

32 Sec. 128. Section 22.7, subsection 69, Code 2024, is amended
33 to read as follows:

34 69. The evidence of public employee support for
35 the certification, retention and recertification, or

1 decertification of an employee organization as defined in
2 section 20.3 that is submitted to the public employment
3 ~~relations~~ appeal board as provided in section 20.14 or 20.15.

4 Sec. 129. Section 23A.2, subsection 6, paragraph a, Code
5 2024, is amended to read as follows:

6 a. The director of the department of corrections, ~~with the~~
7 ~~advice of the state prison industries advisory board,~~ may, by
8 rule, provide for exemptions from this chapter.

9 Sec. 130. Section 34A.2A, subsection 2, Code 2024, is
10 amended to read as follows:

11 2. The 911 program manager shall act under the supervisory
12 control of the director of the department of homeland security
13 and emergency management, ~~and in consultation with the~~
14 ~~911 communications council,~~ and shall perform the duties
15 specifically set forth in this chapter and as assigned by the
16 director.

17 Sec. 131. Section 34A.7A, subsection 2, paragraph f,
18 subparagraph (1), subparagraph division (a), Code 2024, is
19 amended by striking the subparagraph division.

20 Sec. 132. Section 34A.7A, subsection 2, paragraph f,
21 subparagraph (1), subparagraph division (b), Code 2024, is
22 amended to read as follows:

23 (b) The program manager, ~~in consultation with the 911~~
24 ~~communications council,~~ shall allocate an amount, not to exceed
25 one hundred thousand dollars per fiscal year, for development
26 of public awareness and educational programs related to the
27 use of 911 by the public, educational programs for personnel
28 responsible for the maintenance, operation, and upgrading of
29 local 911 systems, ~~and the expenses of members of the 911~~
30 ~~communications council for travel, monthly meetings, and~~
31 ~~training, provided, however, that the members have not received~~
32 ~~reimbursement funds for such expenses from another source.~~

33 Sec. 133. Section 34A.7A, subsection 2, paragraph g, Code
34 2024, is amended to read as follows:

35 g. The director, in consultation with the program manager

1 ~~and the 911 communications council~~, shall adopt rules pursuant
2 to chapter 17A governing the distribution of the surcharge
3 collected and distributed pursuant to this subsection. The
4 rules shall include provisions that all joint 911 service
5 boards and the department of public safety which answer or
6 service wireless 911 calls are eligible to receive an equitable
7 portion of the receipts.

8 Sec. 134. Section 34A.7A, subsection 5, paragraph a, Code
9 2024, is amended to read as follows:

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

20 Sec. 135. Section 34A.11, subsection 1, Code 2024, is
21 amended to read as follows:

22 1. The joint 911 service board in each 911 service area
23 shall designate a person to serve as a single point-of-contact
24 to facilitate the communication of needs, issues, or concerns
25 regarding emergency communications, interoperability, and
26 other matters applicable to emergency 911 communications and
27 migration to the next generation 911 network. The person
28 designated as the single point-of-contact shall be responsible
29 for facilitating the communication of such needs, issues, or
30 concerns between public or private safety agencies within the
31 service area, the 911 program manager, ~~the 911 communications~~
32 ~~council~~, the statewide interoperable communications system
33 board established in section 80.28, and any other person,
34 entity, or agency the person deems necessary or appropriate.
35 The person designated shall also be responsible for responding

1 to surveys or requests for information applicable to the
2 service area received from a federal, state, or local agency,
3 entity, or board.

4 Sec. 136. Section 35A.2, subsection 2, Code 2024, is amended
5 to read as follows:

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

30 Sec. 137. Section 68B.2, subsection 23, Code 2024, is
31 amended to read as follows:

32 23. "*Regulatory agency*" means the department of agriculture
33 and land stewardship, department of workforce development,
34 department of insurance and financial services, department
35 of public safety, department of education, state board of

1 regents, department of health and human services, department
2 of revenue, department of inspections, appeals, and licensing,
3 department of administrative services, ~~public~~ employment
4 ~~relations~~ appeal board, state department of transportation,
5 ~~civil rights commission~~ office of civil rights, department of
6 public defense, department of homeland security and emergency
7 management, Iowa ethics and campaign disclosure board,
8 utilities board, and department of natural resources.

9 Sec. 138. Section 68B.35, subsection 2, paragraph e, Code
10 2024, is amended to read as follows:

11 e. Members of the state banking council, the Iowa ethics and
12 campaign disclosure board, the credit union review board, the
13 economic development authority, the employment appeal board,
14 the environmental protection commission, the health facilities
15 council, the Iowa finance authority, the Iowa public employees'
16 retirement system investment board, the Iowa lottery board
17 created in section 99G.8, the natural resource commission,
18 the board of parole, the petroleum underground storage tank
19 fund board, ~~the public employment relations board~~, the state
20 racing and gaming commission, the state board of regents, the
21 transportation commission, the office of consumer advocate, the
22 utilities board, the Iowa telecommunications and technology
23 commission, and any full-time members of other boards and
24 commissions as defined under section 7E.4 who receive an annual
25 salary for their service on the board or commission. The Iowa
26 ethics and campaign disclosure board shall conduct an annual
27 review to determine if members of any other board, commission,
28 or authority should file a statement and shall require the
29 filing of a statement pursuant to rules adopted pursuant to
30 chapter 17A.

31 Sec. 139. Section 70A.28, subsection 6, Code 2024, is
32 amended to read as follows:

33 6. Subsection 2 may also be enforced by an employee through
34 an administrative action pursuant to the requirements of this
35 subsection if the employee is not a merit system employee or

1 an employee covered by a collective bargaining agreement. An
2 employee eligible to pursue an administrative action pursuant
3 to this subsection who is discharged, suspended, demoted,
4 or otherwise receives a reduction in pay and who believes
5 the adverse employment action was taken as a result of the
6 employee's disclosure of information that was authorized
7 pursuant to subsection 2, may file an appeal of the adverse
8 employment action with the ~~public employment relations~~ appeal
9 board within thirty calendar days following the later of the
10 effective date of the action or the date a finding is issued
11 to the employee by the office of ombudsman pursuant to section
12 2C.11A. The findings issued by the ombudsman may be introduced
13 as evidence before the ~~public employment relations~~ appeal
14 board. The employee has the right to a hearing closed to
15 the public, but may request a public hearing. The hearing
16 shall otherwise be conducted in accordance with the rules of
17 the ~~public employment relations~~ appeal board and the Iowa
18 administrative procedure Act, chapter 17A. If the ~~public~~
19 ~~employment relations~~ appeal board finds that the action taken
20 in regard to the employee was in violation of subsection 2, the
21 employee may be reinstated without loss of pay or benefits for
22 the elapsed period, or the ~~public employment relations~~ appeal
23 board may provide other appropriate remedies. Decisions by
24 the ~~public employment relations~~ appeal board constitute final
25 agency action.

26 Sec. 140. Section 80.28, subsections 2 and 3, Code 2024, are
27 amended to read as follows:

28 2. The board shall consist of ~~nineteen voting members, as~~
29 ~~follows~~ the following members, selected by the governor after
30 considering recommendations from professional or volunteer
31 organizations:

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

33 ~~(1) One member representing the department of public~~
34 ~~safety.~~

35 ~~(2) One member representing the state department of~~

1 ~~transportation.~~

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

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

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

7 ~~(6) One member representing the department of health and~~
8 ~~human services.~~

9 ~~(7) One member representing the office of the chief~~
10 ~~information officer created in section 8B.2.~~

11 ~~(8) One member representing the Iowa law enforcement~~
12 ~~academy created in section 80B.4.~~

13 ~~b. The governor shall solicit and consider recommendations~~
14 ~~from professional or volunteer organizations in appointing the~~
15 ~~following members:~~

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

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

20 ~~(3) c. Two members who are representatives~~ One member who
21 is a representative from a fire departments department. ~~One~~
22 ~~of the members shall be a volunteer fire fighter and the other~~
23 ~~member shall be a paid fire fighter.~~

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

27 ~~(5) e. One member representing local emergency management~~
28 ~~coordinators.~~

29 ~~(6) f. One member representing emergency medical service~~
30 ~~providers.~~

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

32 3. In addition to the ~~voting~~ members listed in subsection
33 2, the board membership shall include four members of the
34 general assembly with one member designated by each of
35 the following: the majority leader of the senate, the

1 minority leader of the senate, the speaker of the house of
2 representatives, and the minority leader of the house of
3 representatives. A legislative member serves for a term as
4 provided in section 69.16B in an ex officio, nonvoting capacity
5 and is eligible for per diem and expenses as provided in
6 section 2.10.

7 Sec. 141. Section 84A.1A, subsection 1, unnumbered
8 paragraph 1, Code 2024, is amended to read as follows:

9 An Iowa workforce development board is created, consisting
10 of ~~thirty-three voting members and thirteen nonvoting~~ the
11 following members.

12 Sec. 142. Section 84A.1A, subsection 1, paragraph a,
13 subparagraph (5), Code 2024, is amended by striking the
14 subparagraph.

15 Sec. 143. Section 84A.1A, subsection 1, paragraph a,
16 subparagraph (8), unnumbered paragraph 1, Code 2024, is amended
17 to read as follows:

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

22 Sec. 144. Section 84A.1A, subsection 1, paragraph a,
23 subparagraph (8), subparagraph division (a), unnumbered
24 paragraph 1, Code 2024, is amended to read as follows:

25 Seventeen Ten members who shall be representatives of
26 businesses in the state to whom each of the following applies,
27 and at least one of whom shall represent small businesses as
28 defined by the United States small business administration:

29 Sec. 145. Section 84A.1A, subsection 1, paragraph a,
30 subparagraph (8), subparagraph division (b), Code 2024, is
31 amended to read as follows:

32 (b) ~~Seven~~ Four members who shall be representatives of
33 the workforce in the state and who shall include all of the
34 following:

35 (i) ~~Four~~ At least two representatives of labor

1 organizations who have been nominated by state labor
2 federations.

3 (ii) ~~One~~ At least one representative of a joint
4 labor-management apprenticeship program in the state who shall
5 be a member of a labor organization or a training director. If
6 such a joint program does not exist in the state, the member
7 shall instead be a representative of an apprenticeship program
8 in the state.

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

22 Sec. 146. Section 84A.1A, subsection 1, paragraph b, Code
23 2024, is amended by striking the paragraph and inserting in
24 lieu thereof the following:

25 *b.* The director of the department of education or the
26 director's designee shall serve as an ex officio, nonvoting
27 member.

28 Sec. 147. Section 97B.8B, subsection 2, Code 2024, is
29 amended to read as follows:

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

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

6 Sec. 148. Section 100B.1, subsection 1, paragraph a, Code
7 2024, is amended to read as follows:

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

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

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

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

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

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

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

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

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

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

35 Sec. 149. Section 100B.1, subsection 3, Code 2024, is

1 amended to read as follows:

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

9 Sec. 150. Section 100C.1, subsection 5, Code 2024, is
10 amended to read as follows:

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

20 Sec. 151. Section 100C.7, Code 2024, is amended to read as
21 follows:

22 **100C.7 Administration — rules.**

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

28 Sec. 152. Section 100D.5, subsection 1, Code 2024, is
29 amended to read as follows:

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

35 Sec. 153. Section 103.1, subsection 2, Code 2024, is amended

1 to read as follows:

2 2. ~~"Board"~~ means the electrical-examining board of building
3 and construction occupations created under section 103.2
4 chapter 103A.

5 Sec. 154. Section 103A.3, subsection 1, Code 2024, is
6 amended to read as follows:

7 1. ~~"Board of review" or "board"~~ "Board" means the state
8 building-code board of review building and construction
9 occupations created by this chapter.

10 Sec. 155. Section 103A.15, unnumbered paragraph 1, Code
11 2024, is amended to read as follows:

12 ~~The commissioner shall establish a state building code board~~
13 ~~of review~~ board of building and construction occupations is
14 established.

15 Sec. 156. Section 103A.15, subsections 1 and 2, Code 2024,
16 are amended to read as follows:

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

19 a. Two master electricians licensed pursuant to chapter 103,
20 one of whom shall be a member of a union and one of whom shall
21 not.

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

24 c. Two master mechanical professionals licensed pursuant to
25 chapter 105, one of whom shall be a member of a union and one
26 of whom shall not.

27 d. Two members, each of whom is either a journeyman licensed
28 pursuant to chapter 103 or a journeyperson licensed pursuant to
29 chapter 105, one of whom shall be a member of a union and one
30 of whom shall not.

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

33 Sec. 157. Section 103A.18, unnumbered paragraph 1, Code
34 2024, is amended to read as follows:

35 Judicial review of action of the commissioner, board

1 ~~of review~~, or council may be sought in accordance with the
2 terms of the Iowa administrative procedure Act, chapter 17A.
3 Notwithstanding the terms of said Act:

4 Sec. 158. Section 103A.19, subsection 2, paragraph b, Code
5 2024, is amended to read as follows:

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

10 Sec. 159. Section 103A.19, subsection 2, paragraph d,
11 subparagraph (2), Code 2024, is amended to read as follows:

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

18 Sec. 160. Section 105.2, subsection 2, Code 2024, is amended
19 to read as follows:

20 2. "*Board*" means the ~~plumbing and mechanical systems~~
21 board of building and construction occupations as established
22 pursuant to ~~section 105.3~~ chapter 103A.

23 Sec. 161. Section 123.8, subsection 1, Code 2024, is amended
24 to read as follows:

25 1. The commission, in addition to the duties specifically
26 enumerated in this chapter, shall ~~act as a policy-making body~~
27 ~~under this chapter~~ and serve in an advisory capacity to the
28 director and department.

29 Sec. 162. Section 123.8, subsection 2, unnumbered paragraph
30 1, Code 2024, is amended to read as follows:

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

35 Sec. 163. Section 123.10, unnumbered paragraph 1, Code

1 2024, is amended to read as follows:

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

6 Sec. 164. Section 123.49, subsection 2, paragraph f,
7 subparagraph (4), Code 2024, is amended to read as follows:

8 (4) If a person employed under this paragraph reports an
9 incident of workplace harassment to the employer or if the
10 employer otherwise becomes aware of such an incident, the
11 employer shall report the incident to the employee's parent,
12 guardian, or legal custodian and to the Iowa office of civil
13 ~~rights commission~~, which shall determine if any action is
14 necessary or appropriate under chapter 216.

15 Sec. 165. Section 124.551, subsection 1, Code 2024, is
16 amended to read as follows:

17 1. Contingent upon the receipt of funds pursuant to
18 section 124.557 sufficient to carry out the purposes of
19 this subchapter, the board, in conjunction with the advisory
20 ~~council~~ committee created in section 124.555, shall establish
21 and maintain an information program for drug prescribing and
22 dispensing.

23 Sec. 166. Section 124.553, subsection 1, paragraph b, Code
24 2024, is amended to read as follows:

25 *b.* An individual who requests the individual's own program
26 information in accordance with the procedure established in
27 rules of the board ~~and advisory council~~ adopted under section
28 124.554.

29 Sec. 167. Section 124.554, subsection 1, unnumbered
30 paragraph 1, Code 2024, is amended to read as follows:

31 The board ~~and advisory council~~ shall jointly adopt rules in
32 accordance with chapter 17A to carry out the purposes of, and
33 to enforce the provisions of, this subchapter. The rules shall
34 include but not be limited to the development of procedures
35 relating to:

1 Sec. 168. Section 124.554, subsection 1, paragraphs f, g,
2 and h, Code 2024, are amended to read as follows:

3 *f.* Use by the board or advisory ~~council~~ committee of the
4 program request records required by section 124.553, subsection
5 2, to document and report statistical information.

6 *g.* Including all schedule II, schedule III, and schedule
7 IV controlled substances, schedule V controlled substances
8 including when dispensed by a pharmacist without a prescription
9 except for sales of pseudoephedrine that are reported to the
10 real-time electronic repository, opioid antagonists, and other
11 prescription substances that the advisory ~~council~~ committee and
12 board determine can be addictive or fatal if not taken under
13 the proper care and direction of a prescribing practitioner.

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

17 Sec. 169. Section 124.554, subsection 2, unnumbered
18 paragraph 1, Code 2024, is amended to read as follows:

19 Beginning February 1, 2021, and annually by February 1
20 thereafter, the board ~~and advisory council~~ shall present to the
21 general assembly and the governor a report prepared consistent
22 with section 124.555, subsection 3, paragraph "d", which shall
23 include but not be limited to the following:

24 Sec. 170. Section 124.554, subsection 2, paragraphs b and c,
25 Code 2024, are amended to read as follows:

26 *b.* Information from pharmacies, prescribing practitioners,
27 the board, the advisory ~~council~~ committee, and others regarding
28 the benefits or detriments of the program.

29 *c.* Information from pharmacies, prescribing practitioners,
30 the board, the advisory ~~council~~ committee, and others regarding
31 the board's effectiveness in providing information from the
32 program.

33 Sec. 171. Section 124.554, subsection 3, paragraph a,
34 subparagraph (6), Code 2024, is amended to read as follows:

35 (6) Other pertinent information identified by the board ~~and~~

1 ~~advisory council~~ by rule.

2 Sec. 172. Section 124.555, unnumbered paragraph 1, Code
3 2024, is amended to read as follows:

4 An advisory ~~council~~ committee shall be established to
5 ~~provide oversight to assist~~ the board and in the management of
6 the program and ~~to manage~~ program activities.

7 Sec. 173. Section 124.555, subsections 1 and 2, Code 2024,
8 are amended to read as follows:

9 1. The ~~council~~ committee shall consist of five members
10 appointed by the board. The members shall include at least
11 ~~one licensed pharmacist prescribing practitioner licensed~~
12 by the board, one physician licensed under chapter 148, one
13 prescribing practitioner licensed by the board of nursing, and
14 ~~one licensed prescribing practitioner who is not a physician,~~
15 ~~and other members as determined by the board~~ prescribing
16 practitioner licensed by the board of behavioral health
17 professionals. The board shall adopt rules in accordance with
18 chapter 17A on matters pertaining to the ~~council~~ committee
19 membership, including the terms of appointment and quorum.
20 The board shall solicit recommendations for ~~council~~ committee
21 members from ~~Iowa health professional licensing boards,~~
22 ~~associations, and societies~~ the board of medicine, board of
23 nursing, and board of behavioral health professionals. The
24 license of each member appointed to and serving on the advisory
25 ~~council~~ committee shall be current and in good standing with
26 the professional's licensing board.

27 2. The ~~council~~ committee shall advance the goals of the
28 program, which include identification of misuse and diversion
29 of controlled substances identified pursuant to section
30 124.554, subsection 1, paragraph "g", and enhancement of the
31 quality of health care delivery in this state.

32 Sec. 174. Section 124.555, subsection 3, unnumbered
33 paragraph 1, Code 2024, is amended to read as follows:

34 Duties of the ~~council~~ committee shall include but not be
35 limited to the following:

1 Sec. 175. Section 124.555, subsection 3, paragraph d, Code
2 2024, is amended to read as follows:

3 d. Making recommendations regarding the continued benefits
4 of maintaining the program in relationship to cost and other
5 burdens to the patient, prescribing practitioner, pharmacist,
6 and the board. The ~~council's~~ committee's recommendations shall
7 be included in reports required by section 124.554, subsection
8 2.

9 Sec. 176. Section 124.555, subsection 4, Code 2024, is
10 amended to read as follows:

11 4. Members of the advisory ~~council~~ committee shall
12 be eligible to request and receive actual expenses for
13 their duties as members of the advisory ~~council~~ committee,
14 subject to reimbursement limits imposed by the department of
15 administrative services, and shall also be eligible to receive
16 a per diem compensation as provided in section 7E.6, subsection
17 1.

18 Sec. 177. Section 124.556, Code 2024, is amended to read as
19 follows:

20 **124.556 Education and treatment.**

21 The program shall include education initiatives and outreach
22 to consumers, prescribing practitioners, and pharmacists, and
23 shall also include assistance for identifying substance use
24 disorder treatment programs and providers. The program shall
25 also include educational updates and information on general
26 patient risk factors for prescribing practitioners. The board
27 ~~and advisory council~~ shall adopt rules, as provided under
28 section 124.554, to implement this section.

29 Sec. 178. Section 135.11, subsection 22, Code 2024, is
30 amended to read as follows:

31 22. ~~In consultation with the advisory committee for~~
32 ~~perinatal guidelines, develop~~ Develop and maintain the
33 statewide perinatal program based on the recommendations of
34 the American academy of pediatrics and the American college
35 of obstetricians and gynecologists contained in the most

1 recent edition of the guidelines for perinatal care, and
2 adopt rules in accordance with chapter 17A to implement those
3 recommendations. Hospitals within the state shall determine
4 whether to participate in the statewide perinatal program,
5 and select the hospital's level of participation in the
6 program. A hospital having determined to participate in the
7 program shall comply with the guidelines appropriate to the
8 level of participation selected by the hospital. Perinatal
9 program surveys and reports are privileged and confidential
10 and are not subject to discovery, subpoena, or other means
11 of legal compulsion for their release to a person other than
12 the affected hospital, and are not admissible in evidence in a
13 judicial or administrative proceeding other than a proceeding
14 involving verification of the participating hospital under this
15 subsection.

16 Sec. 179. Section 135.24, subsection 2, paragraph a, Code
17 2024, is amended to read as follows:

18 a. Procedures for registration of health care providers
19 deemed qualified by the board of medicine, the board of
20 physician assistants, the dental board, the board of nursing,
21 the board of chiropractic, the board of ~~psychology~~, the
22 ~~board of social work~~, the board of behavioral science health
23 professionals, the board of pharmacy, the board of optometry,
24 the board of podiatry, the board of physical and occupational
25 therapy, the board of respiratory care and polysomnography,
26 and the department of inspections, appeals, and licensing, as
27 applicable.

28 Sec. 180. Section 135.43, subsections 1 and 2, Code 2024,
29 are amended to read as follows:

30 1. ~~An Iowa child death~~ A state mortality review team
31 committee is established in the department. The department
32 shall provide staffing and administrative support to the ~~team~~
33 committee.

34 2. The membership of the review ~~team~~ committee is subject
35 to the provisions of sections 69.16 and 69.16A, relating

1 to political affiliation and gender balance. Review ~~team~~
2 committee members who are not designated by another appointing
3 authority shall be appointed by the director. Membership terms
4 shall be for three years. A membership vacancy shall be filled
5 in the same manner as the original appointment. The review
6 ~~team~~ committee shall elect a chairperson and other officers
7 as deemed necessary by the review ~~team~~ committee. The review
8 ~~team~~ committee shall meet upon the call of the director or
9 as determined by the review ~~team~~ committee. The review ~~team~~
10 committee shall include the following:

11 *a.* The state medical examiner or the state medical
12 examiner's designee.

13 ~~*b.* A certified or licensed professional who is knowledgeable~~
14 ~~concerning sudden infant death syndrome.~~

15 ~~*c.* A pediatrician who is knowledgeable concerning deaths of~~
16 ~~children.~~

17 ~~*d.* A family practice physician who is knowledgeable~~
18 ~~concerning deaths of children.~~

19 ~~*e.* One mental health professional who is knowledgeable~~
20 ~~concerning deaths of children.~~

21 ~~*f.* One social worker who is knowledgeable concerning deaths~~
22 ~~of children.~~

23 ~~*g.* A certified or licensed professional who is knowledgeable~~
24 ~~concerning domestic violence.~~

25 ~~*h.* A professional who is knowledgeable concerning substance~~
26 ~~use disorder.~~

27 ~~*i.* A local law enforcement official.~~

28 ~~*j.* A county attorney.~~

29 ~~*k.* An emergency room nurse who is knowledgeable concerning~~
30 ~~the deaths of children.~~

31 ~~*l.* A perinatal expert.~~

32 ~~*m.* A representative of the health insurance industry.~~

33 ~~*n.* One other member who is appointed at large.~~

34 *b.* A licensed physician knowledgeable concerning the causes
35 of death.

1 c. A certified or licensed professional knowledgeable
2 regarding substance use disorder.

3 d. An attorney experienced in prosecuting domestic abuse
4 cases.

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

6 f. Two designees of the state court administrator.

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

9 h. A local law enforcement official.

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

11 j. Additional members as determined by the director.

12 Sec. 181. Section 135.43, subsection 3, unnumbered
13 paragraph 1, Code 2024, is amended to read as follows:

14 The review ~~team~~ committee shall perform the following
15 duties:

16 Sec. 182. Section 135.43, subsection 3, paragraphs a, c, e,
17 f, and g, Code 2024, are amended to read as follows:

18 a. Collect, review, and analyze child death certificates and
19 child death data, including patient records or other pertinent
20 confidential information concerning the deaths of children
21 under age eighteen, and other information as the review ~~team~~
22 committee deems appropriate for use in preparing an annual
23 report to the governor and the general assembly concerning the
24 causes and manner of child deaths. The report shall include
25 analysis of factual information obtained through review and
26 recommendations regarding prevention of child deaths.

27 c. Recommend to the agencies represented on the review ~~team~~
28 committee changes which may prevent child deaths.

29 e. Recommend to the department, appropriate law enforcement
30 agencies, and any other person involved with child protection,
31 interventions that may prevent harm to a child who is related
32 to or is living in the same home as a child whose case is
33 reviewed by the ~~team~~ committee.

34 f. If the sharing of information is necessary to assist in
35 or initiate a child death investigation or criminal prosecution

1 and the office or agency receiving the information does not
2 otherwise have access to the information, share information
3 possessed by the review ~~team~~ committee with the office of the
4 attorney general, a county attorney's office, or an appropriate
5 law enforcement agency. The office or agency receiving
6 the information shall maintain the confidentiality of the
7 information in accordance with this section. Unauthorized
8 release or disclosure of the information received is subject to
9 penalty as provided in this section.

10 *g.* In order to assist the department in performing the
11 department's duties, if the department does not otherwise have
12 access to the information, share information possessed by the
13 review ~~team~~ committee. The recipient of the information shall
14 maintain the confidentiality of the information in accordance
15 with this section. Unauthorized release or disclosure of the
16 information received is subject to penalty as provided in this
17 section.

18 Sec. 183. Section 135.43, subsection 4, unnumbered
19 paragraph 1, Code 2024, is amended to read as follows:

20 The department shall develop protocols for a ~~child fatality~~
21 ~~review committee, to be appointed by the director on an ad hoc~~
22 ~~basis,~~ the state mortality review committee to immediately
23 review the child abuse assessments which involve the fatality
24 of a child under age eighteen. ~~The director shall appoint a~~
25 ~~medical examiner, a pediatrician, and a person involved with~~
26 ~~law enforcement to the committee.~~

27 Sec. 184. Section 135.43, subsection 4, paragraph a, Code
28 2024, is amended to read as follows:

29 *a.* The purpose of the review shall be to determine whether
30 the department and others involved with the case of child abuse
31 responded appropriately. The protocols shall provide for
32 the committee to consult with any multidisciplinary team, as
33 defined in section 235A.13, that is operating in the area in
34 which the fatality occurred. The protocols shall also ensure
35 that a member of the ~~child fatality review committee~~ does not

1 have a conflict of interest regarding the child fatality under
2 review.

3 Sec. 185. Section 135.43, subsection 5, paragraph a,
4 unnumbered paragraph 1, Code 2024, is amended to read as
5 follows:

6 The following individuals shall designate a liaison
7 to assist the review ~~team~~ committee in fulfilling its
8 responsibilities:

9 Sec. 186. Section 135.43, subsection 5, paragraph b, Code
10 2024, is amended to read as follows:

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

14 Sec. 187. Section 135.43, subsections 6, 7, and 8, Code
15 2024, are amended to read as follows:

16 6. The review ~~team~~ committee may establish subcommittees to
17 which the ~~team~~ committee may delegate some or all of the ~~team's~~
18 committee's responsibilities under subsection 3.

19 7. a. The department shall adopt rules providing for
20 disclosure of information which is confidential under chapter
21 22 or any other provision of state law, to the review ~~team~~
22 committee for purposes of performing its child death and child
23 abuse review responsibilities.

24 b. A person in possession or control of medical,
25 investigative, assessment, or other information pertaining to a
26 child death and child abuse review shall allow the inspection
27 and reproduction of the information by the department
28 upon the request of the department, to be used only in the
29 administration and for the duties of the ~~Iowa child death~~
30 state mortality review team committee. Except as provided
31 for a report on a child fatality by an ~~ad hoc child fatality~~
32 review ~~the~~ committee under subsection 4, information and
33 records produced under this section which are confidential
34 under section 22.7 and chapter 235A, and information or records
35 received from the confidential records, remain confidential

1 under this section. A person does not incur legal liability by
2 reason of releasing information to the department as required
3 under and in compliance with this section.

4 8. Review ~~team~~ committee members and their agents are immune
5 from any liability, civil or criminal, which might otherwise
6 be incurred or imposed as a result of any act, omission,
7 proceeding, decision, or determination undertaken or performed,
8 or recommendation made as a review ~~team~~ committee member or
9 agent provided that the review ~~team~~ committee members or agents
10 acted in good faith and without malice in carrying out their
11 official duties in their official capacity. The department
12 shall adopt rules pursuant to chapter 17A to administer
13 this subsection. A complainant bears the burden of proof in
14 establishing malice or lack of good faith in an action brought
15 against review ~~team~~ committee members involving the performance
16 of their duties and powers under this section.

17 Sec. 188. Section 135.108, Code 2024, is amended by adding
18 the following new subsection:

19 NEW SUBSECTION. 01. "*Committee*" or "*review committee*" means
20 the state mortality review committee established in section
21 135.43.

22 Sec. 189. Section 135.108, subsection 4, Code 2024, is
23 amended by striking the subsection.

24 Sec. 190. Section 135.110, subsection 1, unnumbered
25 paragraph 1, Code 2024, is amended to read as follows:

26 The review ~~team~~ committee shall perform the following
27 duties:

28 Sec. 191. Section 135.110, subsection 1, paragraphs b and c,
29 Code 2024, are amended to read as follows:

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

33 *c.* Develop protocols for domestic abuse death investigations
34 and ~~team~~ committee review.

35 Sec. 192. Section 135.110, subsections 2, 3, 4, 5, and 6,

1 Code 2024, are amended to read as follows:

2 2. In performing duties pursuant to subsection 1, the
3 review ~~team~~ committee shall review the relationship between the
4 decedent victim and the alleged or convicted perpetrator from
5 the point where the abuse allegedly began, until the domestic
6 abuse death occurred, and shall review all relevant documents
7 pertaining to the relationship between the parties, including
8 but not limited to protective orders and dissolution, custody,
9 and support agreements and related court records, in order to
10 ascertain whether a correlation exists between certain events
11 in the relationship and any escalation of abuse, and whether
12 patterns can be established regarding such events in relation
13 to domestic abuse deaths in general. The review ~~team~~ committee
14 shall consider such conclusions in making recommendations
15 pursuant to subsection 1.

16 3. The ~~team~~ committee shall meet upon the call of the
17 chairperson, upon the request of a state agency, or as
18 determined by a majority of the ~~team~~ committee.

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

21 5. The ~~team~~ committee may establish ~~committees~~
22 subcommittees or panels to whom the ~~team~~ committee may assign
23 some or all of the ~~team's~~ committee's responsibilities.

24 6. Members of the ~~team~~ committee who are currently
25 practicing attorneys or current employees of the judicial
26 branch of state government shall not participate in the
27 following:

28 a. An investigation by the ~~team~~ committee that involves a
29 case in which the ~~team~~ committee member is presently involved
30 in the member's professional capacity.

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

33 c. Development of regulatory changes related to domestic
34 abuse deaths.

35 Sec. 193. Section 135.111, subsection 1, Code 2024, is

1 amended to read as follows:

2 1. A person in possession or control of medical,
3 investigative, or other information pertaining to a domestic
4 abuse death and related incidents and events preceding the
5 domestic abuse death, shall allow for the inspection and review
6 of written or photographic information related to the death,
7 whether the information is confidential or public in nature, by
8 the department upon the request of the department and the ~~team~~
9 committee, to be used only in the administration and for the
10 official duties of the ~~team~~ committee. Information and records
11 produced under this section that are confidential under the law
12 of this state or under federal law, or because of any legally
13 recognized privilege, and information or records received
14 from the confidential records, remain confidential under this
15 section.

16 Sec. 194. Section 135.112, Code 2024, is amended to read as
17 follows:

18 **135.112 Rulemaking.**

19 The department shall adopt rules pursuant to chapter 17A
20 relating to the administration of the ~~domestic abuse death~~
21 ~~review team~~ committee and sections 135.108 through 135.111.

22 Sec. 195. Section 147.1, subsection 6, Code 2024, is amended
23 to read as follows:

24 6. "*Profession*" means medicine and surgery, podiatry,
25 osteopathic medicine and surgery, genetic counseling, practice
26 as a physician assistant, psychology, chiropractic, nursing,
27 dentistry, dental hygiene, dental assisting, optometry, speech
28 pathology, audiology, pharmacy, physical therapy, physical
29 therapist assisting, occupational therapy, occupational therapy
30 assisting, respiratory care, cosmetology arts and sciences,
31 barbering, mortuary science, applied behavior analysis, marital
32 and family therapy, mental health counseling, midwifery,
33 polysomnography, social work, ~~dietetics~~, massage therapy,
34 athletic training, acupuncture, nursing home administration,
35 practice as a hearing aid specialist, sign language

1 interpreting or transliterating, orthotics, prosthetics, or
2 pedorthics.

3 Sec. 196. Section 147.2, subsection 1, Code 2024, is amended
4 to read as follows:

5 1. A person shall not engage in the practice of medicine
6 and surgery, podiatry, osteopathic medicine and surgery,
7 genetic counseling, psychology, chiropractic, physical
8 therapy, physical therapist assisting, nursing, dentistry,
9 dental hygiene, dental assisting, optometry, speech pathology,
10 audiology, occupational therapy, occupational therapy
11 assisting, orthotics, prosthetics, pedorthics, respiratory
12 care, pharmacy, cosmetology arts and sciences, barbering,
13 social work, ~~dietetics~~, applied behavior analysis, marital
14 and family therapy or mental health counseling, massage
15 therapy, mortuary science, polysomnography, athletic training,
16 acupuncture, nursing home administration, or sign language
17 interpreting or transliterating, or shall not practice as a
18 physician assistant or a hearing aid specialist, unless the
19 person has obtained a license for that purpose from the board
20 for the profession.

21 Sec. 197. Section 147.13, subsection 3, Code 2024, is
22 amended to read as follows:

23 3. For psychology, social work, applied behavior analysis,
24 marital and family therapy, and mental health counseling, the
25 board of psychology behavioral health professionals.

26 Sec. 198. Section 147.13, subsections 14, 15, 16, and 21,
27 Code 2024, are amended by striking the subsections.

28 Sec. 199. Section 147.14, subsection 1, paragraphs b, d, e,
29 f, n, and s, Code 2024, are amended to read as follows:

30 *b.* For nursing, ~~four~~ three registered nurses, ~~two~~ one of
31 whom shall be actively engaged in practice, ~~two~~ one of whom
32 shall be a nurse educators educator from a nursing education
33 programs; ~~of these, one in higher education and one in area~~
34 ~~community and vocational-technical registered nurse education~~
35 program; one licensed practical nurse actively engaged in

1 practice; and ~~two members~~ one member who is not a registered
 2 ~~nurses~~ nurse or licensed practical ~~nurses~~ nurse and who
 3 shall represent the general public. The ~~representatives~~
 4 representative of the general public shall not be ~~members~~ a
 5 member of a health care delivery systems system.

6 *d.* For pharmacy, ~~five~~ four members licensed to practice
 7 pharmacy, one member registered as a certified pharmacy
 8 technician as defined by the board by rule, and ~~two members~~
 9 one member who ~~are~~ is not licensed to practice pharmacy or
 10 registered as a certified pharmacy technician and who shall
 11 represent the general public.

12 *e.* For optometry, ~~five~~ four members licensed to practice
 13 optometry and ~~two members~~ one member who ~~are~~ is not licensed to
 14 practice optometry and who shall represent the general public.

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

31 *n.* For mortuary science, ~~four~~ three members licensed to
 32 practice mortuary science, one member owning, operating,
 33 or employed by a crematory, and ~~two members~~ one member not
 34 licensed to practice mortuary science and not a crematory
 35 owner, operator, or employee who shall represent the general

1 public.

2 *s.* For sign language interpreting and transliterating,
3 ~~four~~ three members licensed to practice interpreting and
4 transliterating, ~~three~~ two of whom shall be practicing
5 interpreters and transliterators at the time of appointment
6 to the board and at least one of whom is employed in an
7 educational setting; and ~~three~~ two members who are consumers of
8 interpreting or transliterating services as defined in section
9 154E.1, each of whom shall be deaf or hard of hearing.

10 Sec. 200. Section 147.14, subsection 1, paragraphs j, l, r,
11 and t, Code 2024, are amended by striking the paragraphs.

12 Sec. 201. Section 147.107, subsection 2, paragraph a, Code
13 2024, is amended to read as follows:

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

30 Sec. 202. Section 147.161, subsection 1, paragraph b,
31 subparagraph (2), Code 2024, is amended to read as follows:

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

35 Sec. 203. Section 148.2A, subsection 2, unnumbered

1 paragraph 1, Code 2024, is amended to read as follows:

2 Notwithstanding sections 17A.11, 69.16, 69.16A, 147.12,
3 147.14, and 147.19, the board may have a pool of up to ~~ten~~ three
4 alternate members, including members licensed to practice under
5 this chapter and members not licensed to practice under this
6 chapter, to substitute for board members who are disqualified
7 or become unavailable for any other reason for contested case
8 hearings.

9 Sec. 204. Section 148.2A, subsection 2, paragraph a, Code
10 2024, is amended to read as follows:

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

14 Sec. 205. Section 148.13A, unnumbered paragraph 1, Code
15 2024, is amended to read as follows:

16 The board of medicine shall, in consultation with the board
17 of ~~psychology~~ behavioral health professionals, establish by
18 rule all of the following:

19 Sec. 206. Section 148.13B, subsection 1, unnumbered
20 paragraph 1, Code 2024, is amended to read as follows:

21 The board of medicine and the board of ~~psychology~~ behavioral
22 health professionals shall adopt joint rules in regard to the
23 following:

24 Sec. 207. Section 148.13B, subsection 3, Code 2024, is
25 amended to read as follows:

26 3. The joint rules, and any amendments thereto, adopted by
27 the board of medicine and the board of ~~psychology~~ behavioral
28 health professionals pursuant to this section and section
29 154B.14 shall only be adopted by agreement of both boards
30 through a joint rule-making process.

31 Sec. 208. Section 152A.1, subsection 1, Code 2024, is
32 amended by striking the subsection and inserting in lieu
33 thereof the following:

34 1. "Department" means the department of inspections,
35 appeals, and licensing.

1 Sec. 209. Section 152A.1, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. ~~“Licensed dietitian” or “dietitian”~~ “Dietitian” means
4 a person ~~who holds a valid license~~ registered to practice
5 dietetics pursuant to this chapter.

6 Sec. 210. Section 152A.2, Code 2024, is amended to read as
7 follows:

8 **152A.2 License Registration requirements.**

9 ~~1. An applicant shall be issued a license to practice~~
10 ~~dietetics~~ registered as a dietitian by the board department
11 when the applicant ~~satisfies all of the following:~~

12 ~~a. Possesses a baccalaureate degree or postbaccalaureate~~
13 ~~degree with a major course of study in human nutrition, food~~
14 ~~and nutrition, dietetics, or food systems management, or in an~~
15 ~~equivalent major course of study which meets minimum academic~~
16 ~~requirements as established by the accreditation council~~
17 ~~for education in nutrition and dietetics of the academy of~~
18 ~~nutrition and dietetics and approved by the board.~~

19 ~~b. Completes an accredited competency-based supervised~~
20 ~~experience program approved by the accreditation council~~
21 ~~for education in nutrition and dietetics of the academy of~~
22 ~~nutrition and dietetics and approved by the board.~~

23 ~~c. Satisfactorily completes the commission on dietetic~~
24 ~~registration of the academy of nutrition and dietetics~~
25 ~~examination approved by the board.~~

26 ~~2. Renewal of a license granted under this chapter shall~~
27 ~~not be approved unless the applicant has satisfactorily~~
28 ~~completed the continuing education requirements for the license~~
29 ~~as prescribed by the board~~ presents proof that the applicant
30 holds a valid credential issued by the academy of nutrition and
31 dietetics.

32 Sec. 211. Section 154A.1, subsection 1, Code 2024, is
33 amended by striking the subsection.

34 Sec. 212. Section 154A.1, subsection 6, Code 2024, is
35 amended to read as follows:

1 6. "*Hearing aid specialist*" means any person engaged in the
2 fitting, dispensing, and sale of hearing aids and providing
3 hearing aid services or maintenance, by means of procedures
4 stipulated by this chapter or the ~~board~~ department.

5 Sec. 213. Section 154A.10, subsection 3, Code 2024, is
6 amended to read as follows:

7 3. Pays the necessary fees set by the ~~board~~ department.

8 Sec. 214. Section 154A.12, subsection 2, Code 2024, is
9 amended to read as follows:

10 2. The ~~board~~ department shall not require the applicant to
11 possess the degree of professional competence normally expected
12 of physicians.

13 Sec. 215. Section 154A.13, Code 2024, is amended to read as
14 follows:

15 **154A.13 Temporary permit.**

16 A person who has not been licensed as a hearing aid
17 specialist may obtain a temporary permit from the department
18 upon completion of the application accompanied by the written
19 verification of employment from a licensed hearing aid
20 specialist. The department shall issue a temporary permit for
21 one year which shall not be renewed or reissued. The fee for
22 issuance of the temporary permit shall be set by the ~~board~~
23 department in accordance with the provisions for establishment
24 of fees by boards in section 147.80. The temporary permit
25 entitles an applicant to engage in the fitting or selection and
26 sale of hearing aids under the supervision of a person holding
27 a valid license.

28 Sec. 216. Section 154A.19, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. This chapter shall not prohibit a corporation,
31 partnership, trust, association, or other organization
32 maintaining an established business address from engaging in
33 the business of selling or offering for sale hearing aids at
34 retail without a license if it employs only licensed hearing
35 aid specialists in the direct fitting or selection and sale

1 of hearing aids. Such an organization shall file annually
2 with the ~~board~~ department a list of all licensed hearing aid
3 specialists and persons holding temporary permits directly
4 or indirectly employed by it. Such an organization shall
5 also file with the ~~board~~ department a statement on a form
6 approved by the ~~board~~ department that the organization submits
7 itself to the rules and regulations of the ~~board~~ department
8 and the provisions of this chapter which the department deems
9 applicable.

10 Sec. 217. Section 154A.19, Code 2024, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 4. This chapter shall not apply to a person
13 who engages in practices covered by this chapter if the person
14 is licensed as an audiologist pursuant to chapter 154F.

15 Sec. 218. Section 154A.23, Code 2024, is amended to read as
16 follows:

17 **154A.23 Disciplinary orders — attorney general.**

18 The ~~board~~ department shall forward a copy of all final
19 disciplinary orders, with associated complaints, to the
20 attorney general for consideration for prosecution or
21 enforcement when warranted. The attorney general and all
22 county attorneys shall assist ~~the board~~ and the department in
23 the enforcement of the provisions of this chapter.

24 Sec. 219. Section 154A.24, unnumbered paragraph 1, Code
25 2024, is amended to read as follows:

26 The ~~board~~ department may revoke or suspend a license or
27 temporary permit permanently or for a fixed period for any of
28 the following causes:

29 Sec. 220. Section 154A.24, subsection 2, paragraphs e and s,
30 Code 2024, are amended to read as follows:

31 e. Representing that the service or advice of a person
32 licensed to practice medicine, or one who is certificated as
33 a clinical audiologist by the board of speech pathology and
34 audiology or its equivalent, will be used or made available in
35 the fitting or selection, adjustment, maintenance, or repair

1 of hearing aids when that is not true, or using the words
2 "doctor", "clinic", "clinical audiologist", "state approved",
3 or similar words, abbreviations, or symbols which tend to
4 connote the medical or other professions, except where the
5 title "certified hearing aid audiologist" has been granted
6 by the national hearing aid society, or that the hearing aid
7 specialist has been recommended by this state or the ~~board~~
8 department when such is not accurate.

9 *s.* Such other acts or omissions as the ~~board~~ department may
10 determine to be unethical conduct.

11 Sec. 221. Section 154B.1, subsections 1 and 5, Code 2024,
12 are amended to read as follows:

13 1. "Board" means the board of ~~psychology~~ behavioral health
14 professionals created under chapter 147.

15 5. "Physician" means a person licensed to practice medicine
16 and surgery or osteopathic medicine and surgery in this state
17 in family medicine, internal medicine, pediatrics, psychiatry,
18 or another specialty who prescribes medications for the
19 treatment of a mental disorder to patients in the normal course
20 of the person's clinical medical practice pursuant to joint
21 rules adopted by the board of ~~psychology~~ behavioral health
22 professionals and the board of medicine.

23 Sec. 222. Section 154B.9, subsection 3, Code 2024, is
24 amended to read as follows:

25 3. A prescribing psychologist may prescribe psychotropic
26 medication pursuant to joint rules adopted by the board of
27 ~~psychology~~ behavioral health professionals and the board of
28 medicine and the provisions of this chapter.

29 Sec. 223. Section 154B.10, subsection 1, paragraphs b, c, d,
30 e, and g, Code 2024, are amended to read as follows:

31 *b.* Completed pharmacological training from an institution
32 approved by the board of ~~psychology~~ behavioral health
33 professionals and the board of medicine or from a provider
34 of continuing education approved by the board of ~~psychology~~
35 behavioral health professionals and the board of medicine

1 pursuant to joint rules adopted by both boards.

2 *c.* Passed a national certification examination approved by
3 the board of ~~psychology~~ behavioral health professionals and
4 the board of medicine that tested the applicant's knowledge of
5 pharmacology in the diagnosis, care, and treatment of mental
6 disorders.

7 *d.* Successfully completed a postdoctoral master of science
8 degree in clinical psychopharmacology approved by the board of
9 ~~psychology~~ behavioral health professionals and the board of
10 medicine pursuant to joint rules adopted by both boards. The
11 program shall at a minimum include coursework in neuroscience,
12 pharmacology, psychopharmacology, physiology, and appropriate
13 and relevant physical and laboratory assessments.

14 *e.* Has been certified by the applicant's supervising
15 physician as having successfully completed a supervised
16 and relevant clinical experience in clinical assessment and
17 pathophysiology and an additional supervised practicum treating
18 patients with mental disorders. The practica shall have been
19 supervised by a trained physician. The board of ~~psychology~~
20 behavioral health professionals and the board of medicine,
21 pursuant to joint rules adopted by the boards, shall determine
22 sufficient practica to competently train the applicant in the
23 treatment of a diverse patient population.

24 *g.* Meets all other requirements, as determined by joint
25 rules adopted by the board of ~~psychology~~ behavioral health
26 professionals and the board of medicine, for obtaining a
27 conditional prescription certificate.

28 Sec. 224. Section 154B.10, subsection 3, paragraph d, Code
29 2024, is amended to read as follows:

30 *d.* Any other rules adopted jointly by the board of
31 ~~psychology~~ behavioral health professionals and the board of
32 medicine.

33 Sec. 225. Section 154B.11, subsection 1, paragraph d, Code
34 2024, is amended to read as follows:

35 *d.* Meets all other requirements, as determined by rules

1 adopted by the board, for obtaining a prescription certificate,
2 including joint rules adopted by the board of ~~psychology~~
3 behavioral health professionals and the board of medicine.

4 Sec. 226. Section 154B.11, subsection 2, paragraph d, Code
5 2024, is amended to read as follows:

6 d. Any other rules adopted jointly by the board of
7 ~~psychology~~ behavioral health professionals and the board of
8 medicine.

9 Sec. 227. Section 154B.12, subsection 1, Code 2024, is
10 amended to read as follows:

11 1. A prescribing psychologist or a psychologist with
12 a conditional prescription certificate may administer and
13 prescribe psychotropic medication within the scope of the
14 psychologist's profession, including the ordering and review
15 of laboratory tests in conjunction with the prescription, for
16 the treatment of mental disorders. Such prescribing practices
17 shall be governed by joint rules adopted by the board of
18 ~~psychology~~ behavioral health professionals and the board of
19 medicine.

20 Sec. 228. Section 154B.14, subsection 1, unnumbered
21 paragraph 1, Code 2024, is amended to read as follows:

22 The board of ~~psychology~~ behavioral health professionals and
23 the board of medicine shall adopt joint rules in regard to the
24 following:

25 Sec. 229. Section 154B.14, subsections 2 and 3, Code 2024,
26 are amended to read as follows:

27 2. The board of ~~psychology~~ behavioral health professionals
28 shall consult with the university of Iowa Carver college of
29 medicine and clinical and counseling psychology doctoral
30 programs at regents institutions in the development of the
31 rules pertaining to education and training requirements in
32 sections 154B.10 and 154B.11.

33 3. The joint rules, and any amendments thereto, adopted by
34 the board of ~~psychology~~ behavioral health professionals and the
35 board of medicine pursuant to this section and section 148.13B

1 shall only be adopted by agreement of both boards through a
2 joint rule-making process.

3 Sec. 230. Section 154C.1, subsection 1, Code 2024, is
4 amended to read as follows:

5 1. "*Board*" means the board of ~~social work~~ behavioral health
6 professionals established in chapter 147.

7 Sec. 231. Section 154D.1, subsection 1, Code 2024, is
8 amended to read as follows:

9 1. "*Board*" means the board of ~~behavioral science~~ behavioral
10 health professionals established in chapter 147.

11 Sec. 232. Section 161A.3, Code 2024, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 12A. "*Secretary*" means the secretary of
14 agriculture.

15 Sec. 233. Section 161A.4, subsection 1, Code 2024, is
16 amended to read as follows:

17 1. The division of soil conservation and water quality
18 created within the department pursuant to section 159.5
19 shall perform the functions conferred upon it in this chapter
20 and chapters 161C, 161E, 161F, 207, and 208. The division
21 shall be administered in accordance with the policies of the
22 committee, which shall advise the division ~~and which shall~~
23 ~~approve administrative rules proposed by the division for~~
24 the administration of this chapter and chapters 161C, 161E,
25 161F, 207, and 208 ~~before the rules are adopted pursuant to~~
26 ~~section 17A.5. If a difference exists between the committee~~
27 ~~and secretary regarding the content of a proposed rule, the~~
28 ~~secretary shall notify the chairperson of the committee of~~
29 ~~the difference within thirty days from the committee's action~~
30 ~~on the rule. The secretary and the committee shall meet to~~
31 ~~resolve the difference within thirty days after the secretary~~
32 ~~provides the committee with notice of the difference.~~

33 Sec. 234. Section 161A.4, subsection 6, Code 2024, is
34 amended to read as follows:

35 6. a. The committee may ~~perform acts, hold public hearings,~~

1 ~~and propose and approve~~ provide advice and recommendations on
2 the adoption of rules pursuant to chapter 17A by the secretary
3 and department as necessary for the execution of ~~its~~ their
4 functions.

5 *b.* The committee shall recommend to the secretary each year
6 a budget for the division. The secretary, at the earliest
7 opportunity and prior to formulating a budget, shall meet with
8 representatives of the committee to discuss the committee's
9 recommendation. The secretary shall have the authority to set
10 the budget for the division.

11 *c.* The committee shall recommend three persons to the
12 secretary of agriculture who ~~shall~~ may appoint from the
13 persons recommended a director to head the division and serve
14 at the pleasure of the secretary. ~~After reviewing the names~~
15 ~~submitted, the secretary may request that the committee submit~~
16 ~~additional names for consideration.~~

17 Sec. 235. Section 161A.7, subsection 1, paragraph n,
18 subparagraph (1), unnumbered paragraph 1, Code 2024, is amended
19 to read as follows:

20 The district plan shall contain a comprehensive long-range
21 assessment of soil and surface water resources in the district
22 consistent with rules approved ~~by the committee~~ under section
23 161A.4. In developing the plan the district may receive
24 technical support from the United States department of
25 agriculture natural resources conservation service and the
26 county board of supervisors in the county where the district
27 is located. The division and the Iowa cooperative extension
28 service in agriculture and home economics may provide technical
29 support to the district. The support may include but is not
30 limited to the following:

31 Sec. 236. Section 169.5, subsection 1, paragraph a, Code
32 2024, is amended to read as follows:

33 *a.* The governor shall appoint, subject to confirmation
34 by the senate pursuant to section 2.32, a board of five
35 individuals, three of whom shall be licensed veterinarians

1 and two of whom shall not be licensed veterinarians and shall
2 represent the general public, one of whom shall be a farmer
3 involved in the production of agricultural animals. The board
4 shall be known as the Iowa board of veterinary medicine.

5 Sec. 237. Section 170.1, subsection 2, Code 2024, is amended
6 by striking the subsection.

7 Sec. 238. Section 170.3B, Code 2024, is amended to read as
8 follows:

9 **170.3B Farm deer administration fee.**

10 The department may establish a farm deer administration fee
11 which shall be annually imposed on each landowner who keeps
12 farm deer in this state. The amount of the fee shall not exceed
13 two hundred dollars per year. The fee shall be collected
14 by the department in a manner specified by rules adopted by
15 the department ~~after consulting with the farm deer council~~
16 ~~established in section 170.2.~~ The collected fees shall be
17 credited to the farm deer administration fund created pursuant
18 to section 170.3C.

19 Sec. 239. Section 190C.1, subsection 2, Code 2024, is
20 amended by striking the subsection.

21 Sec. 240. Section 190C.2B, subsection 1, Code 2024, is
22 amended to read as follows:

23 1. The department shall implement and administer the
24 provisions of this chapter for agricultural products that have
25 been produced and handled within this state using organic
26 methods as provided in this chapter. ~~The department may~~
27 ~~consult with the council in implementing and administering this~~
28 ~~chapter.~~ The department may certify agricultural products that
29 have been produced and handled outside this state using an
30 organic method as provided in this chapter.

31 Sec. 241. Section 190C.3, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. The department may request assistance from ~~the council~~
34 ~~as provided in section 190C.2A or from one or more regional~~
35 organic associations as provided in section 190C.6.

1 Sec. 242. Section 203.11A, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. The amount of a civil penalty shall not exceed one
4 thousand five hundred dollars. Each day that a violation
5 continues shall constitute a separate violation. ~~The amount~~
6 ~~of the civil penalty that may be assessed in a case shall~~
7 ~~not exceed the amount recommended by the grain industry peer~~
8 ~~review panel established pursuant to section 203.11B.~~ Moneys
9 collected in civil penalties by the department or the attorney
10 general shall be deposited in the general fund of the state.

11 Sec. 243. Section 203.16, subsection 8, Code 2024, is
12 amended by striking the subsection.

13 Sec. 244. Section 203C.24, subsection 8, Code 2024, is
14 amended by striking the subsection.

15 Sec. 245. Section 203C.36A, subsection 2, Code 2024, is
16 amended to read as follows:

17 2. The amount of a civil penalty shall not exceed one
18 thousand five hundred dollars. Each day that a violation
19 continues shall constitute a separate violation. ~~The amount~~
20 ~~of the civil penalty that may be assessed in an administrative~~
21 ~~case shall not exceed the amount recommended by the grain~~
22 ~~industry peer review panel established pursuant to section~~
23 ~~203.11B.~~ Moneys collected in civil penalties by the department
24 or the attorney general shall be deposited in the general fund
25 of the state.

26 Sec. 246. Section 206.19, subsection 5, Code 2024, is
27 amended by adding the following new paragraph:

28 NEW PARAGRAPH. *c.* (1) A person subject to a civil penalty
29 pursuant to this subsection may submit an appeal to the
30 department. The appeal shall be referred to an administrative
31 law judge for hearing as a contested case pursuant to chapter
32 17A.

33 (2) This paragraph does not apply to a license revocation
34 proceeding. This paragraph does not require the department
35 to delay the prosecution of a case if immediate action is

1 necessary to reduce the risk of harm to the environment or
2 public health or safety. This section also does not require a
3 review or response if the department refers a violation of this
4 chapter for criminal prosecution, or for an action involving a
5 stop order issued pursuant to section 206.16.

6 (3) An available response by the department may be used as
7 evidence in an administrative hearing, or a civil or criminal
8 case, except to the extent that information is considered
9 confidential pursuant to section 22.7.

10 Sec. 247. Section 216.2, Code 2024, is amended by adding the
11 following new subsections:

12 NEW SUBSECTION. 01. "*Agency*" means the administrative
13 function of the Iowa office of civil rights, including the
14 director and staff. "*Agency*" does not include a member of the
15 Iowa state civil rights commission.

16 NEW SUBSECTION. 4A. "*Director*" means the director of the
17 Iowa office of civil rights.

18 NEW SUBSECTION. 11A. "*Office*" means the Iowa office of
19 civil rights.

20 Sec. 248. Section 216.2, subsection 1, Code 2024, is amended
21 to read as follows:

22 1. "*Commission*" means the Iowa state civil rights commission
23 ~~created by this chapter~~ within the Iowa office of civil rights.

24 Sec. 249. Section 216.3, subsections 1 and 3, Code 2024, are
25 amended to read as follows:

26 1. The Iowa state civil rights commission is created
27 ~~within the department of inspections, appeals, and licensing~~
28 consisting of ~~seven~~ five members appointed by the governor
29 subject to confirmation by the senate. Appointments shall be
30 made to provide geographical area representation insofar as
31 practicable. No more than ~~four~~ three members of the commission
32 shall belong to the same political party. Members appointed
33 to the commission shall serve for four-year staggered terms
34 beginning and ending as provided by section 69.19.

35 3. The governor subject to confirmation by the senate shall

1 appoint a director who shall serve as the ~~executive officer~~
2 ~~of the commission~~ head of the agency. The governor shall set
3 the salary of the director within the applicable salary range
4 established by the general assembly. The director shall adopt
5 rules pursuant to chapter 17A consistent with and necessary for
6 the enforcement of this chapter. The director shall advise and
7 support the commission in fulfilling the commission's duties
8 and responsibilities under section 216.5A.

9 Sec. 250. Section 216.4, Code 2024, is amended to read as
10 follows:

11 **216.4 Compensation and expenses — rules procedures.**

12 Commissioners shall be paid a per diem as specified in
13 section 7E.6 and shall be reimbursed for actual and necessary
14 expenses incurred while on official commission business. All
15 per diem and expense moneys paid to commissioners shall be
16 paid from funds appropriated to the ~~commission~~ office. The
17 commission shall adopt, amend, or rescind rules procedures as
18 necessary for the conduct of its meetings. A quorum shall
19 consist of ~~four~~ three commissioners.

20 Sec. 251. Section 216.5, Code 2024, is amended by striking
21 the section and inserting in lieu thereof the following:

22 **216.5 Powers and duties of agency.**

23 The agency shall have the following powers and duties:

24 1. To receive, investigate, mediate, conciliate,
25 and determine the merits of complaints alleging illegal
26 discriminatory practices. The agency shall not disclose the
27 filing of a complaint, the information gathered during the
28 investigation, or the endeavors to eliminate such illegal
29 discriminatory practice by mediation or conciliation, unless
30 such disclosure is made in connection with the agency's
31 investigation.

32 2. To investigate compliance with conciliation agreements
33 and pursue appropriate remedies up to and including filing in
34 district court.

35 3. To investigate, study, and report on the existence,

1 causes, and extent of illegal discrimination, as deemed
2 necessary by the director.

3 4. To provide education and outreach regarding illegal
4 discrimination, including individuals and organizations.

5 5. To seek a temporary injunction against a respondent when
6 it appears that a complainant may suffer irreparable injury
7 as a result of an alleged violation of this chapter. Unless
8 otherwise specified in this chapter, a temporary injunction
9 may be issued only after the respondent has been notified and
10 afforded an opportunity to be heard.

11 6. To hold contested case hearings upon any complaint made
12 against a respondent, and all of the following:

13 a. To subpoena witnesses and compel their attendance.

14 b. To administer oaths and take the testimony of any person
15 under oath.

16 c. To compel a respondent to produce for examination any
17 books and papers relating to the complaint.

18 7. To issue subpoenas at the request of a party in contested
19 hearings.

20 8. To petition the district court for issuance of a subpoena
21 and the court, in a proper case, shall issue the subpoena for
22 contested case hearings. Refusal to obey a district court
23 subpoena shall be subject to punishment for contempt.

24 9. To pursue the entry of a consent decree in district court
25 for conciliation agreements.

26 10. To petition and appear before the district court for
27 the enforcement of office orders following a contested case
28 hearing.

29 11. To provide education opportunities and informal
30 technical advice to local commissions regarding legal
31 developments, case process improvements, and cooperation for
32 cross-filing.

33 12. To prepare and transmit to the governor and the general
34 assembly an annual report describing performance outcomes of
35 the agency.

1 13. To make recommendations to the governor and general
2 assembly for such further legislation concerning illegal
3 discrimination as deemed necessary by the director.

4 14. To adopt, publish, amend, and rescind office rules
5 pursuant to chapter 17A consistent with and necessary for the
6 enforcement of this chapter.

7 15. To receive, administer, dispense, and account for any
8 moneys that may be granted or voluntarily contributed to the
9 office for furthering the purposes of this chapter.

10 16. To utilize volunteers to aid in the conduct of the
11 agency's duties as deemed necessary by the director.

12 17. To issue a copy of the case file to any party following
13 the issuance of a right to sue letter, the filing of a
14 contested case, or the filing of an action for judicial review.

15 18. To issue protective orders in case files when necessary.

16 Sec. 252. NEW SECTION. **216.5A Powers and duties of**
17 **commission.**

18 The commission shall have the following powers and duties:

19 1. To adopt, amend, or rescind procedures as necessary for
20 the conduct of commission meetings.

21 2. To sit as the final reviewing body for decisions issued
22 by an administrative law judge following an appeal from a
23 contested case hearing.

24 3. To make policy recommendations to the director for
25 consideration to be incorporated with any recommendations from
26 the agency to the governor and general assembly.

27 Sec. 253. Section 216.8C, subsections 3 and 4, Code 2024,
28 are amended to read as follows:

29 3. The ~~commission~~ agency, in consultation with the consumer
30 protection division of the office of the attorney general,
31 shall adopt rules regarding the making of a written finding
32 by licensees under this section. The rules shall include a
33 form for licensees to document the licensees' written finding.
34 The form shall recite this section's requirements and comply
35 with the federal Fair Housing Act, 42 U.S.C. §3601 et seq., as

1 amended, and section 504 of the federal Rehabilitation Act of
2 1973, 29 U.S.C. §794, as amended. The form must contain only
3 two questions regarding the qualifications of the patient or
4 client, which shall be whether a person has a disability and
5 whether the need for an assistance animal or service animal is
6 related to the disability. The form must indicate that the
7 responses must be limited to "yes" or "no". The form must not
8 allow for additional detail.

9 4. A person who, in the course of employment, is asked
10 to make a finding of disability and disability-related need
11 for an assistance animal or service animal shall utilize the
12 form created by the ~~commission~~ agency to document the person's
13 written finding.

14 Sec. 254. Section 216.12, subsection 1, paragraph d,
15 unnumbered paragraph 1, Code 2024, is amended to read as
16 follows:

17 Discrimination on the basis of familial status involving
18 dwellings provided under any state or federal program
19 specifically designed and operated to assist elderly persons,
20 as defined in the state or federal program that the ~~commission~~
21 agency determines to be consistent with determinations made by
22 the United States secretary of housing and urban development,
23 and housing for older persons. As used in this paragraph,
24 "*housing for older persons*" means housing communities consisting
25 of dwellings intended for either of the following:

26 Sec. 255. Section 216.15, Code 2024, is amended to read as
27 follows:

28 **216.15 Complaint — hearing.**

29 1. Any person claiming to be aggrieved by a discriminatory
30 or unfair practice may, in person or by an attorney, make,
31 sign, and file with the ~~commission~~ agency a verified, written
32 complaint which shall state the name and address of the person,
33 employer, employment agency, or labor organization alleged
34 to have committed the discriminatory or unfair practice of
35 which complained, shall set forth the particulars thereof,

1 and shall contain such other information as may be required
2 by the ~~commission~~ agency. ~~The commission~~ Agency staff, a
3 commissioner, or the attorney general may in like manner make,
4 sign, and file such complaint.

5 2. Any place of public accommodation, employer, labor
6 organization, or other person who has any employees or members
7 who refuse or threaten to refuse to comply with the provisions
8 of this chapter may file with the ~~commission~~ agency a verified
9 written complaint in triplicate asking the ~~commission~~ agency
10 for assistance to obtain their compliance by conciliation or
11 other remedial action.

12 3. *a.* After the filing of a verified complaint, a true
13 copy shall be served within twenty days on the person against
14 whom the complaint is filed, except as provided in subsection

15 4. ~~An authorized member of the commission~~ Agency staff shall
16 make a prompt investigation and shall issue a recommendation
17 to an administrative law judge employed by the division of
18 administrative hearings created by section 10A.801, who shall
19 then issue a determination of probable cause or no probable
20 cause.

21 *b.* For purposes of this chapter, an administrative law judge
22 issuing a determination of probable cause or no probable cause
23 under this section is exempt from section 17A.17.

24 *c.* If the administrative law judge concurs with the
25 investigating official that probable cause exists regarding
26 the allegations of the complaint, the staff of the ~~commission~~
27 agency shall promptly endeavor to eliminate the discriminatory
28 or unfair practice by conference, conciliation, and persuasion.
29 If the administrative law judge finds that no probable cause
30 exists, the administrative law judge shall issue a final order
31 dismissing the complaint and shall promptly mail a copy to the
32 complainant and to the respondent. A finding of probable cause
33 shall not be introduced into evidence in an action brought
34 under section 216.16.

35 *d.* The ~~commission~~ agency staff must endeavor to eliminate

1 the discriminatory or unfair practice by conference,
 2 conciliation, and persuasion for a period of thirty days
 3 following the initial conciliation meeting between the
 4 respondent and the ~~commission~~ agency staff after a finding
 5 of probable cause. After the expiration of thirty days, the
 6 director may order the conciliation conference and persuasion
 7 procedure provided in this section to be bypassed when the
 8 director determines the procedure is unworkable by reason of
 9 past patterns and practices of the respondent, or a statement
 10 by the respondent that the respondent is unwilling to continue
 11 with the conciliation. ~~The director must have the approval of~~
 12 ~~a commissioner before bypassing the conciliation, conference~~
 13 ~~and persuasion procedure.~~ Upon the bypassing of conciliation,
 14 the director shall state in writing the reasons for bypassing.

15 4. a. The ~~commission~~ agency may permit service of a
 16 complaint on a respondent by regular or electronic mail. If
 17 the respondent does not respond to the service by regular or
 18 electronic mail after ninety days, the ~~commission~~ agency shall
 19 serve the complaint on the respondent by certified mail within
 20 twenty days after the expiration of the ninety-day response
 21 period to service by regular or electronic mail.

22 b. The ~~commission~~ agency may also permit a party to file
 23 a response to a complaint, a document, information, or other
 24 material, by electronic mail.

25 c. The ~~commission~~ agency may issue a notice, determination,
 26 order, subpoena, request, correspondence, or any other document
 27 issued by the ~~commission~~ agency, by electronic mail.

28 5. The members of the commission and ~~its~~ agency staff
 29 shall not disclose the filing of a complaint, the information
 30 gathered during the investigation, or the endeavors to
 31 eliminate such discriminatory or unfair practice by mediation,
 32 conference, conciliation, and persuasion, unless such
 33 disclosure is made in connection with the conduct of such
 34 investigation.

35 6. When the director is satisfied that further endeavor to

1 settle a complaint by conference, conciliation, and persuasion
2 is unworkable and should be bypassed, and the thirty-day period
3 provided for in subsection 3 has expired without agreement, the
4 director ~~with the approval of a commissioner~~, shall issue and
5 cause to be served a written notice specifying the charges in
6 the complaint as they may have been amended and the reasons for
7 bypassing conciliation, if the conciliation is bypassed, and
8 requiring the respondent to answer the charges of the complaint
9 at a hearing before the ~~commission~~ agency, a commissioner, or
10 a person designated by the ~~commission~~ agency to conduct the
11 hearing, hereafter referred to as the administrative law judge,
12 and at a time and place to be specified in the notice.

13 7. The case in support of such complaint shall be presented
14 at the hearing by one of the ~~commission's~~ agency's attorneys
15 or agents. The investigating official shall not participate
16 in the hearing except as a witness nor participate in the
17 deliberations of the ~~commission~~ agency in such case.

18 8. The hearing shall be conducted in accordance with the
19 provisions of chapter 17A for contested cases. The burden of
20 proof in such a hearing shall be on the ~~commission~~ agency.

21 9. If upon taking into consideration all of the evidence
22 at a hearing, the ~~commission~~ agency determines that the
23 respondent has engaged in a discriminatory or unfair practice,
24 the ~~commission~~ agency shall state its findings of fact and
25 conclusions of law and shall issue an order requiring the
26 respondent to cease and desist from the discriminatory or
27 unfair practice and to take the necessary remedial action
28 as in the judgment of the ~~commission~~ agency will carry out
29 the purposes of this chapter. A copy of the order shall be
30 delivered to the respondent, the complainant, and to any other
31 public officers and persons as the ~~commission~~ agency deems
32 proper.

33 a. For the purposes of this subsection and pursuant to the
34 provisions of this chapter "remedial action" includes but is
35 not limited to the following:

1 (1) Hiring, reinstatement or upgrading of employees
2 with or without pay. Interim earned income and unemployment
3 compensation shall operate to reduce the pay otherwise
4 allowable.

5 (2) Admission or restoration of individuals to a labor
6 organization, admission to or participation in a guidance
7 program, apprenticeship training program, on-the-job training
8 program or other occupational training or retraining program,
9 with the utilization of objective criteria in the admission of
10 individuals to such programs.

11 (3) Admission of individuals to a public accommodation or an
12 educational institution.

13 (4) Sale, exchange, lease, rental, assignment or sublease
14 of real property to an individual.

15 (5) Extension to all individuals of the full and equal
16 enjoyment of the advantages, facilities, privileges, and
17 services of the respondent denied to the complainant because of
18 the discriminatory or unfair practice.

19 (6) Reporting as to the manner of compliance.

20 (7) Posting notices in conspicuous places in the
21 respondent's place of business in form prescribed by the
22 ~~commission~~ agency and inclusion of notices in advertising
23 material.

24 (8) Payment to the complainant of damages for an injury
25 caused by the discriminatory or unfair practice which damages
26 shall include but are not limited to actual damages, court
27 costs and reasonable attorney fees.

28 (9) For an unfair or discriminatory practice relating
29 to wage discrimination pursuant to section 216.6A, payment
30 to the complainant of damages for an injury caused by the
31 discriminatory or unfair practice which damages shall include
32 but are not limited to court costs, reasonable attorney fees,
33 and either of the following:

34 (a) An amount equal to two times the wage differential
35 paid to another employee compared to the complainant for the

1 period of time for which the complainant has been discriminated
2 against.

3 (b) In instances of willful violation, an amount equal to
4 three times the wage differential paid to another employee as
5 compared to the complainant for the period of time for which
6 the complainant has been discriminated against.

7 b. In addition to the remedies provided in the preceding
8 provisions of this subsection, the ~~commission~~ agency may issue
9 an order requiring the respondent to cease and desist from the
10 discriminatory or unfair practice and to take such affirmative
11 action as in the judgment of the ~~commission~~ agency will carry
12 out the purposes of this chapter as follows:

13 (1) In the case of a respondent operating by virtue of
14 a license issued by the state or a political subdivision
15 or agency, if the ~~commission~~ agency, upon notice to the
16 respondent with an opportunity to be heard, determines that the
17 respondent has engaged in a discriminatory or unfair practice
18 and that the practice was authorized, requested, commanded,
19 performed or knowingly or recklessly tolerated by the board
20 of directors of the respondent or by an officer or executive
21 agent acting within the scope of the officer's or agent's
22 employment, the ~~commission~~ agency shall so certify to the
23 licensing agency. Unless the ~~commission~~ agency finding of a
24 discriminatory or unfair practice is reversed in the course of
25 judicial review, the finding of discrimination is binding on
26 the licensing agency. If a certification is made pursuant to
27 this subsection, the licensing agency may initiate licensee
28 disciplinary procedures.

29 (2) In the case of a respondent who is found by the
30 ~~commission~~ agency to have engaged in a discriminatory or
31 unfair practice in the course of performing under a contract
32 or subcontract with the state or political subdivision or
33 agency, if the practice was authorized, requested, commanded,
34 performed, or knowingly or recklessly tolerated by the board
35 of directors of the respondent or by an officer or executive

1 agent acting within the scope of the officer's or agent's
2 employment, the ~~commission~~ agency shall so certify to the
3 contracting agency. Unless the ~~commission's~~ agency's finding
4 of a discriminatory or unfair practice is reversed in the
5 course of judicial review, the finding of discrimination is
6 binding on the contracting agency.

7 (3) Upon receiving a certification made under this
8 subsection, a contracting agency may take appropriate action
9 to terminate a contract or portion thereof previously entered
10 into with the respondent, either absolutely or on condition
11 that the respondent carry out a program of compliance with
12 the provisions of this chapter; and assist the state and all
13 political subdivisions and agencies thereof to refrain from
14 entering into further contracts.

15 c. The election of an affirmative order under paragraph "b"
16 of this subsection shall not bar the election of affirmative
17 remedies provided in paragraph "a" of this subsection.

18 10. a. The terms of a conciliation or mediation agreement
19 reached with the respondent may require the respondent to
20 refrain in the future from committing discriminatory or
21 unfair practices of the type stated in the agreement, to take
22 remedial action as in the judgment of the ~~commission~~ agency
23 will carry out the purposes of this chapter, and to consent
24 to the entry in an appropriate district court of a consent
25 decree embodying the terms of the conciliation or mediation
26 agreement. Violation of such a consent decree may be punished
27 as contempt by the court in which it is filed, upon a showing
28 by the ~~commission~~ agency of the violation at any time within
29 six months of its occurrence. At any time in its discretion,
30 the ~~commission~~ agency may investigate whether the terms of the
31 agreement are being complied with by the respondent.

32 b. Upon a finding that the terms of the conciliation
33 or mediation agreement are not being complied with by the
34 respondent, the ~~commission~~ agency shall take appropriate action
35 to assure compliance.

1 11. If, upon taking into consideration all of the evidence
2 at a hearing, the ~~commission~~ agency finds that a respondent
3 has not engaged in any such discriminatory or unfair practice,
4 the ~~commission~~ agency shall issue an order denying relief and
5 stating the findings of fact and conclusions of the ~~commission~~
6 agency, and shall cause a copy of the order dismissing the
7 complaint to be served on the complainant and the respondent.

8 12. The ~~commission~~ agency shall establish rules to govern,
9 expedite, and effectuate the procedures established by this
10 chapter and its own actions thereunder.

11 13. Except as provided in section 614.8, a claim under this
12 chapter shall not be maintained unless a complaint is filed
13 with the ~~commission~~ agency within three hundred days after the
14 alleged discriminatory or unfair practice occurred.

15 14. The ~~commission~~ agency or a party to a complaint may
16 request mediation of the complaint at any time during the
17 ~~commission's~~ agency's processing of the complaint. If the
18 complainant and respondent participate in mediation, any
19 mediation agreement may be enforced pursuant to this section.
20 Mediation may be discontinued at the request of any party or
21 the ~~commission~~ agency.

22 Sec. 256. Section 216.15A, Code 2024, is amended to read as
23 follows:

24 **216.15A Additional proceedings — housing discrimination.**

25 1. *a.* The ~~commission~~ agency may join a person not named
26 in the complaint as an additional or substitute respondent
27 if in the course of the investigation, the ~~commission~~ agency
28 determines that the person should be alleged to have committed
29 a discriminatory housing or real estate practice.

30 *b.* In addition to the information required in the notice,
31 the ~~commission~~ agency shall include in a notice to a respondent
32 joined under this subsection an explanation of the basis for
33 the determination under this subsection that the person is
34 properly joined as a respondent.

35 2. *a.* The ~~commission~~ agency shall, during the period

1 beginning with the filing of a complaint and ending with the
2 filing of a charge or a dismissal by the ~~commission~~ agency, to
3 the extent feasible, engage in mediation with respect to the
4 complaint.

5 *b.* A mediation agreement is an agreement between a
6 respondent and the complainant and is subject to ~~commission~~
7 agency approval.

8 *c.* A mediation agreement may provide for binding arbitration
9 or other method of dispute resolution. Dispute resolution that
10 results from a mediation agreement may authorize appropriate
11 relief, including monetary relief.

12 *d.* A mediation agreement shall be made public unless
13 the complainant and respondent agree otherwise, and the
14 ~~commission~~ agency determines that disclosure is not necessary
15 to further the purposes of this chapter relating to unfair or
16 discriminatory practices in housing or real estate.

17 *e.* The proceedings or results of mediation shall not be made
18 public or used as evidence in a subsequent proceeding under
19 this chapter without the written consent of the persons who are
20 party to the mediation.

21 *f.* After the completion of the ~~commission's~~ agency's
22 investigation, the ~~commission~~ agency shall make available to
23 the aggrieved person and the respondent information derived
24 from the investigation and the final investigation report
25 relating to that investigation.

26 *g.* When the ~~commission~~ agency has reasonable cause to
27 believe that a respondent has breached a mediation agreement,
28 the ~~commission~~ agency shall refer this matter to an assistant
29 attorney general with a recommendation that a civil action be
30 filed for the enforcement of the agreement. The assistant
31 attorney general may commence a civil action in the appropriate
32 district court not later than the expiration of ninety days
33 after referral of the breach.

34 3. *a.* If the ~~commission~~ agency concludes, following the
35 filing of a complaint, that prompt judicial action is necessary

1 to carry out the purposes of this chapter relating to unfair
2 or discriminatory housing or real estate practices, the
3 ~~commission~~ agency may authorize a civil action for appropriate
4 temporary or preliminary relief pending final disposition of
5 the complaint.

6 *b.* On receipt of the ~~commission's~~ agency's authorization,
7 the attorney general shall promptly file the action.

8 *c.* A temporary restraining order or other order granting
9 preliminary or temporary relief under this section is governed
10 by the applicable Iowa rules of civil procedure.

11 *d.* The filing of a civil action under this section does
12 not affect the initiation or continuation of administrative
13 proceedings in regard to an administrative hearing.

14 4. *a.* The ~~commission~~ agency shall prepare a final
15 investigative report.

16 *b.* A final report under this section may be amended by the
17 ~~commission~~ agency if additional evidence is discovered.

18 5. *a.* The ~~commission~~ agency shall determine based on
19 the facts whether probable cause exists to believe that a
20 discriminatory housing or real estate practice has occurred or
21 is about to occur.

22 *b.* The ~~commission~~ agency shall make its determination under
23 paragraph "a" not later than one hundred days after a complaint
24 is filed unless any of the following applies:

25 (1) It is impracticable to make the determination within
26 that time period.

27 (2) The ~~commission~~ agency has approved a mediation
28 agreement relating to the complaint.

29 *c.* If it is impracticable to make the determination within
30 the time period provided by paragraph "b", the ~~commission~~ agency
31 shall notify the complainant and respondent in writing of the
32 reasons for the delay.

33 *d.* If the ~~commission~~ agency determines that probable cause
34 exists to believe that a discriminatory housing or real estate
35 practice has occurred or is about to occur, the ~~commission~~

1 agency shall immediately issue a determination unless the
2 ~~commission~~ agency determines that the legality of a zoning or
3 land use law or ordinance is involved as provided in subsection
4 7.

5 6. *a.* A determination issued under subsection 5 must
6 include all of the following:

7 (1) Must consist of a short and plain statement of the facts
8 on which the ~~commission~~ agency has found probable cause to
9 believe that a discriminatory housing or real estate practice
10 has occurred or is about to occur.

11 (2) Must be based on the final investigative report.

12 (3) Need not be limited to the facts or grounds alleged in
13 the complaint.

14 *b.* Not later than twenty days after the ~~commission~~ agency
15 issues a determination, the ~~commission~~ agency shall send a copy
16 of the determination with information concerning the election
17 under section 216.16A to all of the following persons:

18 (1) Each respondent, together with a notice of the
19 opportunity for a hearing as provided under subsection 10.

20 (2) Each aggrieved person on whose behalf the complaint was
21 filed.

22 7. If the ~~commission~~ agency determines that the matter
23 involves the legality of a state or local zoning or other
24 land use ordinance, the ~~commission~~ agency shall not issue a
25 determination and shall immediately refer the matter to the
26 attorney general for appropriate action.

27 8. *a.* If the ~~commission~~ agency determines that no probable
28 cause exists to believe that a discriminatory housing or
29 real estate practice has occurred or is about to occur, the
30 ~~commission~~ agency shall promptly dismiss the complaint.

31 *b.* The ~~commission~~ agency shall make public disclosure of
32 each dismissal under this section.

33 9. The ~~commission~~ agency shall not issue a determination
34 under this section regarding an alleged discriminatory housing
35 or real estate practice after the beginning of the trial of a

1 civil action commenced by the aggrieved party under federal or
2 state law seeking relief with respect to that discriminatory
3 housing or real estate practice.

4 10. *a.* If a timely election is not made under section
5 216.16A, the ~~commission~~ agency shall provide for a hearing on
6 the charges in the complaint.

7 *b.* Except as provided by paragraph "*c*", the hearing shall be
8 conducted in accordance with chapter 17A for contested cases.

9 *c.* A hearing under this section shall not be continued
10 regarding an alleged discriminatory housing or real estate
11 practice after the beginning of the trial of a civil action
12 commenced by the aggrieved person under federal or state law
13 seeking relief with respect to that discriminatory housing or
14 real estate practice.

15 11. *a.* If the ~~commission~~ agency determines at a hearing
16 under subsection 10 that a respondent has engaged or is about
17 to engage in a discriminatory housing or real estate practice,
18 the ~~commission~~ agency may order the appropriate relief,
19 including actual damages, reasonable attorney fees, court
20 costs, and other injunctive or equitable relief.

21 *b.* To vindicate the public interest, the ~~commission~~ agency
22 may assess a civil penalty against the respondent in an amount
23 that does not exceed the following applicable amount:

24 (1) Ten thousand dollars if the respondent has not been
25 adjudged by the order of the commission or agency or a court to
26 have committed a prior discriminatory housing or real estate
27 practice.

28 (2) Except as provided by paragraph "*c*", twenty-five
29 thousand dollars if the respondent has been adjudged by order
30 of the commission or agency or a court to have committed one
31 other discriminatory housing or real estate practice during
32 the five-year period ending on the date of the filing of the
33 complaint.

34 (3) Except as provided by paragraph "*c*", fifty thousand
35 dollars if the respondent has been adjudged by order of the

1 commission or agency or a court to have committed two or more
2 discriminatory housing or real estate practices during the
3 seven-year period ending on the date of the filing of the
4 complaint.

5 *c.* If the acts constituting the discriminatory housing or
6 real estate practice that is the object of the complaint are
7 committed by the same natural person who has been previously
8 adjudged to have committed acts constituting a discriminatory
9 housing or real estate practice, the civil penalties in
10 paragraph "b", subparagraphs (2) and (3) may be imposed
11 without regard to the period of time within which any other
12 discriminatory housing or real estate practice occurred.

13 *d.* At the request of the commission agency, the attorney
14 general shall initiate legal proceedings to recover a civil
15 penalty due under this section. Funds collected under this
16 section shall be paid to the treasurer of state for deposit in
17 the state treasury to the credit of the general fund.

18 12. This section applies only to the following:

19 *a.* Complaints which allege a violation of the prohibitions
20 contained in section 216.8 or 216.8A.

21 *b.* Complaints which allege a violation of section 216.11 or
22 216.11A arising out of alleged violations of the prohibitions
23 contained in section 216.8 or 216.8A.

24 13. If a provision of this section applies under the terms
25 of subsection 12, and the provision of this section conflicts
26 with a provision of section 216.15, then the provision
27 contained within this section shall prevail. Similarly, if
28 a provision of section 216.16A or 216.17A conflicts with a
29 provision of section 216.16 or 216.17, then the provision
30 contained in section 216.16A or 216.17A shall prevail.

31 Sec. 257. Section 216.15B, subsection 1, Code 2024, is
32 amended to read as follows:

33 1. A mediator may be designated in writing by the ~~commission~~
34 agency to conduct formal mediation of a complaint filed under
35 this chapter. The written designation must specifically refer

1 to this section.

2 Sec. 258. Section 216.16, subsections 1, 2, 3, 4, and 6,
3 Code 2024, are amended to read as follows:

4 1. A person claiming to be aggrieved by an unfair or
5 discriminatory practice must initially seek an administrative
6 relief by filing a complaint with the ~~commission~~ agency in
7 accordance with section 216.15. This provision also applies to
8 persons claiming to be aggrieved by an unfair or discriminatory
9 practice committed by the state or an agency or political
10 subdivision of the state, notwithstanding the terms of the Iowa
11 administrative procedure Act, chapter 17A.

12 2. After the proper filing of a complaint with the
13 ~~commission~~ agency, a complainant may subsequently commence an
14 action for relief in the district court if all of the following
15 conditions have been satisfied:

16 a. The complainant has timely filed the complaint with the
17 ~~commission~~ agency as provided in section 216.15, subsection 13.

18 b. The complaint has been on file with the ~~commission~~ agency
19 for at least sixty days and the ~~commission~~ agency has issued a
20 release to the complainant pursuant to subsection 3.

21 3. a. Upon a request by the complainant, and after the
22 expiration of sixty days from the timely filing of a complaint
23 with the ~~commission~~ agency, the ~~commission~~ agency shall issue
24 to the complainant a release stating that the complainant
25 has a right to commence an action in the district court. A
26 release under this subsection shall not be issued if any of the
27 following apply:

28 (1) A finding of no probable cause has been made on the
29 complaint by the administrative law judge charged with that
30 duty under section 216.15, subsection 3.

31 (2) A conciliation agreement has been executed under
32 section 216.15.

33 (3) The ~~commission~~ agency has served notice of hearing upon
34 the respondent pursuant to section 216.15, subsection 6.

35 (4) The complaint is closed as an administrative closure and

1 two years have elapsed since the issuance date of the closure.

2 *b.* Notwithstanding section 216.15, subsection 5, a party may
3 obtain a copy of all documents contained in a case file where
4 the ~~commission~~ agency has issued a release to the complainant
5 pursuant to this subsection.

6 4. An action authorized under this section is barred unless
7 commenced within ninety days after issuance by the ~~commission~~
8 agency of a release under subsection 3. If a complainant
9 obtains a release from the ~~commission~~ agency under subsection
10 3, the ~~commission~~ agency is barred from further action on that
11 complaint.

12 6. The district court may grant any relief in an action
13 under this section which is authorized by section 216.15,
14 subsection 9, to be issued by the ~~commission~~ agency. The
15 district court may also award the respondent reasonable
16 attorney fees and court costs when the court finds that the
17 complainant's action was frivolous.

18 Sec. 259. Section 216.16A, subsection 1, paragraphs b and c,
19 Code 2024, are amended to read as follows:

20 *b.* The election must be made not later than twenty days
21 after the date of receipt by the electing person of service
22 under section 216.15A, subsection 5, or in the case of the
23 ~~commission~~ agency, not later than twenty days after the date
24 the determination was issued.

25 *c.* The person making the election shall give notice to the
26 ~~commission~~ agency and to all other complainants and respondents
27 to whom the election relates.

28 Sec. 260. Section 216.16A, subsection 2, paragraphs d and e,
29 Code 2024, are amended to read as follows:

30 *d.* If the ~~commission~~ agency has obtained a mediation
31 agreement with the consent of an aggrieved person, the
32 aggrieved person shall not file an action under this subsection
33 with respect to the alleged discriminatory practice that forms
34 the basis for the complaint except to enforce the terms of the
35 agreement.

1 e. An aggrieved person shall not file an action under this
2 subsection with respect to an alleged discriminatory housing or
3 real estate practice that forms the basis of a charge issued
4 by the ~~commission~~ agency if the ~~commission~~ agency has begun a
5 hearing on the record under this chapter with respect to the
6 charge.

7 Sec. 261. Section 216.17, subsections 1, 2, 3, 4, 5, 7, and
8 10, Code 2024, are amended to read as follows:

9 1. a. Judicial review of the actions of the agency
10 or commission may be sought in accordance with the terms
11 of the Iowa administrative procedure Act, chapter 17A.

12 Notwithstanding the terms of said Act, petition for judicial
13 review may be filed in the district court in which an
14 enforcement proceeding under subsection 2 may be brought.

15 b. For purposes of the time limit for filing a petition for
16 judicial review under the Iowa administrative procedure Act,
17 chapter 17A, specified by section 17A.19, the issuance of a
18 final decision of the agency or commission under this chapter
19 occurs on the date notice of the decision is mailed to the
20 parties.

21 c. Notwithstanding the time limit provided in section
22 17A.19, subsection 3, a petition for judicial review of
23 no-probable-cause decisions and other final agency actions
24 which are not of general applicability must be filed within
25 thirty days of the issuance of the final agency action.

26 2. The ~~commission~~ agency may obtain an order of court for
27 the enforcement of agency or commission orders in a proceeding
28 as provided in this section. Such an enforcement proceeding
29 shall be brought in the district court of the district in the
30 county in which the alleged discriminatory or unfair practice
31 which is the subject of the agency's or commission's order was
32 committed, or in which any respondent required in the order to
33 cease or desist from a discriminatory or unfair practice or to
34 take other affirmative action, resides, or transacts business.

35 3. Such an enforcement proceeding shall be initiated by

1 the filing of a petition in such court and the service of a
2 copy thereof upon the respondent. Thereupon the ~~commission~~
3 agency shall file with the court a transcript of the record
4 of the hearing before it. The court shall have power to
5 grant such temporary relief or restraining order as it deems
6 just and proper, and to make and enter upon the pleadings,
7 testimony, and proceedings set forth in such transcript an
8 order enforcing, modifying, and enforcing as so modified, or
9 setting aside the order of the agency or commission, in whole
10 or in part.

11 4. An objection that has not been urged before the agency
12 or commission shall not be considered by the court in an
13 enforcement proceeding, unless the failure or neglect to urge
14 such objection shall be excused because of extraordinary
15 circumstances.

16 5. Any party to the enforcement proceeding may move the
17 court to remit the case to the agency or commission in the
18 interests of justice for the purpose of adducing additional
19 specified and material evidence and seeking findings thereof,
20 providing such party shall show reasonable grounds for
21 the failure to adduce such evidence before the agency or
22 commission.

23 7. The agency's or commission's copy of the testimony shall
24 be available to all parties for examination at all reasonable
25 times, without cost, and for the purpose of judicial review of
26 the agency's or commission's orders.

27 10. If no proceeding to obtain judicial review is instituted
28 within thirty days from the issuance of an order of the
29 ~~commission~~
30 agency may obtain an order of the court for the enforcement
31 of the order upon showing that respondent is subject to
32 the jurisdiction of the agency or commission and resides or
33 transacts business within the county in which the petition for
34 enforcement is brought.

35 Sec. 262. Section 216.17A, subsection 1, paragraph a, Code

1 2024, is amended to read as follows:

2 a. If timely election is made under section 216.16A,
3 subsection 1, the ~~commission~~ agency shall authorize, and not
4 later than thirty days after the election is made, the attorney
5 general shall file a civil action on behalf of the aggrieved
6 person in a district court seeking relief.

7 Sec. 263. Section 216.17A, subsections 2, 4, 10, and 11,
8 Code 2024, are amended to read as follows:

9 2. ~~A commission~~ An agency order under section 216.15A,
10 subsection 11, and a an agency or commission order that has
11 been substantially affirmed by judicial review, do not affect
12 a contract, sale, encumbrance, or lease that was consummated
13 before the agency or commission issued the order and involved a
14 bona fide purchaser, encumbrancer, or tenant who did not have
15 actual notice of the charge issued under this chapter.

16 4. If the agency or commission issues an order against a
17 respondent against whom another order was issued within the
18 preceding five years under section 216.15A, subsection 11, the
19 ~~commission~~ agency shall send a copy of each order issued under
20 that section to the attorney general.

21 10. The attorney general, on behalf of the ~~commission~~
22 agency or other party at whose request a subpoena is issued,
23 may enforce the subpoena in appropriate proceedings in district
24 court.

25 11. A court in a civil action brought under this section
26 or the ~~commission~~ agency in an administrative hearing under
27 section 216.15A, subsection 11, may award reasonable attorney's
28 fees to the prevailing party and assess court costs against the
29 nonprevailing party.

30 Sec. 264. Section 216.17A, subsection 3, unnumbered
31 paragraph 1, Code 2024, is amended to read as follows:

32 If the agency or commission issues an order with respect
33 to a discriminatory housing practice that occurred in the
34 course of a business subject to a licensing or regulation by a
35 governmental agency, the agency or commission, not later than

1 thirty days after the date of issuance of the order, shall do
2 all of the following:

3 Sec. 265. Section 216.17A, subsection 8, paragraph a, Code
4 2024, is amended to read as follows:

5 a. On the request of the agency or commission, the attorney
6 general may intervene in an action under section 216.16A,
7 subsection 2, if the agency or commission certifies that the
8 case is of general public importance.

9 Sec. 266. Section 216.17A, subsection 9, paragraph a,
10 unnumbered paragraph 1, Code 2024, is amended to read as
11 follows:

12 On the request of the agency or commission, the attorney
13 general may file a civil action in district court for
14 appropriate relief if the agency or commission has reasonable
15 cause to believe that any of the following applies:

16 Sec. 267. Section 216.19, subsections 2, 3, 4, 5, 6, 7, and
17 8, Code 2024, are amended to read as follows:

18 2. A city with a population of twenty-nine thousand, or
19 greater, shall maintain an independent local civil rights
20 agency or commission consistent with ~~commission~~ agency rules
21 adopted pursuant to chapter 17A. An agency or commission
22 for which a staff is provided shall have control over such
23 staff. A city required to maintain a local civil rights agency
24 or commission shall structure and adequately fund the agency
25 or commission in order to effect cooperative undertakings
26 with the Iowa office of civil rights ~~commission~~ and to aid in
27 effectuating the purposes of this chapter.

28 3. An agency or commission of local government and the
29 Iowa office of civil rights ~~commission~~ shall cooperate in the
30 sharing of data and research, and coordinating investigations
31 and conciliations in order to expedite claims of unlawful
32 discrimination and eliminate needless duplication. The Iowa
33 office of civil rights ~~commission~~ may enter into cooperative
34 agreements with any local agency or commission to effectuate
35 the purposes of this chapter. Such agreements may include

1 technical and clerical assistance and reimbursement of expenses
2 incurred by the local agency or commission in the performance
3 of the agency's or commission's duties if funds for this
4 purpose are appropriated by the general assembly.

5 4. The ~~Iowa civil rights commission~~ director may designate
6 an unfunded local agency or commission as a referral agency. A
7 local agency or commission shall not be designated a referral
8 agency unless the ordinance creating it provides the same
9 rights and remedies as are provided in this chapter. The ~~Iowa~~
10 ~~civil rights commission~~ director shall establish by rules
11 the procedures for designating a referral agency and the
12 qualifications to be met by a referral agency.

13 5. The ~~Iowa civil rights commission~~ director may adopt
14 rules establishing the procedures for referral of complaints.
15 A referral agency may refuse to accept a case referred to
16 it by the Iowa office of civil rights ~~commission~~ if the
17 referral agency is unable to effect proper administration of
18 the complaint. It shall be the burden of the referral agency
19 to demonstrate that it is unable to properly administer that
20 complaint.

21 6. A complainant who files a complaint with a referral
22 agency having jurisdiction shall be prohibited from filing a
23 complaint with the ~~Iowa civil rights commission~~ agency alleging
24 violations based upon the same acts or practices cited in the
25 original complaint; and a complainant who files a complaint
26 with the ~~commission~~ agency shall be prohibited from filing
27 a complaint with the referral agency alleging violations
28 based upon the same acts or practices cited in the original
29 complaint. However, the ~~Iowa civil rights commission~~ agency in
30 its discretion may refer a complaint filed with the ~~commission~~
31 agency to a referral agency having jurisdiction over the
32 parties for investigation and resolution; and a referral agency
33 in its discretion may refer a complaint filed with that agency
34 to the ~~commission~~ office for investigation and resolution.

35 7. A final decision by a referral agency shall be subject

1 to judicial review as provided in section 216.17 in the same
2 manner and to the same extent as a final decision of the Iowa
3 ~~civil rights commission~~ agency.

4 8. The referral of a complaint by the Iowa office of
5 civil rights ~~commission~~ to a referral agency or by a referral
6 agency to the Iowa office of civil rights ~~commission~~ shall not
7 affect the right of a complainant to commence an action in the
8 district court under section 216.16.

9 Sec. 268. Section 216.21, Code 2024, is amended to read as
10 follows:

11 **216.21 Documents to attorney or party.**

12 If a party is represented by an attorney during the
13 proceedings of the agency or commission, with permission of
14 the attorney for the party or of the party, the agency or
15 commission shall provide copies of all relevant documents
16 including an order or decision to either the attorney for the
17 party or the party, but not to both.

18 Sec. 269. Section 216.22, subsection 2, paragraph b, Code
19 2024, is amended to read as follows:

20 *b.* The franchisor has been found by the ~~commission~~ agency to
21 have exercised a type or degree of control over the franchisee
22 or the franchisee's employees that is not customarily exercised
23 by a franchisor for the purpose of protecting the franchisor's
24 trademarks and brand.

25 Sec. 270. Section 228.1, subsection 7, paragraph b, Code
26 2024, is amended to read as follows:

27 *b.* The individual holds a current Iowa license if
28 practicing in a field covered by an Iowa licensure law and
29 is a psychiatrist, an advanced registered nurse practitioner
30 who holds a national certification in psychiatric mental
31 health care and is licensed by the board of nursing, a
32 physician assistant practicing under the supervision of or in
33 collaboration with a psychiatrist, a qualified mental health
34 professional physician assistant, a psychiatric advanced
35 registered nurse practitioner as defined in section 125.2,

1 or an individual who holds a doctorate degree in psychology
2 and is licensed by the board of ~~psychology~~ behavioral health
3 professionals to practice psychology. For the purposes of this
4 paragraph, "collaboration" means the same as defined in section
5 148C.1.

6 Sec. 271. Section 230A.110, subsection 2, Code 2024, is
7 amended by striking the subsection.

8 Sec. 272. Section 235B.1, subsection 4, Code 2024, is
9 amended by striking the subsection.

10 Sec. 273. Section 235B.3, subsection 1, paragraph a,
11 subparagraph (4), Code 2024, is amended to read as follows:

12 (4) If, in the course of an assessment or evaluation of
13 a report of dependent adult abuse, the department or the
14 department of inspections, appeals, and licensing determines
15 that the case involves discrimination under the jurisdiction
16 of the Iowa office of civil rights ~~commission~~, the relevant
17 portions of the case shall be referred to the ~~commission~~
18 office.

19 Sec. 274. Section 235B.16A, subsections 1 and 4, Code 2024,
20 are amended to read as follows:

21 1. The ~~dependent adult protective advisory council~~
22 ~~established pursuant to section 235B.1~~ department shall
23 ~~recommend~~ adopt a uniform assessment instrument and process for
24 adoption and use by the department and other agencies involved
25 with assessing a dependent adult's degree of dependency
26 and determining whether dependent adult abuse has occurred.
27 However, this section shall not apply to dependent adult abuse
28 assessments and determinations made under chapter 235E.

29 4. The department shall cooperate with the departments
30 of inspections, appeals, and licensing, public safety,
31 and workforce development, the Iowa office of civil rights
32 ~~commission~~, and other state and local agencies performing
33 inspections or otherwise visiting residential settings where
34 dependent adults live, to regularly provide training to the
35 appropriate staff in the agencies concerning each agency's

1 procedures involving dependent adults, and to build awareness
2 concerning dependent adults and reporting of dependent adult
3 abuse.

4 Sec. 275. Section 235E.5, Code 2024, is amended to read as
5 follows:

6 **235E.5 Rulemaking authority.**

7 The department, in cooperation and consultation with
8 ~~the dependent adult protective advisory council established~~
9 ~~in section 235B.1,~~ affected industry representatives, and
10 professional and consumer groups, may adopt rules pursuant to
11 chapter 17A to administer this chapter.

12 Sec. 276. Section 237A.12, subsection 3, Code 2024, is
13 amended to read as follows:

14 3. Rules relating to fire safety for child care centers
15 shall be adopted under this chapter by the director of
16 the department of inspections, appeals, and licensing in
17 consultation with the department. Rules adopted by the
18 director of the department of inspections, appeals, and
19 licensing for a building which is owned or leased by a school
20 district or accredited nonpublic school and used as a child
21 care facility shall not differ from standards adopted by
22 the director of the department of inspections, appeals, and
23 licensing for school buildings under chapter 10A, subchapter V,
24 part 2. Rules relating to sanitation shall be adopted by the
25 department. ~~All rules shall be developed in consultation with~~
26 ~~the state child care advisory committee.~~ The director of the
27 department of inspections, appeals, and licensing shall inspect
28 the facilities.

29 Sec. 277. Section 237A.25, subsection 1, Code 2024, is
30 amended to read as follows:

31 1. The department shall develop consumer information
32 material to assist parents in selecting a child care provider.
33 In developing the material, the department shall consult with
34 department staff, department of education staff, ~~the state~~
35 ~~child care advisory committee,~~ the early childhood Iowa state

1 board, and child care resource and referral services. In
2 addition, the department may consult with other entities at the
3 local, state, and national level.

4 Sec. 278. Section 237A.30, subsection 1, Code 2024, is
5 amended to read as follows:

6 1. The department shall work with the early childhood Iowa
7 program established in section 256I.5 ~~and the state child care~~
8 ~~advisory committee~~ in designing and implementing a voluntary
9 quality rating system for each provider type of child care
10 facility.

11 Sec. 279. Section 249A.15, Code 2024, is amended to read as
12 follows:

13 **249A.15 Licensed psychologists eligible for payment —**
14 **provisional licensees.**

15 1. The department shall adopt rules pursuant to chapter
16 17A entitling psychologists who are licensed pursuant to
17 chapter 154B and psychologists who are licensed in the state
18 where the services are provided and have a doctorate degree
19 in psychology, have had at least two years of clinical
20 experience in a recognized health setting, or have met the
21 standards of a national register of health service providers
22 in psychology, to payment for services provided to recipients
23 of medical assistance, subject to limitations and exclusions
24 the department finds necessary on the basis of federal laws and
25 regulations and of funds available for the medical assistance
26 program. The rules shall also provide that an individual, who
27 holds a provisional license to practice psychology pursuant
28 to section 154B.6, is entitled to payment under this section
29 for services provided to recipients of medical assistance,
30 when such services are provided under the supervision of a
31 supervisor who meets the qualifications determined by the
32 board of ~~psychology~~ behavioral health professionals by rule,
33 and claims for payment for such services are submitted by the
34 supervisor.

35 2. Entitlement to payment under this section is applicable

1 to services provided to recipients of medical assistance
2 under both the fee-for-service and managed care payment and
3 delivery systems. Neither the fee-for-service nor the managed
4 care payment and delivery system shall impose a practice
5 or supervision restriction which is inconsistent with or
6 more restrictive than the authority already granted by law,
7 including the authority to provide supervision in person or
8 remotely through electronic means as specified by rule of the
9 board of ~~psychology~~ behavioral health professionals.

10 Sec. 280. Section 249A.15A, subsections 1, 2, and 3, Code
11 2024, are amended to read as follows:

12 1. The department shall adopt rules pursuant to chapter
13 17A entitling marital and family therapists who are licensed
14 pursuant to chapter 154D to payment for behavioral health
15 services provided to recipients of medical assistance, subject
16 to limitations and exclusions the department finds necessary
17 on the basis of federal laws and regulations. The rules shall
18 also provide that a marital and family therapist, who holds
19 a temporary license to practice marital and family therapy
20 pursuant to section 154D.7, is entitled to payment under this
21 section for behavioral health services provided to recipients
22 of medical assistance, when such services are provided under
23 the supervision of a qualified supervisor as determined by the
24 board of ~~behavioral science~~ behavioral health professionals by
25 rule, and claims for payment for such services are submitted by
26 the qualified supervisor.

27 2. The department shall adopt rules pursuant to chapter
28 17A entitling master social workers who hold a master's
29 degree approved by the board of ~~social work~~ behavioral health
30 professionals, are licensed as a master social worker pursuant
31 to section 154C.3, subsection 1, paragraph "b", and provide
32 treatment services under the supervision of an independent
33 social worker licensed pursuant to section 154C.3, subsection
34 1, paragraph "c", to payment for behavioral health services
35 provided to recipients of medical assistance, subject to

1 limitations and exclusions the department finds necessary on
2 the basis of federal laws and regulations.

3 3. The department shall adopt rules pursuant to chapter 17A
4 entitling mental health counselors who are licensed pursuant
5 to chapter 154D to payment for behavioral health services
6 provided to recipients of medical assistance, subject to
7 limitations and exclusions the department finds necessary on
8 the basis of federal laws and regulations. The rules shall
9 also provide that a mental health counselor, who holds a
10 temporary license to practice mental health counseling pursuant
11 to section 154D.7, is entitled to payment under this section
12 for behavioral health services provided to recipients of
13 medical assistance, when such services are provided under the
14 supervision of a qualified supervisor as determined by the
15 board of ~~behavioral science~~ behavioral health professionals by
16 rule, and claims for payment for such services are submitted by
17 the qualified supervisor.

18 Sec. 281. Section 256.3, subsections 1 and 2, Code 2024, are
19 amended to read as follows:

20 1. The state board of education is established for the
21 department. The state board consists of ~~ten~~ nine members:
22 nine seven voting members, ~~and~~ one nonvoting student member,
23 and the director of the department of workforce development,
24 who shall serve as a nonvoting member. The voting members
25 shall be appointed by the governor subject to senate
26 confirmation. The nonvoting student member shall be appointed
27 as provided in section 256.5A.

28 2. The voting members shall be registered voters of
29 the state and hold no other elective or appointive state
30 office. Not more than five voting members shall be of the
31 same political party. ~~Three of the voting members shall~~
32 ~~have substantial knowledge related to the community college~~
33 ~~system.~~ The ~~remaining six~~ voting members shall be members of
34 the general public. A voting member shall not be engaged in
35 professional education for a major portion of the member's time

1 nor shall the member derive a major portion of income from any
2 business or activity connected with education.

3 Sec. 282. Section 256.7, subsection 7, paragraph c, Code
4 2024, is amended by striking the paragraph.

5 Sec. 283. Section 256.9, subsection 31, paragraph b, Code
6 2024, is amended to read as follows:

7 b. Standards and materials developed shall include materials
8 which employ developmentally appropriate practices and
9 incorporate substantial parental involvement. The materials
10 and standards shall include alternative teaching approaches
11 including collaborative teaching and alternative dispute
12 resolution training. The department shall consult with the
13 child development coordinating council, ~~the state child care~~
14 ~~advisory committee established pursuant to section 135.173A,~~
15 the department of health and human services, the state board
16 of regents center for early developmental education, the
17 area education agencies, the department of human development
18 and family studies in the college of human sciences at
19 Iowa state university of science and technology, the early
20 childhood elementary division of the college of education at
21 the university of Iowa, and the college of education at the
22 university of northern Iowa, in developing these standards and
23 materials.

24 Sec. 284. Section 256.17, Code 2024, is amended to read as
25 follows:

26 **256.17 Postsecondary course audit committee.**

27 1. The department shall ~~establish and facilitate a~~
28 ~~postsecondary course audit committee which shall annually~~
29 audit postsecondary courses offered to high school students in
30 accordance with chapter 261E.

31 ~~2. The committee shall include but not be limited~~
32 ~~to representatives from the kindergarten through grade~~
33 ~~twelve education community, community colleges, and regents~~
34 ~~universities.~~

35 ~~3.~~ 2. The ~~committee~~ department shall establish a sampling

1 technique that randomly selects courses for audit. The audit
2 shall include but not be limited to a review of the course
3 syllabus, teacher qualifications, examples of student products,
4 and results of student assessments. Standards for review shall
5 be established by the ~~committee and approved by the~~ department.
6 Audit findings shall be submitted to the institutions providing
7 the classes audited and shall be posted on the department's
8 internet site.

9 ~~4.~~ 3. If the ~~committee~~ department determines that a
10 postsecondary course offered to high school students in
11 accordance with chapter 261E does not meet the standards
12 established by the ~~committee~~ department pursuant to subsection
13 ~~3 2,~~ the course shall not be eligible for future supplementary
14 weighting under section 257.11. If the institution makes
15 changes to the course sufficient to cause the course to meet
16 the standards of the ~~committee~~ department, the ~~committee~~
17 department may reinstate the eligibility of the course for
18 future supplementary weighting under section 257.11.

19 Sec. 285. Section 256.32, subsection 1, Code 2024, is
20 amended to read as follows:

21 1. An advisory council for agricultural education is
22 established, which consists of ~~nine~~ seven members appointed
23 by the governor. The ~~nine~~ seven members shall include ~~the~~
24 ~~following:~~

25 ~~a.~~ Five at least four persons representing all areas
26 of agriculture and diverse geographical areas and at least
27 one person involved in the field of education, including
28 but not limited to a secondary school program instructor, a
29 postsecondary school program instructor, or a teacher educator.

30 ~~b.~~ ~~An individual representing agriculture on a council~~
31 ~~created to advise the state on career and technical education~~
32 ~~matters.~~

33 ~~c.~~ ~~A secondary school program instructor, a postsecondary~~
34 ~~school program instructor, and a teacher educator.~~

35 Sec. 286. Section 256.33, subsection 1, Code 2024, is

1 amended to read as follows:

2 1. The department shall consort with school districts,
3 area education agencies, community colleges, and colleges
4 and universities to provide assistance to them in the use
5 of educational technology for instruction purposes. The
6 department shall consult with ~~the advisory committee on~~
7 ~~telecommunications, established in section 256.7, subsection 7,~~
8 ~~and other~~ users of educational technology on the development
9 and operation of programs under this section.

10 Sec. 287. Section 256.82, subsection 1, paragraph a, Code
11 2024, is amended to read as follows:

12 a. Four members shall be appointed by the governor so
13 that the portion of the board membership appointed under this
14 paragraph includes two male board members and two female board
15 members at all times:

16 ~~(1) One member shall be appointed from the business~~
17 ~~community other than the television and telecommunications~~
18 ~~industry.~~

19 ~~(2) One member shall be appointed with experience in or~~
20 ~~knowledge about the television industry.~~

21 ~~(3) One member shall be appointed from the membership of~~
22 ~~a fundraising nonprofit organization financially assisting~~
23 ~~the Iowa public broadcasting division. At least one member~~
24 ~~shall have experience in or knowledge of the television and~~
25 ~~telecommunications industry, and at least one member shall~~
26 ~~have experience with or knowledge of fundraising nonprofit~~
27 ~~organizations.~~

28 ~~(4) One member shall represent the general public.~~

29 Sec. 288. Section 256.176, subsection 2, paragraphs a and d,
30 Code 2024, are amended to read as follows:

31 a. A member of the state board of regents to be named by the
32 state board of regents, or the executive director of the state
33 board of regents if so appointed by the state board of regents,
34 who shall serve for a four-year term or until the expiration
35 of the member's term of office, and who shall serve as an ex

1 officio, nonvoting member.

2 ~~d. Nine Seven additional members to be appointed by the~~
3 ~~governor as follows:~~

4 ~~(1) One member shall be selected to represent private~~
5 ~~colleges and universities located in the state of Iowa.~~
6 ~~When appointing this member, the governor shall give careful~~
7 ~~consideration to any person nominated or recommended by any~~
8 ~~organization or association of some or all private colleges and~~
9 ~~universities located in the state of Iowa.~~

10 ~~(2) One member shall be selected to represent Iowa's~~
11 ~~community colleges. When appointing this member, the governor~~
12 ~~shall give careful consideration to any person nominated~~
13 ~~or recommended by any organization or association of Iowa~~
14 ~~community colleges.~~

15 ~~(3) (1) One At least one member shall be enrolled as a~~
16 ~~student at an institution of higher learning governed by the~~
17 ~~board of regents, a community college, or an accredited private~~
18 ~~institution.~~

19 ~~(4) (2) One At least one member shall be a parent of a~~
20 ~~student enrolled at an institution of higher learning governed~~
21 ~~by the board of regents, a community college, or an accredited~~
22 ~~private institution.~~

23 ~~(5) (3) One At least one member shall represent~~
24 ~~practitioners licensed under chapter 256, subchapter VII,~~
25 ~~part 3. When appointing this member, the governor shall give~~
26 ~~careful consideration to any person nominated by an Iowa~~
27 ~~teacher association or other education stakeholder organization~~
28 ~~have knowledge and experience in financial or fiduciary~~
29 ~~matters.~~

30 ~~(6) Four members shall represent the general public,~~
31 ~~none of whom shall be officers, board members, or trustees~~
32 ~~of an institution of higher learning or of an association of~~
33 ~~institutions of higher learning.~~

34 Sec. 289. Section 256.176, subsection 2, Code 2024, is
35 amended by adding the following new paragraphs:

1 NEW PARAGRAPH. *e.* One member to represent private colleges
2 and universities located in the state of Iowa, who shall be
3 selected by an organization or association of some or all
4 private colleges and universities located in the state of Iowa,
5 and who shall serve as an ex officio, nonvoting member.

6 NEW PARAGRAPH. *f.* One member to represent Iowa's community
7 colleges, who shall be selected by an organization or
8 association of Iowa community colleges, and who shall serve as
9 an ex officio, nonvoting member.

10 Sec. 290. Section 256I.4, subsection 19, Code 2024, is
11 amended by striking the subsection and inserting in lieu
12 thereof the following:

13 19. Serve as the state advisory council required under the
14 federal Improving Head Start for School Readiness Act of 2007,
15 Pub. L. No. 110-134, as designated by the governor.

16 Sec. 291. Section 260C.36, subsection 4, Code 2024, is
17 amended to read as follows:

18 4. The department of education shall establish the
19 ~~following committees:~~

20 ~~*a.* An an ad hoc accreditation quality faculty plan protocol~~
21 ~~committee to advise the department in the development of~~
22 ~~protocols related to the quality faculty planning process to~~
23 ~~be used by the accreditation teams during site visits. The~~
24 ~~committee shall, at a minimum, determine what types of evidence~~
25 ~~need to be provided, develop interview procedures and visit~~
26 ~~goals, and propose accreditation protocol revisions.~~

27 ~~*b.* An ongoing quality faculty plan professional development~~
28 ~~committee. The committee shall, at a minimum, do the~~
29 ~~following:~~

30 ~~(1) Develop systemic, ongoing, and sustainable statewide~~
31 ~~professional development opportunities that support~~
32 ~~institutional development as well as individual development and~~
33 ~~support of the quality faculty plans. The opportunities may~~
34 ~~include internet-based systems to share promising practices.~~

35 ~~(2) Determine future professional development needs.~~

1 ~~(3) Develop or identify training and assistance relating to~~
2 ~~the quality faculty plan process and requirements.~~

3 ~~(4) Assist the department and community colleges in~~
4 ~~developing professional development consortia.~~

5 ~~(5) Review and identify best practices in each community~~
6 ~~college quality faculty plan, including best practices~~
7 ~~regarding adjunct faculty.~~

8 ~~c. A community college faculty advisory committee consisting~~
9 ~~of one member and one alternate from each community college,~~
10 ~~appointed by the committee established pursuant to subsection~~
11 ~~1. The committee membership shall be equally represented by~~
12 ~~individuals from the liberal arts and sciences faculty and~~
13 ~~the career and technical faculty. The committee shall, at a~~
14 ~~minimum, keep faculty informed of higher education issues,~~
15 ~~facilitate communication between the faculty and the department~~
16 ~~on an ongoing basis, and serve as an advisory committee to the~~
17 ~~department and community colleges on faculty issues.~~

18 Sec. 292. Section 260C.39, subsection 3, Code 2024, is
19 amended to read as follows:

20 3. The terms of employment of personnel, for the academic
21 year following the effective date of the agreement to combine
22 the merged areas shall not be affected by the combination of
23 the merged areas, except in accordance with the procedures
24 under sections 279.15, 279.16, 279.18, and 279.24, to
25 the extent those procedures are applicable, or under the
26 terms of the base bargaining agreement. The authority and
27 responsibility to offer new contracts or to continue, modify,
28 or terminate existing contracts pursuant to any applicable
29 procedures under chapter 279, shall be transferred to the
30 acting, and then to the new, board of the combined merged area
31 upon certification of a favorable vote to each of the merged
32 areas affected by the agreement. The collective bargaining
33 agreement of the merged area receiving the greatest amount of
34 general state aid shall serve as the base agreement for the
35 combined merged area and the employees of the merged areas

1 which combined to form the new combined merged area shall
2 automatically be accreted to the bargaining unit from that
3 former merged area for purposes of negotiating the contracts
4 for the following years without further action by the ~~public~~
5 employment relations appeal board. If only one collective
6 bargaining agreement is in effect among the merged areas which
7 are combining under this section, then that agreement shall
8 serve as the base agreement, and the employees of the merged
9 areas which are combining to form the new combined merged
10 area shall automatically be accreted to the bargaining unit
11 of that former merged area for purposes of negotiating the
12 contracts for the following years without further action by the
13 ~~public~~ employment relations appeal board. The board of the
14 combined merged area, using the base agreement as its existing
15 contract, shall bargain with the combined employees of the
16 merged areas that have agreed to combine for the academic year
17 beginning with the effective date of the agreement to combine
18 merged areas. The bargaining shall be completed by March 15
19 prior to the academic year in which the agreement to combine
20 merged areas becomes effective or within one hundred eighty
21 days after the organization of the acting board of the new
22 combined merged area, whichever is later. If a bargaining
23 agreement was already concluded in the former merged area which
24 has the collective bargaining agreement that is serving as the
25 base agreement for the new combined merged area, between the
26 former merged area board and the employees of the former merged
27 area, that agreement is void, unless the agreement contained
28 multiyear provisions affecting academic years subsequent to the
29 effective date of the agreement to form a combined merged area.
30 If the base collective bargaining agreement contains multiyear
31 provisions, the duration and effect of the agreement shall
32 be controlled by the terms of the agreement. The provisions
33 of the base agreement shall apply to the offering of new
34 contracts, or the continuation, modification, or termination
35 of existing contracts between the acting or new board of the

1 combined merged area and the combined employees of the new
2 combined merged area.

3 Sec. 293. Section 261A.6, subsection 2, Code 2024, is
4 amended to read as follows:

5 2. a. The For members appointed prior to the effective date
6 of this division of this Act, members of the authority shall be
7 appointed by the governor for terms of six years beginning and
8 ending as provided in section 69.19. A member of the authority
9 is eligible for reappointment.

10 b. For members appointed on or after the effective date of
11 this division of this Act, members of the authority shall be
12 appointed by the governor for terms of four years beginning and
13 ending as provided in section 69.19. A member of the authority
14 shall not serve more than two full terms.

15 c. The governor shall fill a vacancy for the remainder of
16 the unexpired term. A member of the authority may be removed
17 by the governor for misfeasance, malfeasance, or willful
18 neglect of duty or other cause after notice and a public
19 hearing unless the notice and hearing are waived by the member
20 in writing.

21 Sec. 294. Section 266.39, subsections 3 and 5, Code 2024,
22 are amended by striking the subsections.

23 Sec. 295. Section 272C.1, subsection 6, paragraphs b and u,
24 Code 2024, are amended by striking the paragraphs.

25 Sec. 296. Section 272C.1, subsection 6, paragraphs s and ad,
26 Code 2024, are amended to read as follows:

27 s. The board of ~~psychology~~ behavioral health professionals,
28 created pursuant to chapter 147.

29 ad. The ~~plumbing and mechanical systems~~ board of building
30 and construction occupations, created pursuant to chapter ~~105~~
31 103A, in performing licensing activities pursuant to chapters
32 103 and 105.

33 Sec. 297. Section 273.22, subsection 2, paragraph a, Code
34 2024, is amended to read as follows:

35 a. The collective bargaining agreement of the area education

1 agency with the largest basic enrollment, as defined in section
2 257.6, for the year prior to the year the reorganization is
3 effective, shall serve as the base agreement in the new area
4 education agency and the employees of the other area education
5 agencies involved in the formation of the new area education
6 agency shall automatically be accreted to the bargaining
7 unit of that collective bargaining agreement for purposes of
8 negotiating the contracts for the following years without
9 further action by the ~~public employment relations~~ appeal
10 board. If only one collective bargaining agreement is in
11 effect among the area education agencies that are party to
12 the reorganization, that agreement shall serve as the base
13 agreement, and the employees of the other agencies involved
14 in the formation of the new area education agency shall
15 automatically be accreted to the bargaining unit of that
16 collective bargaining agreement for purposes of negotiating the
17 contracts for the following years without further action by the
18 ~~public employment relations~~ appeal board.

19 Sec. 298. Section 275.33, subsection 2, paragraph a, Code
20 2024, is amended to read as follows:

21 a. The collective bargaining agreement of the district
22 with the largest basic enrollment for the year prior to
23 the reorganization, as defined in section 257.6, in the new
24 district shall serve as the base agreement and the employees
25 of the other districts involved in the formation of the new
26 district shall automatically be accreted to the bargaining
27 unit of that collective bargaining agreement for purposes of
28 negotiating the contracts for the following years without
29 further action by the ~~public employment relations~~ appeal board.
30 If only one collective bargaining agreement is in effect among
31 the districts which are party to the reorganization, then that
32 agreement shall serve as the base agreement, and the employees
33 of the other districts involved in the formation of the new
34 district shall automatically be accreted to the bargaining
35 unit of that collective bargaining agreement for purposes of

1 negotiating the contracts for the following years without
2 further action by the ~~public employment relations~~ appeal board.

3 Sec. 299. Section 284.11, subsection 2, paragraph c, Code
4 2024, is amended to read as follows:

5 c. Review the use and effectiveness of the funds distributed
6 to school districts for supplemental assistance in high-need
7 schools under this section, ~~and consider the findings and~~
8 ~~recommendations of the commission on educator leadership~~
9 ~~and compensation submitted pursuant to section 284.15,~~
10 ~~subsection 13, relating to the use and effectiveness of the~~
11 ~~funds distributed to school districts under this section.~~ The
12 department shall submit its findings and recommendations in a
13 report to the general assembly by January 15 annually.

14 Sec. 300. Section 284.15, subsection 12, Code 2024, is
15 amended by striking the subsection.

16 Sec. 301. Section 284.15, subsection 14, Code 2024, is
17 amended to read as follows:

18 14. The provisions of this chapter shall be subject to
19 legislative review at least every three years. ~~The review~~
20 ~~shall be based upon a status report from the commission~~
21 ~~on educator leadership and compensation, which shall be~~
22 ~~prepared with the assistance of the departments of education,~~
23 ~~management, and revenue.~~ The status report shall review and
24 report on the department's assignment and utilization of
25 full-time equivalent positions, and shall include information
26 on teacher retention, teacher compensation, academic quality
27 of beginning teachers, teacher evaluation results, student
28 achievement trend and comparative data, and recommendations
29 for changes to the teacher leadership supplement foundation
30 aid and the framework or comparable systems approved pursuant
31 to this section. The first status report shall be submitted
32 to the general assembly by January 15, 2017, with subsequent
33 status reports prepared and submitted to the general assembly
34 by January 15 at least every third year thereafter.

35 Sec. 302. Section 312.3, subsection 1, Code 2024, is amended

1 to read as follows:

2 1. Apportion among the counties the road use tax funds
3 credited to the secondary road fund by using the distribution
4 methodology adopted ~~pursuant to section 312.3C~~ by the
5 commission by rule.

6 Sec. 303. Section 312.3B, subsection 2, Code 2024, is
7 amended to read as follows:

8 2. The Iowa county engineers association service
9 bureau shall annually compute the secondary road fund and
10 farm-to-market road fund distributions using the methodology
11 determined by the ~~secondary road fund distribution committee~~
12 ~~pursuant to section 312.3C~~ commission. The Iowa county
13 engineers association service bureau shall report the
14 computations to the ~~secondary road fund distribution committee,~~
15 the department, the treasurer of state, and the counties.

16 Sec. 304. Section 312.5, subsection 1, Code 2024, is amended
17 to read as follows:

18 ~~1. For the fiscal year ending June 30, 2006, the treasurer~~
19 ~~of state shall apportion among the counties the road use tax~~
20 ~~funds credited to the farm-to-market road fund by using the~~
21 ~~allocation method contained in section 312.5, subsection 1,~~
22 ~~Code 2005. For subsequent fiscal years~~ Each fiscal year, the
23 treasurer of state shall apportion among the counties the road
24 use tax funds credited to the farm-to-market road fund by using
25 the distribution methodology adopted ~~pursuant to section 312.3C~~
26 by the commission.

27 Sec. 305. Section 312.16, Code 2024, is amended by adding
28 the following new subsection:

29 NEW SUBSECTION. 01. "*Commission*" means the state
30 transportation commission.

31 Sec. 306. Section 312A.3, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. Twenty percent for deposit in the secondary road fund,
34 for apportionment according to the methodology adopted ~~pursuant~~
35 ~~to section 312.3C~~ by the commission, to be used by counties

1 for construction and maintenance projects on secondary road
2 bridges and on highways in the farm-to-market road system. At
3 least ten percent of the moneys allocated to a county under
4 this subsection shall be used for bridge construction, repair,
5 and maintenance, with priority given to projects that aid and
6 support economic development and job creation.

7 Sec. 307. Section 314.1, subsection 2, Code 2024, is amended
8 to read as follows:

9 2. Notwithstanding any other provision of law to the
10 contrary, a public improvement that involves the construction,
11 reconstruction, or improvement of a highway, bridge, or culvert
12 and that has a cost in excess of the applicable threshold in
13 section 73A.18, 262.34, 297.7, 309.40, 310.14, or 313.10, as
14 modified by the ~~bid threshold subcommittee~~ director pursuant
15 to section 314.1B, shall be advertised and let for bid, except
16 such public improvements that involve emergency work pursuant
17 to section 309.40A, 313.10, or 384.103, subsection 2. For a
18 city having a population of fifty thousand or less, a public
19 improvement that involves the construction, reconstruction, or
20 improvement of a highway, bridge, or culvert that has a cost
21 in excess of twenty-five thousand dollars, as modified by the
22 ~~bid threshold subcommittee~~ director pursuant to section 314.1B,
23 shall be advertised and let for bid, excluding emergency work.
24 However, a public improvement that has an estimated total
25 cost to a city in excess of a threshold of fifty thousand
26 dollars, as modified by the ~~bid threshold subcommittee~~ director
27 pursuant to section 314.1B, and that involves the construction,
28 reconstruction, or improvement of a highway, bridge, or culvert
29 that is under the jurisdiction of a city with a population
30 of more than fifty thousand, shall be advertised and let for
31 bid. Cities required to competitively bid highway, bridge,
32 or culvert work shall do so in compliance with the contract
33 letting procedures of sections 26.3 through 26.12.

34 Sec. 308. Section 314.1B, subsection 1, paragraph a, Code
35 2024, is amended by striking the paragraph.

1 Sec. 309. Section 314.1B, subsection 1, paragraph b, Code
2 2024, is amended to read as follows:

3 **b.** ~~The subcommittee~~ director, in consultation with industry
4 and subject matter experts, shall review the competitive bid
5 thresholds applicable to city and county highway, bridge,
6 and culvert projects. ~~The subcommittee~~ director shall
7 review price adjustments for all types of city and county
8 highway, bridge, and culvert construction, reconstruction, and
9 improvement projects, based on changes in the construction
10 price index from the preceding year. Upon completion of the
11 review the ~~subcommittee~~ director may make adjustments in the
12 applicable bid thresholds for types of work based on the price
13 adjustments.

14 Sec. 310. Section 314.1B, subsection 2, paragraph a, Code
15 2024, is amended by striking the paragraph.

16 Sec. 311. Section 314.1B, subsection 2, paragraphs b, c, d,
17 and e, Code 2024, are amended to read as follows:

18 **b.** ~~The subcommittee appointed under this subsection~~
19 director, in consultation with industry and subject matter
20 experts, shall review the competitive bid thresholds applicable
21 to governmental entities under chapter 26. ~~The subcommittee~~
22 director shall review price adjustments for all types of
23 construction, reconstruction, and public improvement projects
24 based on the changes in the construction price index, building
25 cost index, and material cost index from the preceding
26 adjustment. Upon completion of the review the ~~subcommittee~~
27 director may make adjustments in the applicable bid thresholds
28 for types of work based on the price adjustments.

29 **c.** ~~The subcommittee shall not make an initial adjustment to~~
30 ~~the competitive bid threshold in section 26.3 to be effective~~
31 ~~prior to January 1, 2012. Thereafter, the subcommittee~~ The
32 director shall adjust the bid threshold amount in accordance
33 with subsection 3 but shall not adjust the bid threshold to an
34 amount less than the bid threshold applicable to a governmental
35 entity on January 1, 2007.

1 *d.* Beginning July 1, ~~2006~~ 2024, the ~~subcommittee~~ director
2 shall make adjustments to the competitive quotation threshold
3 amounts in section 26.14 for vertical infrastructure in
4 accordance with the methodology of paragraph "b".

5 *e.* ~~After 2012, the subcommittee~~ The director shall adjust
6 the competitive quotation threshold amounts in section 26.14
7 at the same time and by the same percentage as adjustments are
8 made to the competitive bid threshold.

9 Sec. 312. Section 314.1B, subsection 3, Code 2024, is
10 amended to read as follows:

11 3. *Review — publication.* ~~Each subcommittee~~ The director
12 shall ~~meet to conduct the review and~~ make the adjustments
13 described in this section on or before August 1 of every
14 other year, or of every year if determined necessary by the
15 ~~subcommittee~~ director. By September 1 of each year in which
16 a ~~subcommittee~~ director makes adjustments in the bid or
17 quotation thresholds, the director shall cause an advisory
18 notice to be published in the Iowa administrative bulletin and
19 in a newspaper of general circulation in this state, stating
20 the adjusted bid and quotation thresholds to be in effect
21 on January 1 of the following year, as established by the
22 ~~subcommittees~~ director under this section.

23 Sec. 313. Section 314.13, subsection 2, Code 2024, is
24 amended by striking the subsection.

25 Sec. 314. Section 314.13, Code 2024, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 4A. "Director" means the director of
28 transportation.

29 Sec. 315. Section 314.22, subsection 3, Code 2024, is
30 amended to read as follows:

31 3. *Integrated roadside vegetation management technical*
32 *advisory committee Report.*

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

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

~~8 (1) Research efforts.~~

~~9 (2) Demonstration projects.~~

~~10 (3) Education and orientation efforts for property owners,
11 public officials, and the general public.~~

~~12 (4) Activities of the integrated roadside vegetation
13 management coordinator for integrated roadside vegetation
14 management.~~

~~15 (5) Reviewing applications for funding assistance.~~

~~16 (6) Securing funding for research and demonstrations.~~

~~17 (7) Determining needs for revising the state weed law and
18 other applicable Code sections.~~

~~19 (8) Liaison with the Iowa state association of counties, the
20 Iowa league of cities, and other organizations for integrated
21 roadside vegetation management purposes.~~

~~22 b. The director may appoint any number of persons to the
23 committee but, at a minimum, the committee shall consist of all
24 of the following:~~

~~25 (1) One member representing the utility industry.~~

~~26 (2) One member from the Iowa academy of sciences.~~

~~27 (3) One member representing county government.~~

~~28 (4) One member representing city government.~~

~~29 (5) Two members representing the private sector including
30 community interest groups.~~

~~31 (6) One member representing soil conservation interests.~~

~~32 (7) One member representing the department of natural
33 resources.~~

~~34 (8) One member representing county conservation boards.~~

~~35 c. Members of the committee shall serve without~~

~~1 compensation, but may be reimbursed for allowable expenses from
2 the living roadway trust fund created under section 314.21. No
3 more than a simple majority of the members of the committee
4 shall be of the same gender as provided in section 69.16A.
5 The director of the department shall appoint the chair of the
6 committee and shall establish a minimum schedule of meetings
7 for the committee.~~

8 Sec. 316. Section 321.252, subsection 3, paragraph a, Code
9 2024, is amended to read as follows:

10 a. The department shall establish, by rule, in cooperation
11 with a ~~tourist signing committee~~, the standards for
12 tourist-oriented directional signs and shall annually review
13 the list of attractions for which signing is in place. The
14 rules shall conform to national standards for tourist-oriented
15 directional signs adopted under 23 U.S.C. §131(q) and to the
16 manual of uniform traffic-control devices.

17 ~~(1) The tourist signing committee shall be made up of
18 the directors or the directors' designees of the departments
19 of agriculture and land stewardship, natural resources, and
20 transportation, the director or the director's designee of
21 the economic development authority, the chairperson or the
22 chairperson's designee of the Iowa travel council, and a
23 member of the outdoor advertising association of Iowa. The
24 director or the director's designee of the economic development
25 authority shall be the chairperson of the committee.~~

26 ~~(2) The department of transportation shall be responsible
27 for calling and setting the date of the meetings of the
28 committee which meetings shall be based upon the amount of
29 activity relating to signs. However, the committee shall meet
30 at least once a month.~~

31 Sec. 317. Section 331.301, subsection 6, paragraph b, Code
32 2024, is amended to read as follows:

33 b. A county shall not impose any fee or charge on any
34 individual or business licensed pursuant to chapter 105 by
35 the plumbing and mechanical systems board of building and

1 construction occupations for the right to perform plumbing,
2 mechanical, HVAC, refrigeration, sheet metal, or hydronic
3 systems work within the scope of the license. This paragraph
4 does not prohibit a county from charging fees for the issuance
5 of permits for, and inspections of, work performed in its
6 jurisdiction.

7 Sec. 318. Section 333A.2, subsection 1, paragraphs b and c,
8 Code 2024, are amended to read as follows:

9 b. Five elected county officials who are regularly involved
10 in budget preparation. ~~One county official shall be from~~
11 ~~a county with a population of less than eleven thousand~~
12 ~~five hundred, one from a county with a population of more~~
13 ~~than eleven thousand five hundred but not more than sixteen~~
14 ~~thousand, one from a county with a population of more than~~
15 ~~sixteen thousand but not more than twenty-two thousand five~~
16 ~~hundred, one from a county with a population of more than~~
17 ~~twenty-two thousand five hundred but not more than eighty~~
18 ~~thousand and one from a county with a population of more than~~
19 ~~eighty thousand.~~ The governor director of the department of
20 management shall select and appoint the county officials,
21 ~~subject to the approval of two-thirds of the members of the~~
22 ~~senate.~~

23 c. A certified public accountant experienced in governmental
24 accounting selected and appointed by the ~~governor with the~~
25 ~~approval of two-thirds of the members of the senate~~ director of
26 the department of management.

27 Sec. 319. Section 333A.2, subsection 2, Code 2024, is
28 amended to read as follows:

29 2. The members of the committee appointed by the ~~governor~~
30 director of the department of management are appointed for
31 four-year terms except that of the initial appointments, two
32 county official members shall be appointed to two-year terms.
33 When a county official member no longer holds the office which
34 qualified the official for appointment, the official shall no
35 longer be a member of the committee. Any person appointed to

1 fill a vacancy shall be appointed to serve the unexpired term.
2 Any member is eligible for reappointment, but a member shall
3 not be appointed to serve more than two four-year terms.

4 Sec. 320. Section 357A.21, subsection 2, Code 2024, is
5 amended to read as follows:

6 2. If an agreement is not reached under subsection 1,
7 the governing body of the city or water utility or the board
8 of directors or trustees of the district or association may
9 request mediation pursuant to chapter 679C. The governing
10 body or board requesting mediation shall be responsible for
11 the costs of the mediation. A mediation committee shall be
12 established if a governing body or board requests mediation
13 pursuant to this subsection. The mediation committee shall
14 consist of one member of the governing body of the city or the
15 governing body's designee, one member of the board of directors
16 or trustees of the district or association, as applicable, and
17 one disinterested member chosen by the other two members. A
18 list of qualified mediators may be obtained from the American
19 arbitration association, the ~~public employment relations~~ appeal
20 board established pursuant to section ~~20.5~~ 10A.601, or a
21 recognized mediation organization or association.

22 Sec. 321. Section 364.3, subsection 3, paragraph b, Code
23 2024, is amended to read as follows:

24 b. A city shall not impose any fee or charge on any
25 individual or business licensed pursuant to chapter 105 by
26 the ~~plumbing and mechanical systems~~ board of building and
27 construction occupations for the right to perform plumbing,
28 mechanical, HVAC, refrigeration, sheet metal, or hydronic
29 systems work within the scope of the license. This paragraph
30 does not prohibit a city from charging fees for the issuance
31 of permits for, and inspections of, work performed in its
32 jurisdiction.

33 Sec. 322. Section 384.13, subsection 2, paragraphs c and d,
34 Code 2024, are amended to read as follows:

35 c. Five city officials who are regularly involved in

1 budget preparation. ~~One official must be from a city with a~~
2 ~~population of not over two thousand five hundred, one from a~~
3 ~~city with a population of over two thousand five hundred but~~
4 ~~not over fifteen thousand, one from a city with a population~~
5 ~~of over fifteen thousand but not over fifty thousand, one from~~
6 ~~a city with a population of over fifty thousand, and one from~~
7 ~~any size city. The governor director of the department of~~
8 ~~management shall select and appoint the city officials.~~

9 d. One certified public accountant experienced in city
10 accounting, to be selected and appointed by the ~~governor~~
11 ~~director of the department of management.~~

12 Sec. 323. Section 455A.5, subsection 1, Code 2024, is
13 amended to read as follows:

14 1. a. A natural resource commission is created, which
15 consists of seven members appointed by the governor for
16 staggered terms of six years beginning and ending as provided
17 in section 69.19, except as provided in paragraph "b". The
18 appointees are subject to senate confirmation. The members
19 shall be citizens of the state who have a substantial knowledge
20 of the subjects embraced by chapter 456A. The appointments
21 shall be based upon the training, experience, and capacity of
22 the appointees, and not based upon political considerations,
23 other than as provided in section 69.16. A member of the
24 commission shall not hold any other state or federal office.

25 b. For members appointed on or after the effective date
26 of this division of this Act, members shall serve staggered
27 terms of four years beginning and ending as provided in section
28 69.19.

29 Sec. 324. Section 455A.5, subsection 6, paragraph d, Code
30 2024, is amended to read as follows:

31 d. ~~Approve~~ Provide advice and recommendations regarding
32 the budget request prepared by the director for the programs
33 authorized by chapters 321G, 321I, 456A, 456B, 457A, 461A,
34 462A, 462B, 464A, 481A, 481B, 483A, 484A, and 484B. The
35 ~~commission may increase, decrease, or strike any item within~~

1 ~~the department budget request for the specified programs before~~
2 ~~granting approval.~~

3 Sec. 325. Section 455A.6, subsection 6, paragraph d, Code
4 2024, is amended to read as follows:

5 ~~d. Approve~~ Provide advice and make recommendations regarding
6 the budget request prepared by the director for the programs
7 authorized by chapters 455B, 455C, 455E, 455F, 455H, and 459,
8 subchapters II and III. ~~The commission shall approve the~~
9 ~~budget request prepared by the director for programs subject to~~
10 ~~the rulemaking authority of the commission. The commission may~~
11 ~~increase, decrease, or strike any item within the department~~
12 ~~budget request for the specified programs before granting~~
13 ~~approval.~~

14 Sec. 326. Section 455A.19, subsection 1, unnumbered
15 paragraph 1, Code 2024, is amended to read as follows:

16 Upon receipt of any revenue, the director shall deposit the
17 moneys in the Iowa resources enhancement and protection fund
18 created pursuant to section 455A.18. The first three hundred
19 fifty thousand dollars of the funds received for deposit in the
20 fund annually shall be allocated ~~to the conservation education~~
21 ~~program board~~ for the purposes specified in section 455A.21.
22 One percent of the revenue receipts shall be deducted and
23 transferred to the administration fund provided for in section
24 456A.17. All of the remaining receipts shall be allocated to
25 the following accounts:

26 Sec. 327. Section 455A.21, Code 2024, is amended to read as
27 follows:

28 **455A.21 Conservation education program board.**

29 ~~1. A conservation education program board is created in~~
30 ~~the department. The board shall have five members appointed~~
31 ~~as follows:~~

32 ~~a. One member appointed by the director of the department~~
33 ~~of education.~~

34 ~~b. One member appointed by the director of the department of~~
35 ~~natural resources.~~

1 ~~c. One member appointed by the president of the Iowa~~
2 ~~association of county conservation boards.~~

3 ~~d. One member appointed by the president of the Iowa~~
4 ~~association of naturalists.~~

5 ~~e. One member appointed by the president of the Iowa~~
6 ~~conservation education council.~~

7 ~~2. Section 69.16 does not apply to appointments made~~
8 ~~pursuant to this section.~~

9 ~~3. The duties of the board are to~~ department shall revise
10 and produce conservation education materials and ~~to~~ specify
11 stipends to Iowa educators who participate in innovative
12 conservation education programs approved by the ~~board~~
13 department. The ~~board~~ department shall allocate the funds
14 provided for under section 455A.19, subsection 1, for the
15 educational materials and stipends.

16 ~~4. The department shall administer the funds allocated to~~
17 ~~the conservation education program as provided in this section.~~

18 Sec. 328. Section 455B.190A, subsection 1, paragraph h,
19 Code 2024, is amended by striking the paragraph.

20 Sec. 329. Section 455B.190A, subsection 2, paragraphs f and
21 g, Code 2024, are amended to read as follows:

22 *f.* The department shall develop continuing education
23 requirements for certification of a well contractor ~~in~~
24 ~~consultation with the well contractors' council.~~

25 *g.* The examination shall be developed by the department ~~in~~
26 ~~consultation with the well contractors' council~~ to determine
27 the applicant's qualifications to perform well drilling or
28 pump services or both. The examination shall be updated
29 as necessary to reflect current groundwater law and well
30 construction, maintenance, pump services, and abandonment
31 practices. The examination shall be administered by the
32 department or by a person designated by the department.

33 Sec. 330. Section 455B.190A, subsections 3 and 6, Code 2024,
34 are amended by striking the subsections.

35 Sec. 331. Section 455B.190A, subsection 4, Code 2024, is

1 amended to read as follows:

2 4. The department shall develop, ~~in consultation with the~~
3 ~~well contractors' council,~~ a consumer information pamphlet
4 regarding well construction, well maintenance, well plugging,
5 pump services, and Iowa groundwater laws. The department ~~and~~
6 ~~the council~~ shall review and revise the consumer information
7 pamphlet as necessary. The consumer information pamphlet shall
8 be supplied to well contractors, at cost, and well contractors
9 shall supply one copy at no cost to potential customers prior
10 to initiation of well services.

11 Sec. 332. Section 455B.190A, subsection 5, unnumbered
12 paragraph 1, Code 2024, is amended to read as follows:

13 The department shall establish by rule and collect, ~~in~~
14 ~~consultation with the well contractors' council,~~ the following
15 fees to be used to implement and administer the provisions of
16 this section:

17 Sec. 333. Section 461A.42, subsection 1, paragraph a, Code
18 2024, is amended to read as follows:

19 a. A firearm or other weapon authorized for hunting may be
20 used in preserves or parts of preserves designated by the state
21 ~~advisory board on preserves at the request of the commission.~~

22 Sec. 334. Section 465C.1, subsection 2, Code 2024, is
23 amended by striking the subsection.

24 Sec. 335. Section 465C.1, subsection 4, Code 2024, is
25 amended to read as follows:

26 4. "*Dedication*" means the allocation of an area as a
27 preserve by a public agency or by a private owner by written
28 stipulation in a form approved by the ~~state advisory board for~~
29 preserves commission.

30 Sec. 336. Section 465C.2, Code 2024, is amended to read as
31 follows:

32 **465C.2 Advisory board.**

33 There is hereby created a state system of preserves ~~and a~~
34 ~~state advisory board for preserves.~~

35 Sec. 337. Section 465C.8, unnumbered paragraph 1, Code

1 2024, is amended to read as follows:

2 The ~~board~~ commission shall have the following powers and
3 duties with respect to this chapter:

4 Sec. 338. Section 465C.8, subsection 9, Code 2024, is
5 amended by striking the subsection.

6 Sec. 339. Section 465C.9, Code 2024, is amended to read as
7 follows:

8 **465C.9 Articles of dedication.**

9 1. The public agency or private owner shall complete
10 articles of dedication on forms approved by the ~~board~~
11 commission. When the articles of dedication have been approved
12 by the governor, the ~~board~~ commission shall record them with
13 the county recorder for the county or counties in which the
14 area is located.

15 2. The articles of dedication may contain restrictions
16 on development, sale, transfer, method of management, public
17 access, and commercial or other use, and may contain such other
18 provisions as may be necessary to further the purposes of this
19 chapter. They may define the respective jurisdictions of the
20 owner or operating agency and the ~~board~~ commission. They may
21 provide procedures to be applied in case of violation of the
22 dedication. They may recognize reversionary rights. They may
23 vary in provisions from one preserve to another in accordance
24 with differences in relative conditions.

25 Sec. 340. Section 465C.10, Code 2024, is amended to read as
26 follows:

27 **465C.10 When dedicated as a preserve.**

28 An area shall become a preserve when it has been approved by
29 the ~~board~~ commission for dedication as a preserve, whether in
30 public or private ownership, formally dedicated as a preserve
31 within the system by a public agency or private owner and
32 designated by the governor as a preserve.

33 Sec. 341. Section 465C.11, Code 2024, is amended to read as
34 follows:

35 **465C.11 Area held in trust.**

1 1. An area designated as a preserve within the system is
2 hereby declared put to its highest, best, and most important
3 use for public benefit. It shall be held in trust and shall not
4 be alienated except to another public use upon a finding by the
5 ~~board~~ commission of imperative and unavoidable public necessity
6 and with the approval of ~~the commission~~, the general assembly
7 by concurrent resolution, and the governor. The ~~board's~~
8 commission's interest or interests in any area designated as a
9 preserve shall not be taken under the condemnation statutes of
10 the state without such a finding of imperative and unavoidable
11 public necessity by the ~~board~~ commission, and with the
12 consent of ~~the commission~~, the general assembly by concurrent
13 resolution, and the governor.

14 2. The ~~board~~ commission, with the approval of the governor,
15 may enter into amendments to any articles of dedication upon
16 its finding that such amendment will not permit an impairment,
17 disturbance, or development of the area inconsistent with the
18 purposes of this chapter.

19 3. Before the ~~board~~ commission shall make a finding
20 of imperative and unavoidable public necessity, or shall
21 enter into any amendment to articles of dedication, the
22 ~~board~~ commission shall provide notice of such proposal and
23 opportunity for any person to be heard. Such notice shall
24 be published at least once in a newspaper with a general
25 circulation in the county or counties wherein the area directly
26 affected is situated, and mailed within ten days of such
27 published notice to all persons who have requested notice of
28 all such proposed actions. Each notice shall set forth the
29 substance of the proposed action and describe, with or without
30 legal description, the area affected, and shall set forth a
31 place and time not less than sixty days thence for all persons
32 desiring to be heard to have reasonable opportunity to be heard
33 prior to the finding of the ~~board~~ commission.

34 Sec. 342. Section 481C.2, subsection 3, Code 2024, is
35 amended to read as follows:

1 3. The criteria for issuing depredation licenses and
2 permits shall be established in administrative rules ~~in~~
3 ~~consultation with the farmer advisory committee created in~~
4 ~~section 481A.10A.~~ The administrative rules adopted pursuant
5 to this section shall not require a producer to erect or
6 maintain fencing at a cost exceeding one thousand dollars as a
7 requisite for receiving a depredation license or permit or for
8 participation in a depredation plan.

9 Sec. 343. Section 514C.32, subsection 1, paragraphs a and b,
10 Code 2024, are amended to read as follows:

11 a. A licensed master social worker who is licensed by the
12 board of ~~social work~~ behavioral health professionals as a
13 master social worker pursuant to section 154C.3, subsection 1,
14 paragraph "b", and who provides services under the supervision
15 of an independent social worker licensed pursuant to section
16 154C.3, subsection 1, paragraph "c".

17 b. A licensed mental health counselor or a licensed
18 marital and family therapist who holds a temporary license to
19 practice mental health counseling or marital and family therapy
20 pursuant to section 154D.7, and who provides services under
21 the supervision of a qualified supervisor as determined by the
22 board of ~~behavioral science~~ behavioral health professionals by
23 rule.

24 Sec. 344. Section 514C.33, subsections 1 and 2, Code 2024,
25 are amended to read as follows:

26 1. Notwithstanding section 514C.6, a policy or contract
27 providing for third-party payment or prepayment of health or
28 medical expenses shall include a provision for the payment of
29 necessary behavioral health services provided by a person who
30 holds a provisional license to practice psychology pursuant to
31 section 154B.6, and who practices under the supervision of a
32 supervisor who meets the qualifications determined by the board
33 of ~~psychology~~ behavioral health professionals by rule.

34 2. A policy or contract subject to this section shall
35 not impose a practice or supervision restriction which is

1 inconsistent with or more restrictive than the authority
2 already granted by law, including the authority to provide
3 supervision in person or remotely through electronic means as
4 specified by rule of the board of ~~psychology~~ behavioral health
5 professionals.

6 Sec. 345. Section 524.223, subsection 2, unnumbered
7 paragraph 1, Code 2024, is amended to read as follows:

8 If the state bank, director, officer, employee, or
9 substantial shareholder fails to appear at the hearing it shall
10 be deemed to have consented to the issuance of a cease and
11 desist order. In the event of such consent, or if upon the
12 record made at such hearing, the superintendent shall find that
13 any violation or unsafe or unsound practice specified in the
14 notice has been established, the superintendent may issue and
15 serve upon the state bank, director, officer, employee, or
16 substantial shareholder an order to cease and desist from any
17 such violation or practice. Such order may require the state
18 bank and its directors, officers, employees, and shareholders
19 to cease and desist from any such violation or practice and,
20 further, to take affirmative action to correct the conditions
21 resulting from any such violation or practice. In addition,
22 if the violation or practice involves a failure to comply with
23 chapter 12C or any rules adopted pursuant to chapter 12C, the
24 superintendent ~~may recommend to the committee established~~
25 ~~under section 12C.6 that the bank be removed from the list of~~
26 ~~financial institutions eligible to accept public funds under~~
27 ~~section 12C.6A and may require that during the current calendar~~
28 ~~quarter and up to the next succeeding eight calendar quarters~~
29 ~~that the bank do any one or more of the following:~~

30 Sec. 346. Section 542.4, subsection 1, paragraphs a and b,
31 Code 2024, are amended to read as follows:

32 a. The board shall consist of ~~eight~~ five members, appointed
33 by the governor and subject to senate confirmation, all of whom
34 shall be residents of this state. ~~Five~~ Four of the ~~eight~~ five
35 members shall be holders of certificates issued under section

1 ~~542.6, one member shall be the holder of a license issued~~
2 ~~under section 542.8,~~ and ~~two~~ one shall not be a certified
3 ~~public accountants~~ accountant or licensed public ~~accountants~~
4 accountant and shall represent the general public. At least
5 three of the holders of certificates issued under section
6 542.6 shall also be qualified to supervise attest services as
7 provided in section 542.7.

8 *b.* A certified or licensed member of the board shall be
9 actively engaged in practice as a certified public accountant
10 or as a licensed public accountant ~~and shall have been so~~
11 ~~engaged for five years preceding appointment, the last two of~~
12 ~~which shall have been in this state.~~

13 Sec. 347. Section 542B.3, Code 2024, is amended to read as
14 follows:

15 **542B.3 Engineering and land surveying examining board**
16 **created.**

17 An engineering and land surveying examining board is
18 created within the department of inspections, appeals, and
19 licensing. The board consists of three members who are
20 licensed professional engineers, two members who are licensed
21 professional land surveyors, and two members who are not
22 licensed professional engineers or licensed professional land
23 surveyors and who shall represent the general public. An
24 individual who is licensed as both a professional engineer and
25 a professional land surveyor may serve to satisfy the board
26 membership requirement for either a licensed professional
27 engineer or a licensed professional land surveyor, but not
28 both. Members shall be appointed by the governor subject
29 to confirmation by the senate. A licensed member shall
30 be actively engaged in the practice of engineering or land
31 surveying ~~and shall have been so engaged for five years~~
32 ~~preceding the appointment, the last two of which shall have~~
33 ~~been in Iowa.~~ Insofar as practicable, licensed engineer
34 members of the board shall be from different branches of the
35 profession of engineering. Professional associations or

1 societies composed of licensed engineers or licensed land
2 surveyors may recommend the names of potential board members
3 whose profession is representative of that association or
4 society to the governor. However, the governor is not bound by
5 the recommendations. A board member shall not be required to
6 be a member of any professional association or society composed
7 of professional engineers or professional land surveyors.

8 Sec. 348. Section 542B.15, Code 2024, is amended to read as
9 follows:

10 **542B.15 Examinations — report required.**

11 Examinations for licensure shall be given as often as deemed
12 necessary by the ~~board~~ department of inspections, appeals,
13 and licensing, but no less than one time per year. The scope
14 of the examinations and the methods of procedure shall be
15 prescribed by the board. ~~Any examination may be given by~~
16 ~~representatives of the board.~~ The identity of the person
17 taking the examination shall be concealed until after the
18 examination has been graded by the department of inspections,
19 appeals, and licensing. As soon as practicable after the
20 close of each examination, a report shall be filed in the
21 office of the secretary of the board by the ~~board~~ department
22 of inspections, appeals, and licensing. The report shall
23 show the action of the board upon each application and the
24 secretary of the board shall notify each applicant of the
25 result of the applicant's examination. Applicants who fail the
26 examination once shall be allowed to take the examination at
27 the next scheduled time. Thereafter, the applicant shall be
28 allowed to take the examination at the discretion of the board.
29 An applicant who has failed the examination may request in
30 writing information from the board concerning the applicant's
31 examination grade and subject areas or questions which the
32 applicant failed to answer correctly, except that if the board
33 administers a uniform, standardized examination, the board
34 shall only be required to provide the examination grade and
35 such other information concerning the applicant's examination

1 results which are available to the board.

2 Sec. 349. Section 543B.8, subsections 1 and 2, Code 2024,
3 are amended to read as follows:

4 1. A real estate commission is created within the department
5 of inspections, appeals, and licensing. The commission
6 consists of ~~five~~ four members licensed under this chapter and
7 ~~two members~~ one member not licensed under this chapter and who
8 shall represent the general public. Commission members shall
9 be appointed by the governor subject to confirmation by the
10 senate.

11 2. No more than one member shall be appointed from a
12 county. A commission member shall not hold any other elective
13 or appointive state or federal office. At least one of the
14 licensed members shall be a licensed real estate salesperson,
15 except that if the licensed real estate salesperson becomes
16 a licensed real estate broker during a term of office,
17 that person may complete the term, but is not eligible for
18 reappointment on the commission as a licensed real estate
19 salesperson. A licensed member shall be actively engaged
20 in the real estate business ~~and shall have been so engaged~~
21 ~~for five years preceding the appointment, the last two of~~
22 ~~which shall have been in Iowa.~~ Professional associations or
23 societies of real estate brokers or real estate salespersons
24 may recommend the names of potential commission members to
25 the governor. However, the governor is not bound by their
26 recommendations. A commission member shall not be required to
27 be a member of any professional association or society composed
28 of real estate brokers or salespersons.

29 Sec. 350. Section 543D.4, subsections 1 and 3, Code 2024,
30 are amended to read as follows:

31 1. A real estate appraiser examining board is established
32 within the department of inspections, appeals, and licensing.
33 The board consists of ~~seven~~ five members, ~~two~~ one of whom shall
34 be a public ~~members~~ member and ~~five~~ four of whom shall be
35 certified real estate appraisers.

1 3. A certified real estate appraiser member of the board
2 shall be actively engaged in practice as a certified real
3 estate appraiser ~~and shall have been so engaged for five years~~
4 ~~preceding appointment, the last two of which shall have been in~~
5 ~~this state.~~ The governor shall attempt to represent each class
6 of certified appraisers in making the appointments.

7 Sec. 351. Section 544A.1, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. The architectural examining board is created within the
10 department of inspections, appeals, and licensing. The board
11 consists of ~~five~~ three members who possess a license issued
12 under section 544A.9 ~~and who have been in active practice of~~
13 ~~architecture for not less than five years, the last two of~~
14 ~~which shall have been in Iowa, and two members~~ one member who
15 ~~do~~ does not possess a license issued under section 544A.9
16 and who shall represent the general public. Members shall
17 be appointed by the governor subject to confirmation by the
18 senate.

19 Sec. 352. Section 544C.1, subsection 1, Code 2024, is
20 amended by striking the subsection.

21 Sec. 353. Section 544C.3, Code 2024, is amended to read as
22 follows:

23 **544C.3 Duties of the ~~board~~ department.**

24 ~~1.~~ The duties of the ~~board~~ department shall include, but are
25 not limited to, all of the following:

26 ~~a.~~ 1. Administering and enforcing this chapter.

27 ~~b.~~ ~~Establishing requirements for the examination, education,~~
28 ~~and practical training of applicants for registration.~~

29 ~~c.~~ ~~Holding meetings each year for the purpose of transacting~~
30 ~~business pertaining to the affairs of the board. Action at a~~
31 ~~meeting shall not be taken without the affirmative votes of a~~
32 ~~majority of members of the board.~~

33 ~~d.~~ 2. Adopting rules under chapter 17A necessary for
34 the proper performance of its duties. The rules shall

35 include provisions addressing conflicts of interest and full

1 disclosure, including sources of compensation.

2 ~~e.~~ 3. Establishing fees for registration as a registered
3 interior designer, renewal of registration, reinstatement of
4 registration, and for other activities of the ~~board~~ department
5 pertaining to its duties. The fees shall be sufficient to
6 defray the costs of administering this chapter, and shall be
7 deposited in the licensing and regulation fund created in
8 section 10A.507.

9 ~~f.~~ 4. Maintaining records, which are open to public
10 inspection at all reasonable times, of its proceedings relating
11 to the issuance, refusal, renewal, suspension, and revocation
12 of registration. The records shall also contain a roster
13 indicating the name, place of business and residence, and the
14 date and registration number of every registrant.

15 ~~2. The director of the department shall provide staff to~~
16 ~~assist the board in the implementation of this chapter.~~

17 Sec. 354. Section 544C.5, Code 2024, is amended to read as
18 follows:

19 **544C.5 Qualifications for registration.**

20 ~~Each applicant for registration must meet the interior~~
21 ~~design education and practical training requirements adopted by~~
22 ~~rule by the board, and have passed an examination prescribed~~
23 ~~by the board that is task-oriented, focused on public safety,~~
24 ~~and validated by a recognized testing agency. The department~~
25 shall register an individual who submits an application to the
26 ~~board~~ department on the form and in the manner prescribed by
27 the ~~board~~ department as a registered interior designer if the
28 individual satisfies the following requirements:

29 1. Submits written proof that the individual ~~has~~
30 ~~successfully passed~~ is certified by the national council for
31 interior design qualification ~~examination~~, or its equivalent.

32 ~~2. Has completed any of the following:~~

33 ~~a. Four years of interior design education plus two years of~~
34 ~~full-time work experience in registered interior design.~~

35 ~~b. Three years of interior design education plus three years~~

1 ~~of full-time work experience in registered interior design.~~

2 ~~c. Two years of interior design education plus four years of~~
3 ~~full-time work experience in registered interior design.~~

4 ~~3.~~ 2. Submits the required registration fee to the ~~board~~
5 department.

6 Sec. 355. Section 544C.6, unnumbered paragraph 1, Code
7 2024, is amended to read as follows:

8 The ~~board~~ department may also grant registration by
9 reciprocity. An applicant applying to the ~~board~~ department for
10 registration by reciprocity shall furnish satisfactory evidence
11 that the applicant meets both of the following requirements:

12 Sec. 356. Section 544C.6, subsection 1, Code 2024, is
13 amended to read as follows:

14 1. Holds a valid registration or license issued by another
15 registration authority recognized by the ~~board~~ department,
16 where the qualifications for registration or licensure were
17 substantially equivalent to those prescribed in this state on
18 the date of original registration or licensure with the other
19 registration authority.

20 Sec. 357. Section 544C.7, Code 2024, is amended to read as
21 follows:

22 **544C.7 Registration issuance.**

23 When an applicant has complied with the qualifications for
24 registration in section 544C.5 or 544C.6 to the satisfaction
25 of ~~a majority of the members of the~~ board department and has
26 paid the fees prescribed by the ~~board~~ department, the ~~board~~
27 department shall enroll the applicant's name and address in
28 the roster of registered interior designers and issue to the
29 applicant a registration certificate, signed by the ~~officers of~~
30 ~~the board~~ director of the department. The certificate shall
31 entitle the applicant to use the title "registered interior
32 designer" in this state.

33 Sec. 358. Section 544C.9, subsection 1, unnumbered
34 paragraph 1, Code 2024, is amended to read as follows:

35 The ~~board~~ department may revoke, suspend, or refuse to issue

1 or renew the registration of any person upon a finding of any
2 of the following:

3 Sec. 359. Section 544C.9, subsection 2, Code 2024, is
4 amended to read as follows:

5 2. Any person may appeal a finding of the ~~board~~ department
6 within thirty days of the date of notification of action.

7 Upon appeal, the ~~board~~ department shall schedule a hearing in
8 accordance with chapter 17A.

9 Sec. 360. Section 544C.10, subsection 2, Code 2024, is
10 amended to read as follows:

11 2. A person who violates this section is guilty of a simple
12 misdemeanor. The ~~board~~ department, in its discretion and
13 in lieu of prosecuting a first offense under this section,
14 may enter into a consent agreement with a violator, or with
15 a person guilty of aiding or abetting a violator, which
16 acknowledges the violation and the violator's agreement to
17 refrain from any further violations.

18 Sec. 361. Section 544C.11, Code 2024, is amended to read as
19 follows:

20 **544C.11 Injunction.**

21 In addition to any other remedies, and on the petition of
22 the ~~board~~ department, any person violating this chapter may
23 be restrained and permanently enjoined from committing or
24 continuing the violations.

25 Sec. 362. Section 544C.14, subsection 1, Code 2024, is
26 amended to read as follows:

27 1. A registered interior designer shall have a seal with
28 which to identify all interior technical submissions issued by
29 the registered interior designer for use in this state. The
30 seal shall be of a design, content, and size prescribed by the
31 ~~board~~ department. A registered interior designer shall only
32 sign and seal an interior technical submission within the scope
33 of registered interior design.

34 Sec. 363. Section 544C.15, subsection 1, paragraphs d and e,
35 Code 2024, are amended to read as follows:

1 *d.* Obtain or attempt to obtain registration from the ~~board~~
2 department by fraud.

3 *e.* Make any willfully false oath or affirmation to the ~~board~~
4 department.

5 Sec. 364. Section 602.1209, subsections 9 and 13, Code 2024,
6 are amended by striking the subsections.

7 Sec. 365. Section 602.1401, subsection 3, paragraph b, Code
8 2024, is amended to read as follows:

9 *b.* For purposes of chapter 20, the certified representative,
10 which on July 1, 1983, represents employees who become judicial
11 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
12 remain the certified representative when the employees become
13 judicial branch employees and thereafter, unless the public
14 employee organization is not retained and recertified or is
15 decertified in an election held under section 20.15 or amended
16 or absorbed into another certified organization pursuant to
17 chapter 20. Collective bargaining negotiations shall be
18 conducted on a statewide basis and the certified employee
19 organizations which engage in bargaining shall negotiate on a
20 statewide basis, although bargaining units shall be organized
21 by judicial district. The ~~public employment relations~~ appeal
22 board shall adopt rules pursuant to chapter 17A to implement
23 this subsection.

24 Sec. 366. Section 602.1513, Code 2024, is amended to read
25 as follows:

26 **602.1513 Per diem compensation.**

27 The supreme court shall set the per diem compensation under
28 ~~sections 602.1511 and~~ section 602.1512 at a rate per day not
29 exceeding the rate specified in section 7E.6.

30 Sec. 367. Section 602.3105, Code 2024, is amended to read
31 as follows:

32 **602.3105 Applications.**

33 Applications for certification shall be on forms prescribed
34 and furnished by the ~~board~~ department of inspections, appeals,
35 and licensing and the ~~board~~ department shall not require that

1 the application contain a photograph of the applicant. An
2 applicant shall not be denied certification because of age,
3 citizenship, sex, race, religion, marital status, or national
4 origin although the application may require citizenship
5 information. Character references may be required, but shall
6 not be obtained from certified shorthand reporters.

7 Sec. 368. Section 602.3106, Code 2024, is amended to read
8 as follows:

9 **602.3106 Fees — appropriation.**

10 1. The ~~supreme court~~ department of inspections, appeals,
11 and licensing shall set the fee for certification examinations.
12 The fee shall be based on the annual cost of administering the
13 examinations and upon the administrative costs of sustaining
14 the activities of the board department of inspections, appeals,
15 and licensing under this article, which shall include but shall
16 not be limited to the cost for per diem, expenses, and travel
17 for ~~board members~~ employees of the department, and office
18 facilities, supplies, and equipment.

19 2. The fees collected are appropriated to the ~~judicial~~
20 ~~branch~~ department and shall be used to offset the expenses of
21 the ~~board~~ department, including the costs of administering the
22 examination.

23 Sec. 369. Section 602.3107, Code 2024, is amended to read
24 as follows:

25 **602.3107 Examinations.**

26 The ~~board~~ department of inspections, appeals, and licensing
27 may administer as many examinations per year as necessary,
28 but shall administer at least one examination per year.
29 The scope of the examinations and the methods of procedure
30 shall be prescribed by the ~~board~~ department. A written
31 examination may be conducted by representatives of the ~~board~~
32 department. Examinations in theory shall be in writing
33 and the identity of the person taking the examination shall
34 be concealed until after the examination papers have been
35 graded. For examinations in practice, the identity of the

1 person taking the examination also shall be concealed as far
2 as possible. Applicants who fail the examination once may
3 take the examination at the next scheduled time. Thereafter,
4 the applicant may be allowed to take the examination at the
5 discretion of the board department. An applicant who has
6 failed the examination may request in writing information
7 from the board department concerning the examination grade
8 and subject areas or questions which the applicant failed to
9 answer correctly, and the board department shall provide the
10 information. However, if the board department administers
11 a uniform, standardized examination, the board department
12 is only required to provide the examination grade and other
13 information concerning the applicant's examination results that
14 is available to the board department.

15 Sec. 370. Section 602.3108, Code 2024, is amended to read
16 as follows:

17 **602.3108 Certification.**

18 The board department of inspections, appeals, and licensing
19 may issue a certificate to a person of good moral character
20 and fitness who makes application on a form prescribed and
21 furnished by the board department and who satisfies the
22 education, experience, and examination requirements of this
23 article and rules prescribed by the supreme court pursuant
24 to this article. The board department may consider the
25 applicant's past record of any felony conviction and the
26 applicant's past record of disciplinary action with respect to
27 certification as a shorthand reporter in any jurisdiction. The
28 board department may deny certification if the board department
29 finds the applicant has committed any of the acts listed in
30 section 602.3203 or has made a false statement of material fact
31 on the application for certification.

32 Sec. 371. Section 602.3201, Code 2024, is amended to read
33 as follows:

34 **602.3201 Requirement of certification — use of title.**

35 A person shall not engage in the profession of shorthand

1 reporting unless the person is certified pursuant to this
2 chapter, or otherwise exempted pursuant to section 602.6603,
3 subsection 4. Only a person who is certified by the ~~board~~
4 department of inspections, appeals, and licensing may
5 assume the title of certified shorthand reporter, or use the
6 abbreviation C.S.R., or any words, letters, or figures to
7 indicate that the person is a certified shorthand reporter.

8 Sec. 372. Section 602.3205, subsection 3, Code 2024, is
9 amended to read as follows:

10 3. a. An audio or video recording of a certified shorthand
11 reporter shall be provided to the ~~board~~ department of
12 inspections, appeals, and licensing upon request by the ~~board~~
13 department if a disciplinary proceeding is pending regarding
14 the certified shorthand reporter who is a respondent under the
15 provisions of section 602.3203 or the rules of the ~~board of~~
16 ~~examiners of shorthand reporters, Iowa court rules, ch. 46~~
17 department.

18 b. The audio and video recordings provided to the
19 ~~board~~ department pursuant to this subsection shall be kept
20 confidential by the ~~board~~ department in a manner as provided in
21 section 272C.6, subsection 4.

22 Sec. 373. Section 602.3206, Code 2024, is amended to read
23 as follows:

24 **602.3206 Exempt status.**

25 If a person's certification as a shorthand reporter is
26 placed in exempt status, the person may transcribe or certify
27 a proceeding the person reported while certified as an active
28 shorthand reporter. A person transcribing or certifying a
29 proceeding pursuant to this section shall remain subject to the
30 jurisdiction of the ~~board of examiners of shorthand reporters~~
31 department of inspections, appeals, and licensing.

32 Sec. 374. Section 602.3301, subsection 1, unnumbered
33 paragraph 1, Code 2024, is amended to read as follows:

34 ~~A member~~ An employee of the board department of inspections,
35 appeals, and licensing shall not disclose information relating

1 to the following:

2 Sec. 375. Section 602.3301, subsection 2, Code 2024, is
3 amended to read as follows:

4 2. ~~A member~~ An employee of the ~~board~~ department who
5 willfully communicates or seeks to communicate information
6 referred to in subsection 1, or a person who willfully
7 requests, obtains, or seeks to obtain information referred to
8 in subsection 1, is guilty of a simple misdemeanor.

9 Sec. 376. Section 602.6603, subsection 5, Code 2024, is
10 amended to read as follows:

11 5. Except as provided in subsection 4, a person shall not
12 be appointed to the position of court reporter of the district
13 court unless the person has been certified as a shorthand
14 reporter by the ~~board of examiners~~ department of inspections,
15 appeals, and licensing under article 3.

16 Sec. 377. Section 622.10, subsection 7, Code 2024, is
17 amended to read as follows:

18 7. For the purposes of this section, "*mental health*
19 *professional*" means a psychologist licensed under chapter 154B,
20 a registered nurse licensed under chapter 152, a social worker
21 licensed under chapter 154C, a marital and family therapist
22 licensed under chapter 154D, a mental health counselor licensed
23 under chapter 154D, or an individual holding at least a
24 master's degree in a related field as deemed appropriate by the
25 board of ~~behavioral science~~ behavioral health professionals.

26 Sec. 378. Section 904.103, Code 2024, is amended by adding
27 the following new subsections:

28 NEW SUBSECTION. 5. Policies for the operation and conduct
29 of the department and the implementation of all department
30 programs.

31 NEW SUBSECTION. 6. Adoption of rules in accordance with
32 chapter 17A as necessary to transact its business and for the
33 administration and exercise of its powers and duties.

34 NEW SUBSECTION. 7. The approval of the locations for all
35 state institutions which are penal, reformatory, or corrective.

1 Sec. 379. Section 904.105, subsections 2, 5, 7, and 9, Code
2 2024, are amended to read as follows:

3 2. ~~Adopt and establish~~ Provide advice and recommendations
4 to the department regarding policies for the operation and
5 conduct of the department and the implementation of all
6 department programs.

7 5. ~~Approve~~ Provide advice and recommendations to the
8 department regarding the budget of the department prior to
9 submission to the governor.

10 7. ~~Adopt rules in accordance with chapter 17A as the board~~
11 ~~deems~~ Provide advice and recommendations to the department
12 regarding rules necessary to transact its business and for the
13 administration and exercise of its powers and duties.

14 9. ~~Approve~~ Provide advice and recommendations regarding
15 the locations for all state institutions which are penal,
16 reformatory, or corrective.

17 Sec. 380. Section 904.105, subsection 3, Code 2024, is
18 amended by striking the subsection.

19 Sec. 381. Section 904.802, subsection 1, Code 2024, is
20 amended by striking the subsection.

21 Sec. 382. Section 904.802, subsection 2, Code 2024, is
22 amended to read as follows:

23 2. "*Iowa state industries*" means prison industries that
24 are established and maintained by the Iowa department of
25 corrections, ~~in consultation with the industries board,~~ at or
26 adjacent to the state's adult correctional institutions, except
27 that an inmate work program established by the state director
28 under section 904.703 is not restricted to industries at or
29 adjacent to the institutions.

30 Sec. 383. Section 904.804, Code 2024, is amended to read as
31 follows:

32 **904.804 Duties of ~~industries board~~ department — state**
33 **industries.**

34 The ~~industries board's principal duties~~ department shall be
35 ~~to promulgate and adopt rules and to advise the state director~~

1 ~~regarding the management of Iowa state industries so as to~~
2 further the intent stated by section 904.801.

3 Sec. 384. Section 904.805, unnumbered paragraph 1, Code
4 2024, is amended to read as follows:

5 The state director, ~~with the advice of the industries board,~~
6 shall:

7 Sec. 385. Section 904.806, Code 2024, is amended to read as
8 follows:

9 **904.806 Authority of state director not impaired.**

10 Nothing in this subchapter shall be construed to impair the
11 authority of the state director over the adult correctional
12 institutions of this state, nor over the inmates thereof. ~~It~~
13 ~~is, however, the duty of the state director to obtain the~~
14 ~~advice of the industries board to further the intent stated by~~
15 ~~section 904.801.~~

16 Sec. 386. Section 904.809, subsection 1, paragraph a, Code
17 2024, is amended to read as follows:

18 a. The state director ~~and the industries board~~ shall comply
19 with the intent of section 904.801.

20 Sec. 387. Section 904.809, subsection 2, paragraph a, Code
21 2024, is amended to read as follows:

22 a. Any other provision of the Code to the contrary
23 notwithstanding, the state director may, ~~after obtaining the~~
24 ~~advice of the industries board,~~ lease one or more buildings or
25 portions thereof on the grounds of any state adult correctional
26 institution, together with the real estate needed for
27 reasonable access to and egress from the leased buildings, for
28 a term not to exceed twenty years, to a private corporation for
29 the purpose of establishing and operating a factory for the
30 manufacture and processing of products, or any other commercial
31 enterprise deemed by the state director to be consistent with
32 the intent stated in section 904.801.

33 Sec. 388. Section 904.809, subsection 2, paragraph b,
34 subparagraph (1), Code 2024, is amended to read as follows:

35 (1) Persons working in the factory or other commercial

1 enterprise operated in the leased property, except the lessee's
2 supervisory employees and necessary support personnel approved
3 by the ~~industries board~~ state director, shall be inmates of
4 the institution where the leased property is located who are
5 approved for such work by the state director and the lessee.

6 Sec. 389. Section 904.809, subsection 3, Code 2024, is
7 amended to read as follows:

8 3. The state director ~~with the advice of the prison~~
9 ~~industries advisory board~~ may provide an inmate workforce to
10 private industry. Under the program inmates will be employees
11 of a private business.

12 Sec. 390. Section 904.813, subsection 2, paragraph a,
13 subparagraphs (1), (2), and (3), Code 2024, are amended to read
14 as follows:

15 (1) Establishment, maintenance, transfer, or closure of
16 industrial operations, or vocational, technical, and related
17 training facilities and services for inmates as authorized by
18 the state director ~~in consultation with the industries board~~.

19 ~~(2) Payment of all costs incurred by the industries board,~~
20 ~~including but not limited to per diem and expenses of its~~
21 ~~members, and of salaries, allowances, support, and maintenance~~
22 ~~of Iowa state industries.~~

23 ~~(3)~~ (2) Direct purchases from vendors of raw materials
24 and capital items used for the manufacturing processes of Iowa
25 state industries, in accordance with rules which meet state
26 bidding requirements. The rules shall be adopted by the state
27 director ~~in consultation with the industries board~~.

28 Sec. 391. Section 904.814, Code 2024, is amended to read as
29 follows:

30 **904.814 Inmate allowance supplement revolving fund.**

31 There is established in the treasury of the state a permanent
32 adult correctional institutions inmate allowance supplement
33 revolving fund, consisting solely of money paid as board and
34 maintenance by inmates working in Iowa state industries, or
35 working pursuant to section 904.809. The fund established

1 by this section may be used to supplement the allowances
2 of inmates who perform other institutional work within and
3 about the adult correctional institutions including those
4 who are working in Iowa state industries. Payments made
5 from the fund shall supplement and not replace all or any
6 part of the allowances otherwise received by, and shall be
7 equably distributed among such inmates. The work of inmates
8 in other institutional or industry work shall, to the greatest
9 extent feasible, be in accord with the intent stated in
10 section 904.801. The fund may also be used to supplement
11 other rehabilitation activities within the adult correctional
12 institutions. Determination of the use of the funds is the
13 responsibility of the state director ~~who shall first seek the~~
14 ~~advice of the prison industries advisory board.~~

15 Sec. 392. Section 904.909, Code 2024, is amended to read as
16 follows:

17 **904.909 Work release and OWI violators — reimbursement to**
18 **department for transportation costs.**

19 The department of corrections shall arrange for the return
20 of a work release client, or offender convicted of violating
21 chapter 321J, who escapes from the facility to which the
22 client is assigned or violates the conditions of supervision.
23 The client or offender shall reimburse the department of
24 corrections for the cost of transportation incurred because
25 of the escape or violation. The amount of reimbursement
26 shall be the actual cost incurred by the department and shall
27 be credited to the support account from which the billing
28 occurred. The director of the department of corrections
29 shall ~~recommend~~ adopt rules pursuant to chapter 17A, ~~subject~~
30 ~~to approval by the board of corrections pursuant to section~~
31 ~~904.105, subsection 7,~~ to implement this section.

32 Sec. 393. Section 915.82, subsection 2, Code 2024, is
33 amended to read as follows:

34 2. The ~~board~~ department shall adopt rules pursuant to
35 chapter 17A relating to program policies and procedures.

1 Sec. 394. 2023 Iowa Acts, chapter 19, section 2795,
2 subsection 3, paragraphs b and c, are amended to read as
3 follows:

4 b. The following are range 4 positions: chairperson and
5 members of the employment appeal board of the department of
6 inspections, appeals, and licensing, director of the Iowa
7 state office of civil rights commission, director of the
8 department for the blind, executive director of the ethics
9 and campaign disclosure board, executive director of the Iowa
10 public information board, and chairperson, vice chairperson,
11 and members of the board of parole.

12 c. The following are range 5 positions: state public
13 defender, labor commissioner, workers' compensation
14 commissioner, and director of the law enforcement academy, ~~and~~
15 ~~executive director of the public employment relations board.~~

16 Sec. 395. REPEAL. Chapters 28B and 473A, Code 2024, are
17 repealed.

18 Sec. 396. REPEAL. Sections 7D.15, 8A.616, 12C.6A, 15.117,
19 15.480, 15F.102, 20.5, 34A.15, 80E.2, 100C.10, 103.2, 103.3,
20 103.4, 105.3, 135.109, 135.173A, 147.16, 153.33A, 154A.7,
21 155A.2A, 170.2, 190C.2, 190C.2A, 203.11B, 206.23A, 206.23B,
22 237A.23, 252B.22, 256.15, 256.31, 256I.12, 273.15, 312.3C,
23 312.3D, 328.13, 423.9A, 455B.150, 455B.151, 461A.79, 461A.80,
24 465C.3, 465C.4, 465C.5, 465C.6, 465C.7, 466B.31, 475A.7,
25 481A.10A, 544C.2, 544C.4, 544C.8, 602.1511, 602.3101, 602.3102,
26 602.3103, 602.3104, 691.6B, 904.803, and 907B.3, Code 2024, are
27 repealed.

28 Sec. 397. CODE EDITOR DIRECTIVE — TERMINOLOGY CHANGES.

29 1. The Code editor is directed to change all references to
30 the "board of directors of the Iowa lottery" created in section
31 99G.8 to the "Iowa lottery commission" and all references to
32 "board" when referring to the board of directors of the Iowa
33 lottery created in section 99G.8 to "commission" wherever they
34 appear in the Code.

35 2. The Code editor is directed to change all references

1 to the "Iowa utilities board" created in section 474.1 to the
2 "Iowa utilities commission", all references to "utilities
3 board" when referring to the Iowa utilities board created in
4 section 474.1 to "utilities commission", and all references to
5 "board" when referring to the Iowa utilities board created in
6 section 474.1 to "commission" wherever they appear in the Code.

7 3. The Code editor is directed to make changes in any Code
8 sections amended or enacted by any other Act to correspond with
9 the changes made in this Act if there appears to be no doubt
10 as to the proper method of making the changes and the changes
11 would not be contrary to or inconsistent with the purposes of
12 this Act or any other Act.

13 Sec. 398. CERTIFICATE OF NEED PROCESS — STUDY. The
14 department of health and human services, in consultation with
15 the department of inspections, appeals, and licensing, and with
16 the assistance of other interested parties, shall conduct a
17 study of the effectiveness of the existing certificate of need
18 process and shall make findings and recommendations related to
19 the continuation of the process or the implementation of a less
20 restrictive alternative. The department of health and human
21 services shall submit a report, including its findings and
22 recommendations, to the governor and the general assembly by
23 December 31, 2025.

24 DIVISION IX

25 PUBLIC OFFICERS AND EMPLOYEES

26 Sec. 399. Section 69.15, subsection 1, unnumbered paragraph
27 1, Code 2024, is amended to read as follows:

28 Any person who has been appointed by the governor to any
29 board under the laws of this state shall be deemed to have
30 submitted a resignation from such office if ~~either~~ any of the
31 following events occurs:

32 Sec. 400. Section 69.15, subsection 1, Code 2024, is amended
33 by adding the following new paragraph:

34 NEW PARAGRAPH. c. Sufficient grounds exist that would
35 otherwise subject the person to removal by the executive

1 council pursuant to section 66.26.

2 Sec. 401. Section 69.15, subsection 2, Code 2024, is amended
3 to read as follows:

4 2. ~~If~~ With respect to subsection 1, paragraphs "a" and "b",
5 if such person received no notice and had no knowledge of a
6 regular meeting and gives the governor a sworn statement to
7 that effect within ten days after the person learns of the
8 meeting, such meeting shall not be counted for the purposes of
9 this section.

10

DIVISION X

11

COUNCIL ON HEALTH AND HUMAN SERVICES

12 Sec. 402. Section 125.7, Code 2024, is amended to read as
13 follows:

14 **125.7 Duties of the council.**

15 The council shall:

16 1. ~~Approve~~ Make recommendations to the department regarding
17 the comprehensive substance use disorder program, developed by
18 the department pursuant to sections 125.1 through 125.3, this
19 section, and sections 125.9, 125.10, 125.12 through 125.21,
20 125.25, 125.32 through 125.34, and 125.37 through 125.43.

21 2. Advise the department on policies governing the
22 performance of the department in the discharge of any duties
23 imposed on the department by law.

24 3. Advise or make recommendations to the governor and the
25 general assembly relative to substance use disorder treatment,
26 intervention, education, and prevention programs in this state.

27 ~~4. Adopt rules for subsections 1 and 6 and review other~~
28 ~~rules necessary to carry out the provisions of this chapter,~~
29 ~~subject to review in accordance with chapter 17A.~~

30 ~~5.~~ 4. Investigate the work of the department relating to
31 substance use disorder, and for this purpose the council shall
32 have access at any time to all books, papers, documents, and
33 records of the department.

34 ~~6.~~ 5. Consider and ~~approve or disapprove~~ make
35 recommendations to the department regarding the approval or

1 disapproval of all applications for a license and all cases
2 involving the renewal, denial, suspension, or revocation of a
3 license.

4 ~~7. Act as the appeal board regarding funding decisions made~~
5 ~~by the department.~~

6 Sec. 403. Section 125.10, subsections 1 and 11, Code 2024,
7 are amended to read as follows:

8 1. Prepare and submit a state plan ~~subject to approval~~
9 ~~by the council and~~ in accordance with 42 U.S.C. §300x-21 et
10 seq. The state plan shall designate the department as the sole
11 agency for supervising the administration of the plan.

12 11. Develop and implement, with the ~~counsel and approval~~
13 advice of the council, the comprehensive plan for treatment of
14 persons with a substance use disorder in accordance with this
15 chapter.

16 Sec. 404. Section 125.12, subsection 1, Code 2024, is
17 amended to read as follows:

18 1. The council shall review the comprehensive substance
19 use disorder program implemented by the department for
20 the treatment of persons with a substance use disorder and
21 concerned family members. ~~Subject to~~ Based on the review
22 of the council, the council shall make recommendations to
23 the director, and the director shall divide the state into
24 appropriate regions for the conduct of the program and
25 establish standards for the development of the program on the
26 regional level. In establishing the regions, consideration
27 shall be given to city and county lines, population
28 concentrations, and existing substance use disorder treatment
29 services.

30 Sec. 405. Section 125.13, subsection 2, paragraphs a, b, i,
31 and j, Code 2024, are amended to read as follows:

32 a. A hospital providing care or treatment to persons with
33 a substance use disorder licensed under chapter 135B which is
34 accredited by the joint commission on the accreditation of
35 health care organizations, the commission on accreditation

1 of rehabilitation facilities, the American osteopathic
2 association, or another recognized organization approved by the
3 ~~council~~ department. All survey reports from the accrediting or
4 licensing body must be sent to the department.

5 *b.* Any practitioner of medicine and surgery or osteopathic
6 medicine and surgery, in the practitioner's private practice.
7 However, a program shall not be exempted from licensing by the
8 ~~council~~ department by virtue of its utilization of the services
9 of a medical practitioner in its operation.

10 *i.* A substance use disorder treatment program not funded
11 by the department which is accredited or licensed by the joint
12 commission on the accreditation of health care organizations,
13 the commission on the accreditation of rehabilitation
14 facilities, the American osteopathic association, or another
15 recognized organization approved by the ~~council~~ department.
16 All survey reports from the accrediting or licensing body must
17 be sent to the department.

18 *j.* A hospital substance use disorder treatment program
19 that is accredited or licensed by the joint commission on the
20 accreditation of health care organizations, the commission on
21 the accreditation of rehabilitation facilities, the American
22 osteopathic association, or another recognized organization
23 approved by the ~~council~~ department. All survey reports for
24 the hospital substance use disorder treatment program from the
25 accrediting or licensing body shall be sent to the department.

26 Sec. 406. Section 125.14, Code 2024, is amended to read as
27 follows:

28 **125.14 Licenses — renewal — fees.**

29 The ~~council~~ department shall consider all cases involving
30 initial issuance, and renewal, denial, suspension, or
31 revocation of a license. The department shall issue a license
32 to an applicant whom the ~~council~~ department determines meets
33 the licensing requirements of this chapter. Licenses shall
34 expire no later than three years from the date of issuance
35 and shall be renewed upon timely application made in the same

1 manner as for initial issuance of a license unless notice of
2 nonrenewal is given to the licensee at least thirty days prior
3 to the expiration of the license. The department shall not
4 charge a fee for licensing or renewal of programs contracting
5 with the department for provision of treatment services. A fee
6 may be charged to other licensees.

7 Sec. 407. Section 125.15A, subsection 1, paragraph b, Code
8 2024, is amended to read as follows:

9 b. The ~~council~~ department has suspended, revoked, or refused
10 to renew the existing license of the program.

11 Sec. 408. Section 125.16, Code 2024, is amended to read as
12 follows:

13 **125.16 Transfer of license or change of location prohibited.**

14 A license issued under this chapter may not be transferred,
15 and the location of the physical facilities occupied or
16 utilized by any program licensed under this chapter shall not
17 be changed without the prior written consent of the ~~council~~
18 department.

19 Sec. 409. Section 125.17, Code 2024, is amended to read as
20 follows:

21 **125.17 License suspension or revocation.**

22 Violation of any of the requirements or restrictions
23 of this chapter or of any of the rules adopted pursuant to
24 this chapter is cause for suspension, revocation, or refusal
25 to renew a license. The director shall at the earliest
26 time feasible notify a licensee whose license the ~~council~~
27 department is considering suspending or revoking and shall
28 inform the licensee what changes must be made in the licensee's
29 operation to avoid such action. The licensee shall be
30 given a reasonable time for compliance, as determined by the
31 director, after receiving such notice or a notice that the
32 ~~council~~ department does not intend to renew the license. When
33 the licensee believes compliance has been achieved, or if
34 the licensee considers the proposed suspension, revocation,
35 or refusal to renew unjustified, the licensee may submit

1 pertinent information to the ~~council~~ department and the ~~council~~
2 department shall expeditiously make a decision in the matter
3 and notify the licensee of the decision.

4 Sec. 410. Section 125.18, Code 2024, is amended to read as
5 follows:

6 **125.18 Hearing before ~~council~~ department.**

7 If a licensee under this chapter makes a written request
8 for a hearing within thirty days of suspension, revocation,
9 or refusal to renew a license, a hearing before the ~~council~~
10 department shall be expeditiously arranged by the department of
11 inspections, appeals, and licensing whose decision is subject
12 to review by the ~~council~~ department. The ~~council~~ department
13 shall issue a written statement of the ~~council's~~ department's
14 findings within thirty days after conclusion of the hearing
15 upholding or reversing the proposed suspension, revocation,
16 or refusal to renew a license. ~~Action involving suspension,~~
17 ~~revocation, or refusal to renew a license shall not be taken~~
18 ~~by the council unless a quorum is present at the meeting.~~ A
19 copy of the ~~council's~~ department's decision shall be promptly
20 transmitted to the affected licensee who may, if aggrieved
21 by the decision, seek judicial review of the actions of the
22 ~~council~~ department in accordance with the terms of chapter 17A.

23 Sec. 411. Section 125.19, Code 2024, is amended to read as
24 follows:

25 **125.19 Reissuance or reinstatement.**

26 After suspension, revocation, or refusal to renew a license
27 pursuant to this chapter, the affected licensee shall not have
28 the license reissued or reinstated within one year of the
29 effective date of the suspension, revocation, or expiration
30 upon refusal to renew, unless the ~~council~~ department orders
31 otherwise. After that time, proof of compliance with the
32 requirements and restrictions of this chapter and the rules
33 adopted pursuant to this chapter must be presented to the
34 ~~council~~ department prior to reinstatement or reissuance of a
35 license.

1 Sec. 412. Section 125.21, subsection 1, Code 2024, is
2 amended to read as follows:

3 1. The ~~council~~ department has exclusive power in this state
4 to approve and license chemical substitutes and antagonists
5 programs, and to monitor chemical substitutes and antagonists
6 programs to ensure that the programs are operating within the
7 rules adopted pursuant to this chapter. The ~~council~~ department
8 shall grant approval and license if the requirements of the
9 rules are met and state funding is not requested. The chemical
10 substitutes and antagonists programs conducted by persons
11 exempt from the licensing requirements of this chapter pursuant
12 to section 125.13, subsection 2, are subject to approval and
13 licensure under this section.

14 Sec. 413. Section 125.43A, Code 2024, is amended to read as
15 follows:

16 **125.43A Prescreening — exception.**

17 Except in cases of medical emergency or court-ordered
18 admissions, a person shall be admitted to a state mental health
19 institute for treatment of a substance use disorder only after
20 a preliminary intake and assessment by a department-licensed
21 treatment facility or a hospital providing care or treatment
22 for persons with a substance use disorder licensed under
23 chapter 135B and accredited by the joint commission on the
24 accreditation of health care organizations, the commission
25 on accreditation of rehabilitation facilities, the American
26 osteopathic association, or another recognized organization
27 approved by the ~~council~~ department, or by a designee of a
28 department-licensed treatment facility or a hospital other
29 than a state mental health institute, which confirms that the
30 admission is appropriate to the person's substance use disorder
31 service needs. A county board of supervisors may seek an
32 admission of a patient to a state mental health institute who
33 has not been confirmed for appropriate admission and the county
34 shall be responsible for one hundred percent of the cost of
35 treatment and services of the patient.

1 Sec. 414. Section 125.58, subsection 1, Code 2024, is
2 amended to read as follows:

3 1. If the department has probable cause to believe that
4 an institution, place, building, or agency not licensed
5 as a substance use disorder treatment and rehabilitation
6 facility is in fact a substance use disorder treatment and
7 rehabilitation facility as defined by this chapter, and
8 is not exempt from licensing by section 125.13, subsection
9 2, the ~~council~~ department may order an inspection of the
10 institution, place, building, or agency. If the inspector
11 upon presenting proper identification is denied entry for the
12 purpose of making the inspection, the inspector may, with
13 the assistance of the county attorney of the county in which
14 the premises are located, apply to the district court for an
15 order requiring the owner or occupant to permit entry and
16 inspection of the premises to determine whether there have been
17 violations of this chapter. The investigation may include
18 review of records, reports, and documents maintained by the
19 facility and interviews with staff members consistent with the
20 confidentiality safeguards of state and federal law.

21 Sec. 415. Section 135.141, subsection 2, paragraph i, Code
22 2024, is amended to read as follows:

23 *i.* Adopt rules pursuant to chapter 17A for the
24 administration of this subchapter including rules adopted in
25 cooperation with the Iowa pharmacy association and the Iowa
26 hospital association for the development of a surveillance
27 system to monitor supplies of drugs, antidotes, and vaccines to
28 assist in detecting a potential public health disaster. Prior
29 to adoption, the rules shall be approved by the ~~council on~~
30 ~~health and human services and the director of the department of~~
31 ~~homeland security and emergency management.~~

32 Sec. 416. Section 135A.8, subsection 4, Code 2024, is
33 amended to read as follows:

34 4. A local board of health seeking matching funds or grants
35 under this section shall apply to the department. The ~~council~~

1 ~~on health and human services~~ department shall adopt rules
2 concerning the application and award process for the allocation
3 of moneys in the fund and shall establish the criteria for the
4 allocation of moneys in the fund if the moneys are insufficient
5 to meet the needs of local boards of health.

6 Sec. 417. Section 135A.9, unnumbered paragraph 1, Code
7 2024, is amended to read as follows:

8 The ~~council on health and human services~~ department shall
9 adopt rules pursuant to chapter 17A to implement this chapter
10 which shall include but are not limited to the following:

11 Sec. 418. Section 135B.7, subsection 1, paragraph a, Code
12 2024, is amended to read as follows:

13 a. The department, ~~with the approval of the council on~~
14 ~~health and human services,~~ shall adopt rules setting out the
15 standards for the different types of hospitals and for rural
16 emergency hospitals to be licensed under this chapter. The
17 department shall enforce the rules.

18 Sec. 419. Section 135C.14, unnumbered paragraph 1, Code
19 2024, is amended to read as follows:

20 The department shall, in accordance with chapter 17A and
21 ~~with the approval of the council on health and human services,~~
22 adopt and enforce rules setting minimum standards for health
23 care facilities. In so doing, the department, ~~with the~~
24 ~~approval of the council on health and human services,~~ may
25 adopt by reference, with or without amendment, nationally
26 recognized standards and rules, which shall be specified by
27 title and edition, date of publication, or similar information.
28 The rules and standards required by this section shall be
29 formulated in consultation with the director of health and
30 human services or the director of health and human services'
31 designee, with the director, and with affected industry,
32 professional, and consumer groups, and shall be designed to
33 further the accomplishment of the purposes of this chapter and
34 shall relate to:

35 Sec. 420. Section 135J.7, Code 2024, is amended to read as

1 follows:

2 **135J.7 Rules.**

3 Except as otherwise provided in this chapter, the department
4 shall adopt rules pursuant to chapter 17A necessary to
5 implement this chapter, ~~subject to approval of the council~~
6 ~~on health and human services~~. Formulation of the rules
7 shall include consultation with Iowa hospice organization
8 representatives and other persons affected by this chapter.

9 Sec. 421. Section 135R.4, subsection 1, Code 2024, is
10 amended to read as follows:

11 1. The department, with the advice ~~and approval~~ of the
12 council on health and human services, shall adopt rules
13 specifying the standards for ambulatory surgical centers to be
14 licensed under this chapter. The rules shall be consistent
15 with and shall not exceed the requirements of this chapter and
16 the conditions for coverage in the federal Medicare program for
17 ambulatory surgical centers under 42 C.F.R. pt. 416.

18 Sec. 422. Section 137.104, subsection 1, paragraph b,
19 unnumbered paragraph 1, Code 2024, is amended to read as
20 follows:

21 Make and enforce such reasonable rules and regulations not
22 inconsistent with law and the rules of the ~~council~~ department
23 as may be necessary for the protection and improvement of the
24 public health.

25 Sec. 423. Section 137.105, subsection 1, paragraph f, Code
26 2024, is amended to read as follows:

27 f. A local board of health member shall serve without
28 compensation, but may be reimbursed for necessary expenses in
29 accordance with rules established by the ~~council~~ department or
30 the applicable jurisdiction.

31 Sec. 424. Section 137.107, Code 2024, is amended to read as
32 follows:

33 **137.107 Request reviewed by state department.**

34 The state department shall review requests submitted
35 pursuant to section 137.106. The state department, upon

1 finding that all required elements are present, ~~shall present~~
2 ~~findings to the council.~~ The council may approve the formation
3 of a district board and if the formation is approved, shall
4 notify the county boards from whom the request was received.

5 Sec. 425. Section 137.114, Code 2024, is amended to read as
6 follows:

7 **137.114 Withdrawal from district.**

8 A county may withdraw from an existing district board upon
9 submission of a request for withdrawal to and approval by
10 the state department. The request shall include a plan to
11 reform its county board or join a different district board,
12 information specified in section 137.106, and approval of the
13 request by the district board ~~and, at the recommendation of~~
14 ~~the state department, the council.~~ Any county choosing to
15 withdraw from the district board shall commit to the continuity
16 of services in its county by reestablishing its county
17 board or joining a different district board. The remaining
18 counties in the district shall submit an application including
19 the information specified in section 137.106 to the state
20 department for review as provided in section 137.107.

21 Sec. 426. Section 137.119, Code 2024, is amended to read as
22 follows:

23 **137.119 Adoption of rules.**

24 The ~~council~~ department shall adopt rules to implement this
25 chapter. The department is vested with discretionary authority
26 to interpret the provisions of this chapter.

27 Sec. 427. Section 139A.8, subsection 3, Code 2024, is
28 amended to read as follows:

29 3. Subject to the provision of subsection 4, the ~~council on~~
30 ~~health and human services~~ department may modify or delete any
31 of the immunizations in subsection 2.

32 Sec. 428. Section 139A.8, subsection 4, paragraph b, Code
33 2024, is amended to read as follows:

34 b. The exemptions under this subsection do not apply in
35 times of emergency or epidemic as determined ~~by the council on~~

1 ~~health and human services~~ and as declared by the director of
2 ~~health and human services~~.

3 Sec. 429. Section 139A.9, Code 2024, is amended to read as
4 follows:

5 **139A.9 Forcible removal — isolation — quarantine.**

6 The forcible removal and isolation or quarantine of any
7 infected person shall be accomplished according to the rules
8 and regulations of the local board or the rules of the ~~council~~
9 ~~on health and human services~~ department.

10 Sec. 430. Section 141A.2, subsection 6, Code 2024, is
11 amended to read as follows:

12 6. The department, ~~with the approval of the council~~
13 ~~on health and human services~~, may conduct epidemiological
14 blinded and nonblinded studies to determine the incidence
15 and prevalence of HIV infection. Initiation of any new
16 epidemiological studies shall be contingent upon the receipt
17 of funding sufficient to cover all the costs associated with
18 the studies. The informed consent, reporting, and counseling
19 requirements of this chapter shall not apply to blinded
20 studies.

21 Sec. 431. Section 217.2, subsection 1, paragraph a, Code
22 2024, is amended to read as follows:

23 a. There is created within the department a council on
24 health and human services which shall act in a ~~policymaking and~~
25 an advisory capacity on matters within the jurisdiction of the
26 department. The council shall consist of nine voting members
27 appointed by the governor subject to confirmation by the
28 senate. Appointments shall be made on the basis of interest
29 in public affairs, good judgment, and knowledge and ability in
30 the field of health and human services. Appointments shall
31 be made to provide a diversity of interest and point of view
32 in the membership and without regard to religious opinions or
33 affiliations. The voting members of the council shall serve
34 for six-year staggered terms.

35 Sec. 432. Section 217.3, Code 2024, is amended to read as

1 follows:

2 **217.3 Duties of council.**

3 The council shall:

4 1. Organize annually and select a chairperson and vice
5 chairperson.

6 2. ~~Adopt and establish policy for the operation and~~ Advise
7 the department on conduct of the department, ~~subject to any~~
8 ~~guidelines which may be adopted by the general assembly,~~ and
9 the implementation of all services and programs administered
10 by the department.

11 3. Report immediately to the governor any failure by
12 the department to carry out any of the policy decisions or
13 directives of the ~~council~~ department.

14 4. ~~Approve~~ Advise and make recommendations to the
15 department on the budget of the department prior to submission
16 to the governor. Prior to ~~approval of~~ making recommendations
17 on the budget, the council shall publicize and hold a public
18 hearing to provide explanations and hear questions, opinions,
19 and suggestions regarding the budget. Invitations to the
20 hearing shall be extended to the governor, the governor-elect,
21 the director of the department of management, and other persons
22 deemed by the council as integral to the budget process. The
23 budget materials submitted to the governor shall include a
24 ~~review of options~~ recommendations for revising the medical
25 assistance program made available by federal action or by
26 actions implemented by other states as identified by the
27 department, the medical assistance advisory council created in
28 section 249A.4B, and by county representatives. The review
29 shall address what potential revisions could be made in this
30 state and how the changes would be beneficial to Iowans.

31 5. ~~Insure~~ Make recommendations to the department to ensure
32 that all programs administered or services rendered by the
33 department directly to any citizen or through a local agency
34 to any citizen are coordinated and integrated so that any
35 citizen does not receive a duplication of services from various

1 departments or local agencies that could be rendered by one
2 department or local agency. ~~If the council finds that such~~
3 ~~is not the case, it shall hear and determine which department~~
4 ~~or local agency shall provide the needed service or services~~
5 ~~and enter an order of their determination by resolution of~~
6 ~~the council which must be concurred in by at least a majority~~
7 ~~of the members. Thereafter such order or resolution of the~~
8 ~~council shall be obeyed by all state departments and local~~
9 ~~agencies to which it is directed.~~

10 ~~6. Adopt all necessary rules recommended by the department~~
11 ~~prior to their promulgation pursuant to chapter 17A.~~

12 ~~7.~~ 6. Recommend to the governor the names of individuals
13 qualified for the position of director when a vacancy exists
14 in the office.

15 Sec. 433. Section 217.3A, Code 2024, is amended to read as
16 follows:

17 **217.3A Advisory committees.**

18 The council may establish and utilize other ad hoc
19 advisory committees as determined necessary to advise the
20 council related to the subject matter under the purview
21 of the department, including but not limited to child and
22 family services, behavioral health, public health, and the
23 department's interactions with the juvenile justice system.
24 The council shall establish appointment provisions, membership
25 terms, operating guidelines, and other operational requirements
26 for committees established pursuant to this section.

27 Sec. 434. Section 217.6, Code 2024, is amended to read as
28 follows:

29 **217.6 Rules and regulations — organization of department.**

30 1. The director may ~~recommend~~ submit to the council for
31 adoption review and recommendation, rules and regulations
32 necessary to administer the duties, functions, and programs
33 of the department. ~~Any action taken, decision made, or~~
34 ~~administrative rule adopted may be reviewed by the director.~~
35 The director, ~~upon~~ may consider such review, ~~may affirm,~~

1 ~~modify, or reverse any such action, decision, or rule~~
2 recommendations in adopting rules for the department.

3 2. The rules ~~and regulations~~ adopted for the public benefits
4 and programs administered by the department shall apply the
5 residency eligibility restrictions required by federal and
6 state law.

7 3. The director shall organize the department into subunits
8 as necessary to most efficiently carry out the intent of this
9 chapter and any other chapter the department is responsible for
10 administering.

11 4. If the department requires or requests a service
12 consumer, service provider, or other person to maintain
13 required documentation in electronic form, the department shall
14 accept such documentation submitted by electronic means and
15 shall not require a physical copy of the documentation unless
16 required by state or federal law.

17 Sec. 435. Section 218.4, subsections 1 and 2, Code 2024, are
18 amended to read as follows:

19 1. The department shall ~~recommend to the council for~~
20 ~~adoption~~ adopt rules not inconsistent with law as necessary
21 for the management of the institutions and the admission,
22 treatment, care, custody, education and discharge of residents.
23 It is the duty of the department to establish rules by which
24 danger to life and property from fire will be minimized. The
25 department may require any appointees to perform duties in
26 addition to those required by statute.

27 2. Rules adopted by the ~~council~~ department pursuant
28 to chapter 17A shall be uniform and shall apply to all
29 institutions under the department's jurisdiction. The primary
30 rules for use in institutions where persons with mental illness
31 are served shall, unless otherwise indicated, uniformly apply
32 to county or private hospitals in which persons with mental
33 illness are served, but the rules shall not interfere with
34 proper medical treatment administered to such persons by
35 competent physicians. Annually, signed copies of the rules

1 shall be sent to the superintendent of each institution.
2 Copies shall also be sent to the clerk of each district court,
3 the chairperson of the board of supervisors of each county and,
4 as appropriate, to the officer in charge of institutions or
5 hospitals caring for persons with mental illness in each county
6 who shall be responsible for seeing that the rules are posted
7 in each institution or hospital in a prominent place. The
8 rules shall be kept current to meet the public need and shall
9 be revised and published annually.

10 Sec. 436. Section 222.1, subsection 2, Code 2024, is amended
11 to read as follows:

12 2. The Glenwood state resource center and the Woodward
13 state resource center are established and shall be maintained
14 as the state's regional resource centers for the purpose of
15 providing treatment, training, instruction, care, habilitation,
16 and support of persons with an intellectual disability or other
17 disabilities in this state, and providing facilities, services,
18 and other support to the communities located in the region
19 being served by a state resource center. In addition, the
20 state resource centers are encouraged to serve as a training
21 resource for community-based program staff, medical students,
22 and other participants in professional education programs.
23 A resource center may request the approval of the ~~council~~
24 department to change the name of the resource center for use in
25 communication with the public, in signage, and in other forms
26 of communication.

27 Sec. 437. Section 222.2, Code 2024, is amended to read as
28 follows:

29 **222.2 Definitions.**

30 When used in this chapter, unless the context otherwise
31 requires:

32 1. "Auditor" means the county auditor or the auditor's
33 designee.

34 ~~2. "Council" means the council on health and human services.~~

35 ~~3.~~ 2. "Department" means the department of health and human

1 services.

2 4. 3. "*Director*" means the director of health and human
3 services.

4 5. 4. "*Intellectual disability*" means the same as defined
5 in section 4.1.

6 6. 5. "*Mental health and disability services region*" means
7 a mental health and disability services region formed in
8 accordance with section 225C.56.

9 7. 6. "*Regional administrator*" means the regional
10 administrator of a mental health and disability services
11 region, as defined in section 225C.55.

12 8. 7. "*Special unit*" means a special intellectual
13 disability unit established at a state mental health institute
14 pursuant to sections 222.88 through 222.91.

15 9. 8. "*State resource centers*" or "*resource centers*" means
16 the Glenwood state resource center and the Woodward state
17 resource center.

18 10. 9. "*Superintendents*" means the superintendents of the
19 state resource centers.

20 Sec. 438. Section 225.33, Code 2024, is amended to read as
21 follows:

22 **225.33 Death of patient — disposal of body.**

23 When a committed public patient or a voluntary public
24 patient or a committed private patient dies while at the state
25 psychiatric hospital or at the university hospital, the state
26 psychiatric hospital shall have the body prepared for shipment
27 in accordance with the rules prescribed by the ~~council on~~
28 department of health and human services for shipping such
29 bodies. It is the duty of the state board of regents to make
30 arrangements for the embalming and such other preparation as
31 necessary to comply with the rules and for the purchase of
32 suitable caskets.

33 Sec. 439. Section 225C.49, subsection 1, unnumbered
34 paragraph 1, Code 2024, is amended to read as follows:

35 The department shall provide coordination of the programs

1 administered by the department which serve individuals with a
2 disability and the individuals' families, including but not
3 limited to the following juvenile justice and child welfare
4 services: family-centered services described under section
5 232.102, decategorization of child welfare funding provided
6 for under section 232.188, and foster care services paid under
7 section 234.35, subsection 3. The department shall regularly
8 review administrative rules associated with such programs and
9 make recommendations to the ~~council~~, governor, and general
10 assembly for revisions to remove barriers to the programs for
11 individuals with a disability and the individuals' families
12 including the following:

13 Sec. 440. Section 226.1, subsections 3 and 4, Code 2024, are
14 amended to read as follows:

15 3. A mental health institute may request the approval of the
16 ~~council~~ department to change the name of the institution for
17 use in communication with the public, in signage, and in other
18 forms of communication.

19 4. For the purposes of this chapter, unless the context
20 otherwise requires:

21 ~~a. "Council" means the council on health and human services.~~

22 ~~b. a.~~ a. "Department" means the department of health and human
23 services.

24 ~~c. b.~~ b. "Director" means the director of health and human
25 services.

26 ~~d. c.~~ c. "Mental health and disability services region" means
27 a mental health and disability services region formed in
28 accordance with section 225C.56.

29 ~~e. d.~~ d. "Mental health institute" or "state mental health
30 institute" means a state hospital for persons with mental
31 illness as designated in this chapter.

32 ~~f. e.~~ e. "Regional administrator" means the same as defined
33 in section 225C.55.

34 Sec. 441. Section 234.1, Code 2024, is amended to read as
35 follows:

1 **234.1 Definitions.**

2 As used in this chapter, unless the context otherwise
3 requires:

4 1. "*Child*" means either a person less than eighteen years of
5 age or a person eighteen, nineteen, or twenty years of age who
6 meets all of the following conditions:

7 a. The person was placed by court order issued pursuant
8 to chapter 232 in foster care or in an institution listed in
9 section 218.1 and either of the following situations apply to
10 the person:

11 (1) After reaching eighteen years of age, the person
12 has remained continuously and voluntarily under the care
13 of an individual, as defined in section 237.1, licensed to
14 provide foster care pursuant to chapter 237 or in a supervised
15 apartment living arrangement, in this state.

16 (2) The person aged out of foster care after reaching
17 eighteen years of age and subsequently voluntarily applied for
18 placement with an individual, as defined in section 237.1,
19 licensed to provide foster care pursuant to chapter 237 or for
20 placement in a supervised apartment living arrangement, in this
21 state.

22 b. The person has demonstrated a willingness to participate
23 in case planning and to complete the responsibilities
24 prescribed in the person's case permanency plan.

25 c. The department has made an application for the person
26 for adult services upon a determination that it is likely the
27 person will need or be eligible for services or other support
28 from the adult services system.

29 ~~2. "*Council*" means the council on health and human services.~~

30 ~~3.~~ 2. "*Department*" means the department of health and human
31 services.

32 ~~4.~~ 3. "*Director*" means the director of health and human
33 services.

34 ~~5.~~ 4. "*Food programs*" means the supplemental nutrition
35 assistance program and donated foods programs authorized by

1 federal law under the United States department of agriculture.

2 ~~6.~~ 5. "*Supplemental nutrition assistance program*" or "*SNAP*"
3 means benefits provided by the federal program administered
4 through 7 C.F.R. pts. 270 - 283, as amended.

5 Sec. 442. Section 234.6, subsection 1, unnumbered paragraph
6 1, Code 2024, is amended to read as follows:

7 The director shall administer the family investment program,
8 state supplementary assistance, food programs, child welfare,
9 and emergency relief, family and adult service programs, and
10 any other form of public assistance and institutions that are
11 placed under the director's administration. The director shall
12 perform duties, formulate and adopt rules as necessary, and
13 outline policies, dictate procedure, and delegate powers as
14 necessary for competent and efficient administration. ~~Subject~~
15 ~~to restrictions that may be imposed by the council, the~~ The
16 director may abolish, alter, consolidate, or establish subunits
17 and abolish or change existing subunits. The director may
18 employ necessary personnel and determine their compensation;
19 may allocate or reallocate functions and duties among subunits;
20 and may adopt rules relating to the employment of personnel
21 and the allocation of their functions and duties among the
22 various subunits as required for competent and efficient
23 administration. The director shall do all of the following:

24 Sec. 443. Section 234.6, subsection 1, paragraphs d and h,
25 Code 2024, are amended to read as follows:

26 *d.* Notwithstanding any provisions to the contrary in chapter
27 239B relating to the consideration of income and resources of
28 claimants for assistance, ~~and with the consent and approval of~~
29 ~~the council,~~ adopt rules necessary to qualify for federal aid
30 in the assistance programs administered by the director.

31 *h.* ~~Recommend~~ Adopt rules ~~for their adoption by the council~~
32 for before and after school child care programs, conducted
33 within and by or contracted for by school districts, that are
34 appropriate for the ages of the children who receive services
35 under the programs.

1 Sec. 444. Section 237.1, Code 2024, is amended to read as
2 follows:

3 **237.1 Definitions.**

4 As used in this chapter:

5 1. "*Agency*" means a person which provides child foster care
6 and which does not meet the definition of an individual as
7 defined under this section.

8 2. "*Child*" means child as defined in section 234.1.

9 3. "*Child foster care*" means the provision of parental
10 nurturing, including but not limited to the furnishing of
11 food, lodging, training, education, supervision, treatment,
12 or other care, to a child on a full-time basis by a person,
13 including a relative of the child if the relative is licensed
14 under this chapter, but not including a guardian of the child.
15 "*Child foster care*" does not include any of the following care
16 situations:

17 *a.* Care furnished by an individual person who receives the
18 child of a personal friend as an occasional and personal guest
19 in the individual person's home, free of charge and not as a
20 business.

21 *b.* Care furnished by an individual person with whom a child
22 has been placed for lawful adoption, unless that adoption is
23 not completed within two years after placement.

24 *c.* Care furnished by a private boarding school subject to
25 approval by the state board of education pursuant to section
26 256.11.

27 *d.* Child care furnished by a child care center, a child
28 development home, or a child care home as defined in section
29 237A.1.

30 *e.* Care furnished in a hospital licensed under chapter 135B
31 or care furnished in a nursing facility licensed under chapter
32 135C.

33 *f.* Care furnished by a relative of a child or an individual
34 person with a meaningful relationship with the child where the
35 child is not under the placement, care, or supervision of the

1 department.

2 ~~4. "Council" means the council on health and human services.~~

3 ~~5.~~ 4. "Department" means the department of health and human
4 services.

5 ~~6.~~ 5. "Director" means the director of health and human
6 services.

7 ~~7.~~ 6. "Facility" means the personnel, program, physical
8 plant, and equipment of a licensee.

9 ~~8.~~ 7. "Individual" means an individual person or a married
10 couple who provides child foster care in a single-family home
11 environment and which does not meet the definition of an agency
12 under this section.

13 ~~9.~~ 8. "Licensee" means an individual or an agency licensed
14 under this chapter.

15 ~~10.~~ 9. "Reasonable and prudent parent standard" means
16 the standard characterized by careful and sensible parenting
17 decisions that maintain the health, safety, and best interests
18 of a child, while at the same time encouraging the emotional
19 and developmental growth of a child, that a caregiver shall
20 use when determining whether to allow a child in foster care
21 under the placement, care, or supervision of the department to
22 participate in extracurricular, enrichment, cultural, or social
23 activities. For the purposes of this subsection, "caregiver"
24 means an individual or an agency licensed under this chapter
25 with which a child in foster care has been placed or a juvenile
26 shelter care home approved under chapter 232 in which a child
27 in foster care has been placed.

28 Sec. 445. Section 237.3, subsection 1, Code 2024, is amended
29 to read as follows:

30 1. Except as otherwise provided by subsections 3 and 4,
31 the department shall ~~promulgate, after their adoption by the~~
32 ~~council,~~ adopt and enforce in accordance with chapter 17A,
33 administrative rules necessary to implement this chapter.
34 Formulation of the rules shall include consultation with
35 representatives of child foster care providers and other

1 persons affected by this chapter. The rules shall encourage
2 the provision of child foster care in a single-family, home
3 environment, exempting the single-family, home facility from
4 inappropriate rules.

5 Sec. 446. Section 237A.1, Code 2024, is amended to read as
6 follows:

7 **237A.1 Definitions.**

8 As used in this chapter unless the context otherwise
9 requires:

10 1. "*Child*" means either of the following:

11 a. A person twelve years of age or younger.

12 b. A person thirteen years of age or older but younger than
13 nineteen years of age who has a developmental disability as
14 defined under the federal Developmental Disabilities Assistance
15 and Bill of Rights Act of 2000, Pub. L. No. 106-402, as
16 codified in 42 U.S.C. §15002(8).

17 2. "*Child care*" means the care, supervision, and guidance of
18 a child by a person other than the child's parent, guardian,
19 or custodian for periods of less than twenty-four hours per
20 day per child on a regular basis, but does not include care,
21 supervision, and guidance of a child by any of the following:

22 a. An instructional program for children who are attending
23 prekindergarten as defined by the state board of education
24 under section 256.11 or a higher grade level and are at least
25 four years of age, or are at least three years of age and
26 eligible for special education under chapter 256B, administered
27 by any of the following:

28 (1) A public or nonpublic school system accredited by the
29 department of education or the state board of regents.

30 (2) A nonpublic school system which is not accredited by the
31 department of education or the state board of regents.

32 b. Any of the following church-related programs:

33 (1) An instructional program.

34 (2) A youth program other than a preschool, before or after
35 school child care program, or other child care program.

1 (3) A program providing care to children on church premises
2 while the children's parents are attending church-related or
3 church-sponsored activities on the church premises.

4 *c.* Short-term classes of less than two weeks' duration held
5 between school terms or during a break within a school term.

6 *d.* A child care center for sick children operated as part of
7 a pediatrics unit in a hospital licensed by the department of
8 inspections, appeals, and licensing pursuant to chapter 135B.

9 *e.* A program operated not more than one day per week by
10 volunteers which meets all of the following conditions:

11 (1) Not more than eleven children are served per volunteer.

12 (2) The program operates for less than four hours during any
13 twenty-four-hour period.

14 (3) The program is provided at no cost to the children's
15 parent, guardian, or custodian.

16 *f.* A program administered by a political subdivision of the
17 state which is primarily for recreational or social purposes
18 and is limited to children who are five years of age or older
19 and attending school.

20 *g.* An after school program continuously offered throughout
21 the school year calendar to children who are at least five
22 years of age and are enrolled in school, and attend the program
23 intermittently or a summer-only program for such children. The
24 program must be provided through a nominal membership fee or
25 at no cost.

26 *h.* A special activity program which meets less than four
27 hours per day for the sole purpose of the special activity.
28 Special activity programs include but are not limited to music
29 or dance classes, organized athletic or sports programs,
30 recreational classes, scouting programs, and hobby or craft
31 clubs or classes.

32 *i.* A nationally accredited camp.

33 *j.* A structured program for the purpose of providing
34 therapeutic, rehabilitative, or supervisory services to
35 children under any of the following:

1 (1) A purchase of service or managed care contract with the
2 department.

3 (2) A contract approved by a governance board of a
4 decategorization of child welfare and juvenile justice funding
5 project created under section 232.188.

6 (3) An arrangement approved by a juvenile court order.

7 *k.* Care provided on-site to children of parents residing in
8 an emergency, homeless, or domestic violence shelter.

9 *l.* A child care facility providing respite care to a
10 licensed foster family home for a period of twenty-four hours
11 or more to a child who is placed with that licensed foster
12 family home.

13 *m.* A program offered to a child whose parent, guardian,
14 or custodian is engaged solely in a recreational or social
15 activity, remains immediately available and accessible on the
16 physical premises on which the child's care is provided, and
17 does not engage in employment while the care is provided.
18 However, if the recreational or social activity is provided
19 in a fitness center or on the premises of a nonprofit
20 organization, the parent, guardian, or custodian of the child
21 may be employed to teach or lead the activity.

22 3. "*Child care center*" or "*center*" means a facility
23 providing child care or preschool services for seven or more
24 children, except when the facility is registered as a child
25 development home.

26 4. "*Child care facility*" or "*facility*" means a child care
27 center, preschool, or a registered child development home.

28 5. "*Child care home*" means a person or program providing
29 child care to any of the following children at any one time
30 that is not registered to provide child care under this
31 chapter, as authorized under section 237A.3:

32 *a.* Five or fewer children.

33 *b.* Six or fewer children, if at least one of the children
34 is school-aged.

35 6. "*Child development home*" means a person or program

1 registered under section 237A.3A that may provide child care to
2 seven or more children at any one time.

3 7. "*Children needing special needs care*" or "*special needs*
4 *child*" means a child or children with one or more of the
5 following conditions:

6 a. The child has been diagnosed by a physician or by a
7 person endorsed for service as a school psychologist by the
8 department of education to have a developmental disability
9 which substantially limits one or more major life activities,
10 and the child requires professional treatment, assistance in
11 self-care, or the purchase of special adaptive equipment.

12 b. The child has been determined by a qualified intellectual
13 disability professional to have a condition which impairs the
14 child's intellectual and social functioning.

15 c. The child has been diagnosed by a mental health
16 professional to have a behavioral or emotional disorder
17 characterized by situationally inappropriate behavior which
18 deviates substantially from behavior appropriate to the
19 child's age, or which significantly interferes with the child's
20 intellectual, social, or personal development.

21 ~~8. "*Council*" means the council on health and human services.~~

22 ~~9.~~ 8. "*Department*" means the department of health and human
23 services.

24 ~~10.~~ 9. "*Director*" means the director of health and human
25 services.

26 ~~11.~~ 10. "*Infant*" means a child who is less than twenty-four
27 months of age.

28 ~~12.~~ 11. "*Involvement with child care*" means licensed
29 or registered under this chapter, employed in a child care
30 facility, residing in a child care facility, receiving public
31 funding for providing child care, or providing child care as a
32 child care home provider, or residing in a child care home.

33 ~~13.~~ 12. "*Licensed center*" means a center issued a full
34 or provisional license by the department under the provisions
35 of this chapter or a center for which a license is being

1 processed.

2 ~~14.~~ 13. "*Poverty level*" means the poverty level defined by
3 the most recently revised poverty income guidelines published
4 by the United States department of health and human services.

5 ~~15.~~ 14. "*Preschool*" means a child care facility which
6 provides to children ages three through five, for periods of
7 time not exceeding three hours per day, programs designed
8 to help the children to develop intellectual skills, social
9 skills, and motor skills, and to extend their interest and
10 understanding of the world about them.

11 ~~16.~~ 15. "*School*" means kindergarten or a higher grade
12 level.

13 ~~17.~~ ~~"State child care advisory committee" means the state~~
14 ~~child care advisory committee established pursuant to section~~
15 ~~135.173A.~~

16 Sec. 447. Section 238.1, Code 2024, is amended to read as
17 follows:

18 **238.1 Definitions.**

19 For the purpose of this chapter unless the context otherwise
20 requires:

21 1. "*Child*" means the same as defined in section 234.1.

22 2. "*Child-placing agency*" or "*agency*" means any agency,
23 whether public, semipublic, or private, which represents that
24 the agency places children permanently or temporarily in
25 private family homes or receives children for placement in
26 private family homes, or which actually engages for gain or
27 otherwise in the placement of children in private family homes.

28 "*Agency*" includes individuals, institutions, partnerships,
29 voluntary associations, and corporations, other than
30 institutions under the management or control of the department.

31 ~~3.~~ ~~"Council" means the council on health and human services.~~

32 ~~4.~~ 3. "*Department*" means the department of health and human
33 services.

34 ~~5.~~ 4. "*Director*" means the director of health and human
35 services.

1 Sec. 448. Section 238.12, Code 2024, is amended to read as
2 follows:

3 **238.12 Appeal — judicial review.**

4 1. A licensee aggrieved by a decision of the department
5 revoking the licensee's license may appeal to the ~~council~~
6 department in the manner prescribed by the ~~council~~ department.
7 The ~~council~~ department shall, upon receipt of such an appeal,
8 give the licensee reasonable notice and opportunity for a fair
9 hearing before the ~~council~~ or its duly department's authorized
10 representative. Following the hearing, the ~~council~~ department
11 shall take final action and notify the licensee in writing.

12 2. Judicial review of the actions of the ~~council~~ department
13 may be sought in accordance with ~~the terms of~~ chapter 17A.

14 Sec. 449. Section 249.1, Code 2024, is amended to read as
15 follows:

16 **249.1 Definitions.**

17 As used in this chapter:

18 ~~1. "Council" means the council on health and human services.~~

19 ~~2.~~ 1. "Department" means the department of health and human
20 services.

21 ~~3.~~ 2. "Director" means the director of health and human
22 services.

23 ~~4.~~ 3. "Federal supplemental security income" means cash
24 payments made to individuals by the United States government
25 under Tit. XVI of the Social Security Act as amended by Pub. L.
26 No. 92-603, or any other amendments thereto.

27 ~~5.~~ 4. "Previous categorical assistance programs" means the
28 aid to the blind program authorized by chapter 241, the aid to
29 the disabled program authorized by chapter 241A and the old-age
30 assistance program authorized by chapter 249, Code 1973.

31 ~~6.~~ 5. "State supplementary assistance" means cash payments
32 made to individuals:

33 a. By the United States government on behalf of the state of
34 Iowa pursuant to section 249.2.

35 b. By the state of Iowa directly pursuant to sections 249.3

1 through 249.5.

2 Sec. 450. Section 249.4, subsection 1, Code 2024, is amended
3 to read as follows:

4 1. Applications for state supplementary assistance shall
5 be made in the form and manner prescribed by the director or
6 the director's designee, ~~with the approval of the council,~~
7 pursuant to chapter 17A. Each person who applies and is found
8 eligible under section 249.3 shall, so long as the person's
9 eligibility continues, receive state supplementary assistance
10 on a monthly basis, from funds appropriated to the department
11 for the purpose.

12 Sec. 451. Section 249A.4B, subsections 1 and 7, Code 2024,
13 are amended to read as follows:

14 1. A medical assistance advisory council is created to
15 comply with 42 C.F.R. §431.12 based on section 1902(a)(4) of
16 the federal Social Security Act and to advise the director
17 about health and medical care services under the medical
18 assistance program. The council shall meet ~~no more than~~
19 quarterly as necessary. The director's designee responsible
20 for public health or their designee and a public member of the
21 council selected by the public members of the council shall
22 serve as co-chairpersons of the council.

23 7. The director shall consider the recommendations offered
24 by the council in the director's preparation of the medical
25 assistance budget ~~recommendations to the council on health and~~
26 ~~human services pursuant to section 217.3~~ and in implementation
27 of medical assistance program policies.

28 Sec. 452. Section 331.304, subsection 9, Code 2024, is
29 amended to read as follows:

30 9. A county shall not adopt or enforce any ordinance
31 imposing any registration or licensing system or registration
32 or license fees for or relating to owner-occupied manufactured
33 or mobile homes including the lots, lands, or manufactured
34 home community or mobile home park upon or in which they are
35 located. A county shall not adopt or enforce any ordinance

1 imposing any registration or licensing system, or registration
2 or license fees, or safety or sanitary standards for rental
3 manufactured or mobile homes unless similar registration or
4 licensing system, or registration or license fees, or safety
5 or sanitary standards are required for other rental properties
6 intended for human habitation. This subsection does not
7 preclude the investigation and abatement of a nuisance or the
8 enforcement of a tiedown system, or the enforcement of any
9 ~~regulations~~ rules of the ~~council on~~ department of health and
10 human services or local board of health if those ~~regulations~~
11 rules apply to other rental properties or to owner-occupied
12 housing intended for human habitation.

13 Sec. 453. Section 364.3, subsection 5, Code 2024, is amended
14 to read as follows:

15 5. A city shall not adopt or enforce any ordinance imposing
16 any registration or licensing system or registration or license
17 fees for or relating to owner-occupied manufactured or mobile
18 homes including the lots, lands, or manufactured home community
19 or mobile home park upon or in which they are located. A
20 city shall not adopt or enforce any ordinance imposing any
21 registration or licensing system, or registration or license
22 fees, or safety or sanitary standards for rental manufactured
23 or mobile homes unless a similar registration or licensing
24 system, or registration or license fees, or safety or sanitary
25 standards are required for other rental properties intended
26 for human habitation. This subsection does not preclude the
27 investigation and abatement of a nuisance or the enforcement of
28 a tiedown system, or the enforcement of any ~~regulations~~ rules
29 of the ~~council on~~ department of health and human services or
30 local board of health if those ~~regulations~~ rules apply to other
31 rental properties or to owner-occupied housing intended for
32 human habitation.

33 DIVISION XI

34 ELIMINATION OF ADVISORY COUNCIL ON BRAIN INJURIES

35 Sec. 454. Section 135.22A, Code 2024, is amended to read as

1 follows:

2 ~~135.22A~~ Advisory council on brain Brain injuries — policy
3 — department as lead agency.

4 1. For purposes of this section, unless the context
5 otherwise requires:

6 a. "*Brain injury*" means a brain injury as defined in section
7 135.22.

8 b. "*Council*" means the ~~advisory council on brain injuries~~
9 health and human services.

10 ~~2. The advisory council on brain injuries is established.~~
11 ~~The following persons or their designees shall serve as ex~~
12 ~~officio, nonvoting members of the council:~~

13 a. ~~The director of health and human services or the~~
14 ~~director's designee.~~

15 b. ~~The director of the department of education.~~

16 c. ~~The chief of the special education bureau of the~~
17 ~~department of education.~~

18 d. ~~The administrator of the division of vocational~~
19 ~~rehabilitation services of the department of workforce~~
20 ~~development.~~

21 e. ~~The director of the department for the blind.~~

22 3. ~~The council shall be composed of a minimum of nine~~
23 ~~members appointed by the governor in addition to the ex officio~~
24 ~~members, and the governor may appoint additional members.~~

25 ~~Insofar as practicable, the council shall include persons with~~
26 ~~brain injuries, family members of persons with brain injuries,~~
27 ~~representatives of industry, labor, business, and agriculture,~~
28 ~~representatives of federal, state, and local government, and~~
29 ~~representatives of religious, charitable, fraternal, civic,~~
30 ~~educational, medical, legal, veteran, welfare, and other~~
31 ~~professional groups and organizations. Members shall be~~
32 ~~appointed representing every geographic and employment area~~
33 ~~of the state and shall include members of both sexes. A~~
34 ~~simple majority of the members appointed by the governor shall~~
35 ~~constitute a quorum.~~

1 ~~4. Members of the council appointed by the governor shall~~
2 ~~be appointed for terms of two years. Vacancies on the council~~
3 ~~shall be filled for the remainder of the term of the original~~
4 ~~appointment. Members whose terms expire may be reappointed.~~

5 ~~5. The voting members of the council shall appoint a~~
6 ~~chairperson and a vice chairperson and other officers as the~~
7 ~~council deems necessary. The officers shall serve until their~~
8 ~~successors are appointed and qualified. Members of the council~~
9 ~~shall receive actual expenses for their services. Members may~~
10 ~~also be eligible to receive compensation as provided in section~~
11 ~~7E.6. The council shall adopt rules pursuant to chapter 17A.~~

12 ~~6.~~ 2. The council shall do all of the following:

13 ~~a.~~ Promote meetings and programs for the discussion of
14 methods to reduce the debilitating effects of brain injuries,
15 and disseminate information in cooperation with any other
16 department, agency, or entity on the prevention, evaluation,
17 care, treatment, and rehabilitation of persons affected by
18 brain injuries.

19 ~~b.~~ Study and review current prevention, evaluation, care,
20 treatment, and rehabilitation technologies and recommend
21 appropriate preparation, training, retraining, and distribution
22 of personnel and resources in the provision of services
23 to persons with brain injuries through private and public
24 residential facilities, day programs, and other specialized
25 services.

26 ~~c.~~ Participate in developing and disseminating criteria and
27 standards which may be required for future funding or licensing
28 of facilities, day programs, and other specialized services for
29 persons with brain injuries in this state.

30 ~~d.~~ Make recommendations to the governor for developing and
31 administering a state plan to provide services for persons with
32 brain injuries.

33 ~~e.~~ Meet ~~at least quarterly~~ as necessary.

34 ~~7.~~ 3. The department is designated as Iowa's lead agency
35 for brain injury. For the purposes of this section, the

1 designation of lead agency authorizes the department to
2 perform or oversee the performance of those functions specified
3 in subsection 6, paragraphs "a" through "c". ~~The council~~
4 ~~is assigned to the department for administrative purposes.~~
5 ~~The director shall be responsible for budgeting, program~~
6 ~~coordination, and related management functions.~~

7 ~~8. The council may receive gifts, grants, or donations~~
8 ~~made for any of the purposes of its programs and disburse and~~
9 ~~administer them in accordance with their terms and under the~~
10 ~~direction of the director.~~

11 Sec. 455. Section 135.22B, subsection 2, paragraph c, Code
12 2024, is amended to read as follows:

13 c. The department shall consult with the advisory council
14 ~~on brain injuries, established pursuant to section 135.22A,~~
15 regarding the program and shall report to the council
16 concerning the program at least quarterly. The council shall
17 make recommendations to the department concerning the program's
18 operation.

19 DIVISION XII

20 ELIMINATION OF CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD

21 Sec. 456. Section 225C.52, Code 2024, is amended to read as
22 follows:

23 ~~225C.52 Children's behavioral health system state board —~~
24 Council duties.

25 The council shall provide guidance on the implementation
26 and management of a children's behavioral health system for
27 the provision of services to children with a serious emotional
28 disturbance. To the extent funding is available, the state
29 ~~board~~ council shall perform the following duties:

30 1. Advise the director on the administration of the
31 children's behavioral health system.

32 2. Provide ~~consultation services~~ support to agencies
33 regarding the development of administrative rules for the
34 children's behavioral health system.

35 3. Identify behavioral health outcomes and indicators for

1 eligible children with a serious emotional disturbance to
2 promote children living with their own families and in the
3 community.

4 4. Submit a written report on or before December 1 of each
5 year to the governor and the general assembly. At a minimum,
6 the report shall include a summary of all activities undertaken
7 by the ~~state board~~ council relating to the children's
8 behavioral health system and results from identified behavioral
9 health outcomes and indicators for the children's behavioral
10 health system.

11 Sec. 457. Section 225C.55, Code 2024, is amended to read as
12 follows:

13 **225C.55 Definitions.**

14 As used in this subchapter, unless the context otherwise
15 requires:

16 1. "*Children's behavioral health services*" means the same as
17 defined in section 225C.2.

18 2. "*Council*" means the council on health and human services.

19 ~~2.~~ 3. "*Department*" means the department of health and human
20 services.

21 ~~3.~~ 4. "*Director*" means the director of health and human
22 services.

23 ~~4.~~ 5. "*Disability services*" means the same as defined in
24 section 225C.2.

25 ~~5.~~ 6. "*Population*" means, as of July 1 of the fiscal year
26 preceding the fiscal year in which the population figure is
27 applied, the population shown by the latest preceding certified
28 federal census or the latest applicable population estimate
29 issued by the United States census bureau, whichever is most
30 recent.

31 ~~6.~~ 7. "*Regional administrator*" means the administrative
32 office, organization, or entity formed by agreement of the
33 counties participating in a region to function on behalf of
34 those counties in accordance with this subchapter.

35 ~~7.~~ 8. "*Serious emotional disturbance*" means the same as

1 defined in section 225C.2.

2 ~~8. "State board" means the children's system state board~~
3 ~~created in section 225C.51.~~

4 ~~9. "State commission" means the mental health and disability~~
5 ~~services commission created in section 225C.5.~~

6 Sec. 458. Section 225C.66, subsection 3, Code 2024, is
7 amended to read as follows:

8 3. ~~Pursuant to recommendations made by the state board,~~
9 ~~the~~ The department shall adopt rules to define the services
10 included in the core domains listed in this section. The rules
11 shall provide service definitions, service provider standards,
12 service access standards, and service implementation dates, and
13 shall provide consistency, to the extent possible, with similar
14 service definitions under the medical assistance program.

15 Sec. 459. REPEAL. Section 225C.51, Code 2024, is repealed.

16 DIVISION XIII

17 ELIMINATION OF CONGENITAL AND INHERITED DISORDERS ADVISORY
18 COMMITTEE

19 Sec. 460. Section 136A.2, Code 2024, is amended to read as
20 follows:

21 **136A.2 Definitions.**

22 As used in this chapter, unless the context otherwise
23 requires:

24 1. "Attending health care provider" means a licensed
25 physician, nurse practitioner, certified nurse midwife, or
26 physician assistant.

27 ~~2. "Congenital and inherited disorders advisory committee"~~
28 ~~or "advisory committee" means the congenital and inherited~~
29 ~~disorders advisory committee created in this chapter.~~

30 ~~3.~~ 2. "Congenital disorder" means an abnormality existing
31 prior to or at birth, including a stillbirth, that adversely
32 affects the health and development of a fetus, newborn, child,
33 or adult, including a structural malformation or a genetic,
34 chromosomal, inherited, or biochemical disorder.

35 3. "Council" means the council on health and human services.

1 4. "Department" means the department of health and human
2 services.

3 5. "Disorder" means a congenital or inherited disorder.

4 6. "Genetics" means the study of inheritance and how genes
5 contribute to health conditions and the potential for disease.

6 7. "Genomics" means the functions and interactions of all
7 human genes and their variation within human populations,
8 including their interaction with environmental factors, and
9 their contribution to health.

10 8. "Inherited disorder" means a condition caused by an
11 abnormal change in a gene or genes passed from a parent or
12 parents to their child. Onset of the disorder may be prior to
13 or at birth, during childhood, or in adulthood.

14 9. "Stillbirth" means an unintended fetal death occurring
15 after a gestation period of twenty completed weeks, or an
16 unintended fetal death of a fetus with a weight of three
17 hundred fifty or more grams.

18 Sec. 461. Section 136A.3A, Code 2024, is amended to read as
19 follows:

20 ~~136A.3A Congenital and inherited disorders advisory committee~~
21 ~~established — process~~ Process for addition of conditions to
22 newborn screening.

23 1. ~~A congenital and inherited disorders advisory committee~~
24 ~~is established to~~ The council shall assist the department in
25 the development of programs that ensure the availability and
26 access to quality genetic and genomic health care services for
27 all Iowans.

28 2. ~~The members of the advisory committee shall be appointed~~
29 ~~by the director and shall include persons with relevant~~
30 ~~expertise and interest including parent representatives.~~

31 3. 2. The ~~advisory committee~~ council shall assist the
32 department in designating the conditions to be included in the
33 newborn screening and in regularly evaluating the effectiveness
34 and appropriateness of the newborn screening.

35 4. 3. a. Beginning July 1, 2022, the ~~advisory committee~~

1 council shall ensure that all conditions included in the
2 federal recommended uniform screening panel as of January 1,
3 2022, are included in the newborn screening.

4 *b.* Within twelve months of the addition of a new
5 condition to the federal recommended uniform screening panel,
6 the ~~advisory committee~~ council shall consider and make a
7 recommendation to the department regarding inclusion of the
8 new condition in the newborn screening, including the current
9 newborn screening capacity to screen for the new condition
10 and the resources necessary to screen for the new condition
11 going forward. If the ~~advisory committee~~ council recommends
12 inclusion of a new condition, the department shall include the
13 new condition in the newborn screening within eighteen months
14 of receipt of the recommendation.

15 ~~5.~~ 4. The department shall submit a status report to the
16 general assembly, annually, by December 31, regarding all of
17 the following:

18 *a.* The current conditions included in the newborn screening.

19 *b.* Any new conditions currently under consideration or
20 recommended by the ~~advisory committee~~ council for inclusion in
21 the newborn screening.

22 *c.* Any new conditions considered but not recommended by the
23 ~~advisory committee~~ council in the prior twelve-month period and
24 the reason for not recommending any such conditions.

25 *d.* Any departmental request for additional program capacity
26 or resources necessitated by the inclusion of a recommended new
27 condition in the newborn screening.

28 *e.* Any delay and the reason for the delay by the ~~advisory~~
29 ~~committee~~ council in complying with the specified twelve-month
30 time frame in considering or recommending the inclusion of a
31 new condition in the newborn screening to the department.

32 *f.* Any delay and the reason for the delay by the department
33 in complying with the specified eighteen-month time frame in
34 including a new condition in the newborn screening following
35 receipt of a recommendation from the ~~advisory committee~~ council

1 recommending the inclusion of such condition.

2 ~~6.~~ 5. The state hygienic laboratory shall establish
3 the newborn screening fee schedule in a manner sufficient
4 to support the newborn screening system of care including
5 laboratory screening costs, short-term and long-term follow-up
6 program costs, the newborn screening developmental fund, and
7 the cost of the department's newborn screening data system.

8

DIVISION XIV

9 ELIMINATION OF EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

10 Sec. 462. Section 147A.2, Code 2024, is amended to read as
11 follows:

12 ~~147A.2 Council established — terms of office~~ on health and
13 human services — advisory duties.

14 ~~1. An EMS advisory council shall be appointed by the~~
15 ~~director. Membership of the council shall be comprised of~~
16 ~~individuals nominated from, but not limited to, the following~~
17 ~~state or national organizations: Iowa osteopathic medical~~
18 ~~association, Iowa medical society, American college of~~
19 ~~emergency physicians, Iowa physician assistant society, Iowa~~
20 ~~academy of family physicians, university of Iowa hospitals~~
21 ~~and clinics, American academy of emergency medicine, American~~
22 ~~academy of pediatrics, Iowa EMS association, Iowa firefighters~~
23 ~~association, Iowa professional fire fighters, EMS education~~
24 ~~programs committee, Iowa nurses association, Iowa hospital~~
25 ~~association, and the Iowa state association of counties. The~~
26 ~~council shall also include at least two at-large members~~
27 ~~who are volunteer emergency medical care providers and a~~
28 ~~representative of a private service program.~~

29 ~~2. The EMS advisory council~~ on health and human services
30 shall advise the director and develop policy recommendations
31 concerning the regulation, administration, and coordination of
32 emergency medical services in the state.

33 Sec. 463. REPEAL. Section 147A.3, Code 2024, is repealed.

34

DIVISION XV

35 ELIMINATION OF TRAUMA SYSTEM ADVISORY COUNCIL

1 Sec. 464. Section 147A.23, Code 2024, is amended to read as
2 follows:

3 **147A.23 Trauma care system development.**

4 1. The department is designated as a lead agency in this
5 state responsible for the development of a statewide trauma
6 care system.

7 2. The department, ~~in consultation with the trauma system~~
8 ~~advisory council~~, shall develop, coordinate, and monitor a
9 statewide trauma care system. This system shall include, but
10 not be limited to, the following:

11 a. (1) Development of criteria for the categorization
12 of all hospitals and emergency care facilities according to
13 their trauma care capabilities. These categories shall be for
14 levels I, II, III, and IV, based on the most current guidelines
15 published by the American college of surgeons committee on
16 trauma, the American college of emergency physicians, and
17 the model trauma care plan of the United States department
18 of health and human services' health resources and services
19 administration.

20 (2) The categorization of all hospitals and emergency
21 care facilities by the department as to their capacity to
22 provide trauma care services. The categorization shall be
23 determined by the department from self-reported information
24 provided to the department by the hospital or emergency care
25 facility. This categorization shall not be construed to imply
26 any guarantee on the part of the department as to the level of
27 trauma care services available at the hospital or emergency
28 care facility.

29 b. (1) Development of a process for the verification of
30 the trauma care capacity of each facility and the issuance of a
31 certificate of verification. The standards and verification
32 process shall be established by rule and may vary as
33 appropriate by level of trauma care capability. To the extent
34 possible, the standards and verification process shall be
35 coordinated with other applicable accreditation and licensing

1 standards.

2 (2) The issuance of a certificate of verification of all
3 categorized hospitals and emergency care facilities from the
4 department at the level preferred by the hospital or emergency
5 care facility. ~~The standards and verification process shall
6 be established by rule and may vary as appropriate by level of
7 trauma care capability. To the extent possible, the standards
8 and verification process shall be coordinated with other
9 applicable accreditation and licensing standards.~~

10 *c.* Upon verification and the issuance of a certificate
11 of verification, agreement by a hospital or emergency care
12 facility ~~agrees~~ to maintain a level of commitment and resources
13 sufficient to meet responsibilities and standards as required
14 by the trauma care criteria established by rule under this
15 subchapter. Verifications are valid for a period of three
16 years or as determined by the department and are renewable. As
17 part of the verification and renewal process, the department
18 may conduct periodic on-site reviews of the services and
19 facilities of the hospital or emergency care facility.

20 *d.* Implementation of an Iowa trauma care plan.

21 *e.* Development of standards for medical direction, trauma
22 care, triage and transfer protocols, and trauma registries.

23 *f.* Promotion of public information and education activities
24 for injury prevention.

25 *g.* The development of strategies and the review of rules
26 adopted under this subchapter to promote optimal trauma care
27 delivery throughout the state.

28 *h.* Development, implementation, and conducting of trauma
29 care system evaluation, quality assessment, and quality
30 improvement.

31 ~~*d.*~~ 3. The department is responsible for the funding of the
32 administrative costs of this subchapter. Any funds received
33 by the department for this purpose shall be deposited in the
34 emergency medical services fund established in section 135.25.

35 ~~*e.*~~ 4. This section shall not be construed to limit the

1 number and distribution of level I, II, III, and IV categorized
2 and verified trauma care facilities in a community or region.

3 5. Proceedings, records, and reports developed pursuant
4 to this section constitute peer review records under section
5 147.135, and are not subject to discovery by subpoena or
6 admissible as evidence. All information and documents
7 received from a hospital or emergency care facility under this
8 subchapter shall be confidential pursuant to section 272C.6,
9 subsection 4.

10 Sec. 465. Section 147A.26, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. The department shall maintain a statewide trauma
13 reporting system by which ~~the trauma system advisory council~~
14 ~~and~~ the department may monitor the effectiveness of the
15 statewide trauma care system.

16 Sec. 466. REPEAL. Section 147A.24, Code 2024, is repealed.

17 DIVISION XVI

18 ELIMINATION OF JUSTICE ADVISORY BOARD

19 Sec. 467. Section 216A.131, Code 2024, is amended to read
20 as follows:

21 **216A.131 Definitions.**

22 For the purpose of this subchapter, unless the context
23 otherwise requires:

24 1. ~~"Board" means the justice advisory board.~~

25 2. ~~"Department", "department"~~ means the department of health
26 and human services.

27 Sec. 468. Section 216A.133, Code 2024, is amended to read
28 as follows:

29 **216A.133 ~~Purpose and~~ Department duties.**

30 1. ~~The purpose of the board~~ department shall be do all of
31 the following:

32 a. Develop short-term and long-term goals to improve the
33 criminal and juvenile justice systems.

34 b. Identify and analyze justice system issues, including
35 the impact of present criminal and juvenile justice policy, and

1 make recommendations for policy change.

2 *c.* Develop and assist others in implementing recommendations
3 and plans for justice system improvement.

4 *d.* Provide the general assembly with an analysis of current
5 and proposed criminal code provisions.

6 *e.* Provide for a clearinghouse of justice system information
7 to coordinate with data resource agencies and assist others in
8 the use of justice system data.

9 ~~2. The board shall advise the department on its
10 administration of state and federal grants and appropriations
11 and shall carry out other functions consistent with this
12 subchapter.~~

13 ~~3. The duties of the board shall consist of the following:~~

14 ~~*a.* Identifying issues and analyzing the operation and impact
15 of present criminal and juvenile justice policy and making
16 recommendations for policy changes.~~

17 *b. f.* Coordinating Coordinate with data resource agencies
18 to provide data and analytical information to federal, state,
19 and local governments, and ~~assisting~~ assist agencies in the use
20 of criminal and juvenile justice data.

21 ~~*e. g.* Reporting~~ Report criminal justice system needs to the
22 governor, the general assembly, and other decision makers to
23 improve the criminal justice system.

24 ~~*d. h.* Reporting~~ Report juvenile justice system needs to
25 the governor, the general assembly, and other decision makers
26 to address issues specifically affecting the juvenile justice
27 system, including evidence-based programs for group foster
28 care placements and the state training school, diversion, and
29 community-based services for juvenile offenders.

30 ~~*e. i.* Providing~~ Provide technical assistance upon request
31 to state and local agencies.

32 ~~*f. j.* Administering~~ Administer federal funds and funds
33 appropriated by the state or that are otherwise available
34 in compliance with applicable laws, regulations, and other
35 requirements for purposes of study, research, investigation,

1 planning, and implementation in the areas of criminal and
2 juvenile justice.

3 ~~g.~~ k. ~~Making~~ Make grants to cities, counties, and other
4 entities pursuant to applicable law.

5 ~~h.~~ l. ~~Maintaining~~ Maintain an Iowa correctional policy
6 project as provided in section 216A.137.

7 ~~i.~~ m. ~~Providing~~ Provide input and make recommendations
8 to the director including in the development of a budget
9 ~~recommendations~~ for the department.

10 ~~j.~~ ~~Developing and making recommendations to the director.~~

11 ~~k.~~ n. ~~Serving as a liaison between the department and~~
12 ~~the public, sharing~~ Share information and ~~gathering~~ gather
13 constituency input.

14 ~~l.~~ ~~Recommending to the department the adoption of rules~~
15 ~~pursuant to chapter 17A as it deems necessary for the board and~~
16 ~~department.~~

17 ~~m.~~ o. ~~Recommending~~ Recommend legislative and executive
18 action to the governor and general assembly.

19 ~~n.~~ p. ~~Establishing~~ Establish advisory committees, work
20 groups, or other coalitions as appropriate.

21 ~~o.~~ q. ~~Providing~~ Provide the general assembly with
22 an analysis and recommendations of current criminal code
23 provisions and proposed legislation which include but are not
24 limited to all of the following:

25 (1) Potential disparity in sentencing.

26 (2) Truth in sentencing.

27 (3) Victims.

28 (4) The proportionality of specific sentences.

29 (5) Sentencing procedures.

30 (6) Costs associated with the implementation of criminal
31 code provisions, including costs to the judicial branch,
32 department of corrections, and judicial district departments
33 of correctional services, costs for representing indigent
34 defendants, and costs incurred by political subdivisions of the
35 state.

1 (7) Best practices related to the department of corrections
2 including recidivism rates, safety and the efficient use of
3 correctional staff, and compliance with correctional standards
4 set by the federal government and other jurisdictions.

5 (8) Best practices related to the ~~Iowa child death state~~
6 mortality review team committee established in section 135.43
7 ~~and the Iowa domestic abuse death review team established in~~
8 ~~section 135.109.~~

9 ~~p. r.~~ Studying Study and making make recommendations for
10 treating and supervising adult and juvenile sex offenders in
11 institutions, community-based programs, and in the community,
12 in areas which include but are not limited to all of the
13 following:

14 (1) The effectiveness of electronically monitoring sex
15 offenders.

16 (2) The cost and effectiveness of special sentences
17 pursuant to chapter 903B.

18 (3) Risk assessment models created for sex offenders.

19 (4) Determining the best treatment programs available for
20 sex offenders and the efforts of Iowa and other states to
21 implement treatment programs.

22 (5) The efforts of Iowa and other states to prevent sex
23 abuse-related crimes including child sex abuse.

24 (6) Any other related issues the board deems necessary,
25 including but not limited to computer and internet sex-related
26 crimes, sex offender case management, best practices for sex
27 offender supervision, the sex offender registry, and the
28 effectiveness of safety zones.

29 ~~q. s.~~ Providing Provide expertise and advice to the
30 legislative services agency, the department of corrections, the
31 judicial branch, and others charged with formulating fiscal,
32 correctional, or minority impact statements.

33 ~~r. t.~~ Reviewing Review data supplied by the department, the
34 department of management, the legislative services agency, the
35 Iowa supreme court, and other departments or agencies for the

1 purpose of determining the effectiveness and efficiency of the
2 collection of such data.

3 ~~4.~~ 2. The ~~board~~ department shall submit reports, in
4 accordance with section 216A.135, to the governor and general
5 assembly regarding actions taken, issues studied, and ~~board~~
6 council recommendations.

7 Sec. 469. Section 216A.135, subsection 1, Code 2024, is
8 amended to read as follows:

9 1. The ~~board~~ department shall submit a three-year criminal
10 and juvenile justice plan for the state, beginning December 1,
11 2020, and every three years thereafter, by December 1. The
12 three-year plan shall be updated annually. Each three-year
13 plan and annual updates of the three-year plan shall be
14 submitted to the governor and the general assembly by December
15 1.

16 Sec. 470. Section 216A.137, subsection 1, Code 2024, is
17 amended to read as follows:

18 1. The department shall maintain an Iowa correctional
19 policy project for the purpose of conducting analyses of
20 major correctional issues affecting the criminal and juvenile
21 justice system. The ~~board~~ department shall identify and
22 prioritize the issues and studies to be addressed ~~by the~~
23 ~~department~~ through this project and shall report project
24 plans and findings annually along with the report required
25 in section 216A.135. Issues and studies to be considered ~~by~~
26 ~~the board~~ shall include but are not limited to a review of the
27 information systems available to assess corrections trends
28 and program effectiveness, the development of an evaluation
29 plan for assessing the impact of corrections expenditures,
30 and a study of the desirability and feasibility of changing
31 the state's sentencing practices, which includes a prison
32 population forecast.

33 Sec. 471. REPEAL. Section 216A.132, Code 2024, is repealed.

34 DIVISION XVII
35 ELIMINATION OF IOWA COLLABORATION FOR YOUTH DEVELOPMENT COUNCIL

1 Sec. 472. Section 216A.140, Code 2024, is amended to read
2 as follows:

3 ~~216A.140 Iowa collaboration for youth development council —~~
4 ~~state~~ State of Iowa youth advisory council.

5 1. *Definitions.* For the purposes of this section, unless
6 the context otherwise requires:

7 a. "Youth" means children and young persons who are ages six
8 through twenty-one years.

9 b. "Youth advisory council" means the state of Iowa youth
10 advisory council created by this section.

11 ~~c. "Youth development council" means the Iowa collaboration~~
12 ~~for youth development council created by this section.~~

13 ~~2. Collaboration council created.~~ An Iowa collaboration for
14 youth development council is created as an alliance of state
15 agencies that address the needs of youth in Iowa.

16 ~~3. Purpose.~~ The purpose of the youth development council is
17 to improve the lives and futures of Iowa's youth by doing all
18 of the following:

19 ~~a. Adopting and applying positive youth development~~
20 ~~principles and practices at the state and local levels.~~

21 ~~b. Increasing the quality, efficiency, and effectiveness of~~
22 ~~opportunities and services and other supports for youth.~~

23 ~~c. Improving and coordinating state youth policy and~~
24 ~~programs across state agencies.~~

25 ~~4. Vision statement.~~ All youth development activities
26 addressed by the youth development council shall be aligned
27 around the following vision statement:

28 "All Iowa youth will be safe, healthy, successful, and prepared
29 for adulthood."

30 ~~5. Membership.~~ The youth development council membership
31 shall be determined by the council itself and shall include the
32 directors or chief administrators, or their designees, from the
33 following state agencies and programs:

34 ~~a. Child advocacy board.~~

35 ~~b. Department of education.~~

1 ~~c. Department of health and human services.~~

2 ~~d. Department of workforce development.~~

3 ~~e. Office of drug control policy.~~

4 ~~f. Iowa cooperative extension service in agriculture and~~
5 ~~home economics.~~

6 ~~6. Procedure.~~ Except as otherwise provided by law, the
7 youth development council shall determine its own rules of
8 procedure and operating policies, including but not limited
9 to terms of members. The youth development council may form
10 committees or subgroups as necessary to achieve its purpose.

11 ~~7. Duties.~~ The youth development council's duties shall
12 include but are not limited to all of the following:

13 ~~a. Study, explore, and plan for the best approach to~~
14 ~~structure and formalize the functions and activities of the~~
15 ~~youth development council to meet its purpose, and make formal~~
16 ~~recommendations for improvement to the governor and general~~
17 ~~assembly.~~

18 ~~b. Review indicator data and identify barriers to youth~~
19 ~~success and develop strategies to address the barriers.~~

20 ~~c. Coordinate across agencies the state policy priorities~~
21 ~~for youth.~~

22 ~~d. Strengthen partnerships with the nonprofit and private~~
23 ~~sectors to gather input, build consensus, and maximize use of~~
24 ~~existing resources and leverage new resources to improve the~~
25 ~~lives of youth and their families.~~

26 ~~e. Oversee the activities of the youth advisory council.~~

27 ~~f. Seek input from and engage the youth advisory council~~
28 ~~in the development of more effective policies, practices, and~~
29 ~~programs to improve the lives and futures of youth.~~

30 ~~g. Report annually by February 1 to the governor and general~~
31 ~~assembly.~~

32 ~~8. 2. State of Iowa youth advisory council.~~ A state of
33 Iowa youth advisory council is created to provide input to the
34 governor, general assembly, and state and local policymakers on
35 youth issues.

1 *a.* The purpose of the youth advisory council is to foster
2 communication among a group of engaged youth and the governor,
3 general assembly, and state and local policymakers regarding
4 programs, policies, and practices affecting youth and families;
5 ~~and to advocate for youth on important issues affecting youth;~~
6 and to improve the lives and futures of Iowa's youth.

7 *b.* The youth advisory council shall consist of no more than
8 twenty-one youth ages fourteen through twenty years who reside
9 in Iowa. Membership shall be for two-year staggered terms.
10 The director or the director's designee shall select council
11 members using an application process. The director or the
12 director's designee shall strive to maintain a diverse council
13 membership and shall take into consideration race, ethnicity,
14 disabilities, gender, and geographic location of residence of
15 the applicants.

16 *c.* Except as otherwise provided by law, the youth advisory
17 council shall determine its own rules of procedure and
18 operating policies, subject to approval by the director or the
19 director's designee.

20 *d.* The youth advisory council shall ~~meet at least quarterly.~~
21 do all of the following:

22 (1) Adopt and apply positive youth development principles
23 and practices at the state and local levels.

24 (2) Increase the quality, efficiency, and effectiveness of
25 opportunities and services and other supports for youth.

26 (3) Improve, coordinate, and prioritize state youth policy
27 and programs across state agencies.

28 (4) Align all policies around the vision that all Iowa youth
29 will be safe, healthy, successful, and prepared for adulthood.

30 (5) Review indicator data, identify barriers to youth
31 success, and develop strategies to address the barriers.

32 (6) Strengthen partnerships with the nonprofit and private
33 sectors to gather input, build consensus, and maximize the use
34 of existing resources and leverage new resources to improve the
35 lives of youth and their families.

1 (7) Report annually by February 1 to the governor and the
2 general assembly.

3 ~~9. 3. *Lead agency.* The lead agency for support of the Iowa~~
4 ~~collaboration for youth development council and the state of~~
5 ~~Iowa youth advisory council is the department. The department~~
6 ~~shall coordinate activities and, with funding made available~~
7 ~~to it for such purposes, provide staff support for the youth~~
8 ~~development council and the youth advisory council.~~

9

DIVISION XVIII

10

ELIMINATION OF COMMISSIONS UNDER HUMAN RIGHTS BOARD

11

Sec. 473. Section 216A.1, subsection 1, paragraph a, Code
12 2024, is amended by striking the paragraph and inserting in
13 lieu thereof the following:

14

a. Community advocacy and services on behalf of
15 underrepresented populations in the state.

16

Sec. 474. Section 216A.3, Code 2024, is amended to read as
17 follows:

18

216A.3 Human rights board.

19

1. A human rights board is created within the department.

20

2. The board shall consist of ~~sixteen~~ twelve members,
21 including ~~eleven~~ seven voting members and five nonvoting
22 members, ~~and~~ determined as follows:

23

a. The voting members shall consist of ~~nine~~ seven voting
24 members ~~selected by each of the permanent commissions within~~
25 ~~the department, and two voting members, appointed by the~~
26 ~~governor. For purposes of this paragraph "a", "permanent~~
27 ~~commissions" means the commission of Latino affairs,~~

28

~~commission on the status of women, commission of persons~~

29

~~with disabilities, commission on community action agencies,~~

30

~~commission of deaf services, justice advisory board, commission~~

31

~~on the status of African Americans, commission of Asian and~~

32

~~Pacific Islander affairs, and commission of Native American~~

33

affairs who shall be appointed by the governor, subject to

34

confirmation by the senate pursuant to section 2.32, and shall

35

represent underrepresented populations in the state. All

1 voting members shall reside in the state. The term of office
2 for voting members is four years.

3 *b.* The nonvoting members shall consist of the department
4 director, two state representatives, one appointed by the
5 speaker of the house of representatives and one by the minority
6 leader of the house of representatives, and two state senators,
7 one appointed by the majority leader of the senate and one by
8 the minority leader of the senate.

9 3. A majority of the voting members of the board shall
10 constitute a quorum, and the affirmative vote of two-thirds of
11 the voting members present is necessary for any substantive
12 action taken by the board. The board shall select a
13 chairperson from the voting members of the board. ~~The board~~
14 ~~shall meet not less than four times a year.~~

15 4. The board shall ~~develop~~ do all of the following:

16 *a.* Develop and monitor implementation of a comprehensive
17 strategic plan to remove barriers for underrepresented
18 populations or groups and, in doing so, to increase Iowa's
19 productivity and inclusivity, including performance measures
20 and benchmarks.

21 *b.* Study the opportunities for and changing needs of the
22 underrepresented populations or groups in the state.

23 *c.* Serve as a liaison between the department and the public,
24 sharing information and gathering constituency input.

25 *d.* Recommend to the department the adoption of rules
26 pursuant to chapter 17A as the board deems necessary.

27 *e.* Recommend legislative and executive action to the
28 governor and general assembly to advance the interests of
29 underrepresented populations or groups and to improve the
30 status of low-income persons in the state.

31 *f.* Establish advisory committees, work groups, or other
32 coalitions as appropriate.

33 *g.* Advance the interests of underrepresented populations
34 or groups in the areas of human rights, access to justice,
35 economic equality, and the elimination of discrimination.

1 Sec. 475. Section 216A.4, Code 2024, is amended to read as
2 follows:

3 **216A.4 Definitions.**

4 For purposes of this chapter, unless the context otherwise
5 requires:

6 1. "Asian or Pacific Islander" means an individual from any
7 of the countries of Asia or islands of the Pacific.

8 ~~1.~~ 2. "Board" means the human rights board.

9 ~~2.~~ 3. "Department" means the department of health and human
10 services.

11 ~~3.~~ 4. "Director" means the director of health and human
12 services.

13 5. "Tribal government" means the governing body of a
14 federally recognized Indian tribe.

15 ~~4.~~ 6. "Underrepresented" means the historical
16 marginalization of populations or groups in the United States
17 and Iowa, including but not limited to African Americans, Asian
18 and Pacific Islanders, persons who are deaf or hard of hearing,
19 persons with disabilities, Latinos, Native Americans, women,
20 persons who have low socioeconomic status, at-risk youth, and
21 adults or juveniles with a criminal history.

22 COMMISSION AND OFFICE OF LATINO AFFAIRS ELIMINATION

23 Sec. 476. REPEAL. Sections 216A.11, 216A.12, 216A.13,
24 216A.14, and 216A.15, Code 2024, are repealed.

25 COMMISSION AND OFFICE ON THE STATUS OF WOMEN ELIMINATION

26 Sec. 477. Section 241.3, subsection 2, Code 2024, is amended
27 to read as follows:

28 2. The department shall consult and cooperate with the
29 department of workforce development, the United States
30 commissioner of social security administration, ~~the office~~
31 ~~on the status of women of the department,~~ the department of
32 education, and other persons in the executive branch of the
33 state government as the department considers appropriate to
34 facilitate the coordination of multipurpose service programs
35 established under this chapter with existing programs of a

1 similar nature.

2 Sec. 478. REPEAL. Sections 216A.51, 216A.52, 216A.53, and
3 216A.54, Code 2024, are repealed.

4 COMMISSION AND OFFICE ON PERSONS WITH DISABILITIES ELIMINATION
5 Sec. 479. REPEAL. Sections 216A.71, 216A.72, 216A.74, and
6 216A.75, Code 2024, are repealed.

7 COMBINING OF DEAF SERVICES COMMISSION AND DUAL PARTY RELAY
8 COUNCIL

9 Sec. 480. Section 216A.111, subsection 2, Code 2024, is
10 amended by striking the subsection.

11 Sec. 481. Section 216A.113, Code 2024, is amended to read
12 as follows:

13 **216A.113 Deaf services commission established.**

14 1. The commission of deaf services is established, and shall
15 consist of seven voting members appointed by the governor,
16 ~~subject to confirmation by the senate pursuant to section~~
17 ~~2.32.~~ Membership of the commission shall include at least four
18 members who are deaf and ~~at least one member who is~~ or hard of
19 hearing, and three members who are representatives of telephone
20 companies. The commission shall also include the director, or
21 the director's designee, as a nonvoting member. All members
22 shall reside in Iowa.

23 2. ~~Members~~ Voting members of the commission shall serve
24 four-year staggered terms which shall begin and end pursuant to
25 section 69.19. ~~Members~~ Voting members whose terms expire may
26 be reappointed. Vacancies on the commission may be filled for
27 the remainder of the term in the same manner as the original
28 appointment. ~~Members~~ Voting members shall receive actual
29 expenses incurred while serving in their official capacity,
30 subject to statutory limits. ~~Members~~ Voting members may also
31 be eligible to receive compensation as provided in section
32 7E.6.

33 3. ~~Members~~ The voting members of the commission shall
34 appoint a chairperson and vice chairperson and other officers
35 as the commission deems necessary. ~~The commission shall~~

1 ~~meet at least quarterly during each fiscal year.~~ A majority
2 of the voting members currently appointed to the commission
3 shall constitute a quorum. A quorum shall be required for the
4 conduct of business of the commission, and the affirmative vote
5 of a majority of the currently appointed voting members is
6 necessary for any substantive action taken by the commission.
7 A voting member shall not vote on any action if the voting
8 member has a conflict of interest on the matter, and a
9 statement by the voting member of a conflict of interest shall
10 be conclusive for this purpose.

11 Sec. 482. Section 216A.114, Code 2024, is amended to read
12 as follows:

13 **216A.114 Commission powers and duties.**

14 The commission shall have the following powers and duties:

15 1. Study the changing needs and opportunities for the deaf
16 and hard-of-hearing people in this state.

17 2. Serve as a liaison between the ~~office~~ department and the
18 public, sharing information and gathering constituency input.

19 3. Recommend to the board for adoption rules pursuant
20 to chapter 17A as it deems necessary for the commission and
21 office.

22 4. Recommend legislative and executive action to the
23 governor and general assembly.

24 5. Establish advisory committees, work groups, or other
25 coalitions as appropriate.

26 6. Advise the utilities board on the planning,
27 establishment, administration, and promotion of a statewide
28 program to provide dual party relay service and to secure,
29 finance, and distribute telecommunications devices for the deaf
30 and hard of hearing pursuant to chapter 477C.

31 Sec. 483. Section 477C.2, Code 2024, is amended to read as
32 follows:

33 **477C.2 Definitions.**

34 As used in this chapter, unless the context otherwise
35 requires:

1 1. "*Board*" means the utilities board created in section
2 474.1.

3 2. "*Commission*" means the commission on deaf services
4 created in section 216A.113.

5 ~~2.~~ 3. "*Communication disorder*" means the inability to use
6 the telephone for communication without a telecommunications
7 device for the deaf and hard of hearing.

8 ~~3.~~ "~~*Council*~~" means the dual party relay council established
9 in section 477C.5.

10 4. "*Dual party relay service*" or "*relay service*" means a
11 communication service which provides persons with communication
12 disorders access to the telephone system functionally
13 equivalent to the access available to persons without
14 communication disorders.

15 5. "*Telecommunications device for the deaf and hard of*
16 *hearing*" means any specialized or supplemental telephone
17 equipment used by persons with communication disorders to
18 provide access to the telephone system.

19 Sec. 484. Section 477C.3, unnumbered paragraph 1, Code
20 2024, is amended to read as follows:

21 With the advice of the ~~council~~ commission, the board shall
22 plan, establish, administer, and promote a statewide program to
23 provide dual party relay service as follows:

24 Sec. 485. Section 477C.4, Code 2024, is amended to read as
25 follows:

26 **477C.4 Telecommunications devices for the deaf and hard of**
27 **hearing.**

28 With the advice of the ~~council~~ commission, the board may
29 plan, establish, administer, and promote a program to secure,
30 finance, and distribute telecommunications devices for the
31 deaf and hard of hearing. The board may establish eligibility
32 criteria for persons to receive telecommunications devices
33 for the deaf and hard of hearing, including but not limited
34 to requiring certification that the recipient cannot use the
35 telephone for communication without a telecommunications device

1 for the deaf and hard of hearing.

2 Sec. 486. Section 477C.5, subsection 2, paragraph c, Code
3 2024, is amended by striking the paragraph.

4 Sec. 487. Section 622B.4, Code 2024, is amended to read as
5 follows:

6 **622B.4 List.**

7 ~~The office of deaf services of the~~ department of health and
8 human services shall prepare and continually update a listing
9 of qualified and available sign language interpreters. The
10 courts and administrative agencies shall maintain a directory
11 of qualified interpreters for deaf and hard-of-hearing
12 persons as furnished by the department of health and human
13 services. ~~The office of deaf services of the~~ department
14 of health and human services shall maintain a list of sign
15 language interpreters which shall be made available to a court,
16 administrative agency, or interested parties to an action using
17 the services of a sign language interpreter.

18 Sec. 488. REPEAL. Sections 216A.112 and 477C.5, Code 2024,
19 are repealed.

20 COMMISSION AND OFFICE ON STATUS OF AFRICAN AMERICANS
21 ELIMINATION

22 Sec. 489. REPEAL. Sections 216A.141, 216A.142, 216A.143,
23 and 216A.146, Code 2024, are repealed.

24 COMMISSION AND OFFICE ON ASIAN AND PACIFIC ISLANDERS
25 ELIMINATION

26 Sec. 490. REPEAL. Sections 216A.151, 216A.152, 216A.153,
27 and 216A.154, Code 2024, are repealed.

28 COMMISSION AND OFFICE OF NATIVE AMERICAN AFFAIRS ELIMINATION

29 Sec. 491. Section 216A.167, Code 2024, is amended to read
30 as follows:

31 **216A.167 Limitations on authority.**

32 1. The ~~commission~~ board and ~~office~~ department shall not have
33 the authority to do any of the following:

34 a. Implement or administer the duties of the state of Iowa
35 under the federal Indian Gaming Regulatory Act, shall not have

1 any authority to recommend, negotiate, administer, or enforce
2 any agreement or compact entered into between the state of Iowa
3 and Indian tribes located in the state pursuant to section
4 10A.104, and shall not have any authority relative to Indian
5 gaming issues.

6 *b.* Administer the duties of the state under the federal
7 National Historic Preservation Act, the federal Native American
8 Graves Protection and Repatriation Act, and chapter 263B. The
9 ~~commission board~~ shall also not interfere with the advisory
10 role of a separate Indian advisory council or committee
11 established by the state archeologist by rule for the purpose
12 of consultation on matters related to ancient human skeletal
13 remains and associated artifacts.

14 2. This subchapter shall not diminish or inhibit the right
15 of any tribal government to interact directly with the state
16 or any of its departments or agencies for any purpose which a
17 tribal government desires to conduct its business or affairs as
18 a sovereign governmental entity.

19 Sec. 492. REPEAL. Sections 216A.161, 216A.162, 216A.163,
20 216A.165, and 216A.166, Code 2024, are repealed.

21 COMMUNITY ACTION AGENCY COMMISSION ELIMINATION

22 Sec. 493. Section 216A.91, Code 2024, is amended to read as
23 follows:

24 **216A.91 Definitions.**

25 For purposes of this subchapter, unless the context
26 otherwise requires:

27 ~~1. "Commission" means the commission on community action~~
28 ~~agencies.~~

29 ~~2.~~ 1. "Community action agency" means a public agency
30 or a private nonprofit agency which is authorized under its
31 charter or bylaws to receive funds to administer community
32 action programs and is designated by the governor to receive
33 and administer the funds.

34 ~~3.~~ 2. "Community action program" means a program conducted
35 by a community action agency which includes projects to provide

1 a range of services to improve the conditions of poverty in the
2 area served by the community action agency.

3 Sec. 494. Section 216A.93, Code 2024, is amended to read as
4 follows:

5 **216A.93 Establishment of community action agencies.**

6 The department shall recognize and assist in the designation
7 of certain community action agencies to assist in the delivery
8 of community action programs. These programs shall include but
9 not be limited to outreach, community services block grant,
10 low-income energy assistance, and weatherization programs. If
11 a community action agency is in effect and currently serving an
12 area, that community action agency shall become the designated
13 community action agency for that area. If any geographic area
14 of the state ceases to be served by a designated community
15 action agency, the department may solicit applications and
16 assist the governor in designating a community action agency
17 for that area in accordance with current community services
18 block grant requirements. The department shall supervise the
19 collection of data regarding the scope of services provided by
20 the community action agencies.

21 Sec. 495. Section 541A.1, Code 2024, is amended to read as
22 follows:

23 **541A.1 Definitions.**

24 For the purposes of this chapter, unless the context
25 otherwise requires:

26 1. "*Account holder*" means an individual who is the owner of
27 an individual development account.

28 2. "*Charitable contributor*" means a nonprofit association
29 described in section 501(c)(3) of the Internal Revenue Code
30 which makes a deposit to an individual development account
31 and which is exempt from taxation under section 501(a) of the
32 Internal Revenue Code.

33 ~~3. "*Commission*" means the commission on community action~~
34 ~~agencies created in section 216A.92A.~~

35 ~~4.~~ 3. "*Department*" means the department of health and human

1 services.

2 ~~5.~~ 4. "*Director*" means the director of health and human
3 services.

4 ~~6.~~ 5. "*Federal poverty level*" means the first poverty
5 income guidelines published in the calendar year by the United
6 States department of health and human services.

7 ~~7.~~ 6. "*Financial institution*" means a financial institution
8 approved by the director as an investment mechanism for
9 individual development accounts.

10 ~~8.~~ 7. "*Household income*" means the annual household
11 income of an account holder or prospective account holder, as
12 determined in accordance with rules adopted by the director.

13 ~~9.~~ 8. "*Individual contributor*" means an individual who
14 makes a deposit to an individual development account and is not
15 the account holder or a charitable contributor.

16 ~~10.~~ 9. "*Individual development account*" means either of the
17 following:

18 *a.* A financial instrument that is certified to have the
19 characteristics described in section 541A.2 by the operating
20 organization.

21 *b.* A financial instrument that is certified by the
22 operating organization to have the characteristics described
23 in and funded by a federal individual development account
24 program under which federal and state funding contributed to
25 match account holder deposits is deposited by an operating
26 organization in accordance with federal law and regulations,
27 and which includes but is not limited to any of the programs
28 implemented under the following federal laws:

29 (1) The federal Personal Responsibility and Work
30 Opportunity Act of 1996, 42 U.S.C. §604(h).

31 (2) The federal Assets for Independence Act, Pub. L. No.
32 105-285, Tit. IV.

33 ~~11.~~ 10. "*Operating organization*" means an agency selected
34 by the department for involvement in operating individual
35 development accounts directed to a specific target population.

1 ~~12.~~ 11. "*Source of principal*" means any of the sources of
2 a deposit to an individual development account under section
3 541A.2, subsection 2.

4 Sec. 496. Section 541A.5, subsections 1 and 2, Code 2024,
5 are amended to read as follows:

6 1. The ~~commission~~ department, in consultation with
7 the department of administrative services, shall adopt
8 administrative rules to administer this chapter.

9 2. *a.* The rules adopted by the ~~commission~~ department
10 shall include but are not limited to provision for transfer
11 of an individual development account to a different financial
12 institution than originally approved by the department, if
13 the different financial institution has an agreement with the
14 account's operating organization.

15 *b.* The rules for determining household income may provide
16 categorical eligibility for prospective account holders who are
17 enrolled in programs with income eligibility restrictions that
18 are equal to or less than the maximum household income allowed
19 for payment of a state match under section 541A.3.

20 *c.* Subject to the availability of funding, the ~~commission~~
21 department may adopt rules implementing an individual
22 development account program for refugees. Rules shall identify
23 purposes authorized for withdrawals to meet the special needs
24 of refugee families.

25 Sec. 497. Section 541A.6, Code 2024, is amended to read as
26 follows:

27 **541A.6 Compliance with federal requirements.**

28 The ~~commission~~ department shall adopt rules for compliance
29 with federal individual development account requirements under
30 the federal Personal Responsibility and Work Opportunity
31 Reconciliation Act of 1996, §103, as codified in 42 U.S.C.
32 §604(h), under the federal Assets for Independence Act, Pub.
33 L. No. 105-285, Tit. IV, or with any other federal individual
34 development account program requirements for drawing federal
35 funding. Any rules adopted under this section shall not apply

1 the federal individual development account program requirements
2 to an operating organization which does not utilize federal
3 funding for the accounts with which it is connected or to an
4 account holder who does not receive temporary assistance for
5 needy families block grant or other federal funding.

6 Sec. 498. REPEAL. Sections 216A.92A and 216A.92B, Code
7 2024, are repealed.

8 ELIMINATION OF FAMILY DEVELOPMENT AND SELF-SUFFICIENCY COUNCIL

9 Sec. 499. Section 216A.107, Code 2024, is amended to read
10 as follows:

11 **216A.107 Family development and self-sufficiency — council**
12 **and grant program.**

13 ~~1. A family development and self-sufficiency council is~~
14 ~~established within the department. The council shall consist~~
15 ~~of the following persons:~~

16 ~~a. The director of the department or the director's~~
17 ~~designee.~~

18 ~~b. The director of the school of social work at the~~
19 ~~university of Iowa or the director's designee.~~

20 ~~c. The dean of the college of human sciences at Iowa state~~
21 ~~university or the dean's designee.~~

22 ~~d. Two recipients or former recipients of the family~~
23 ~~investment program, selected by the other members of the~~
24 ~~council.~~

25 ~~e. One recipient or former recipient of the family~~
26 ~~investment program who is a member of a racial or ethnic~~
27 ~~minority, selected by the other members of the council.~~

28 ~~f. One member representing providers of services to victims~~
29 ~~of domestic violence, selected by the other members of the~~
30 ~~council.~~

31 ~~g. The head of the department of design, textiles,~~
32 ~~gerontology, and family studies at the university of northern~~
33 ~~Iowa or that person's designee.~~

34 ~~h. The director of the department of education or the~~
35 ~~director's designee.~~

1 ~~i. The director of the department of workforce development~~
2 ~~or the director's designee.~~

3 ~~j. Two persons representing the business community, selected~~
4 ~~by the other members of the council.~~

5 ~~k. Two members from each chamber of the general assembly~~
6 ~~serving as ex officio, nonvoting members. The two members~~
7 ~~of the senate shall be appointed one each by the majority~~
8 ~~leader and the minority leader of the senate. The two~~
9 ~~members of the house of representatives shall be appointed one~~
10 ~~each by the speaker and the minority leader of the house of~~
11 ~~representatives.~~

12 ~~2. Unless otherwise provided by law, terms of members,~~
13 ~~election of officers, and other procedural matters shall be~~
14 ~~as determined by the council. A quorum shall be required for~~
15 ~~the conduct of business of the council, and the affirmative~~
16 ~~vote of a majority of the currently appointed voting members~~
17 ~~is necessary for any substantive action taken by the council.~~
18 ~~A member shall not vote on any action if the member has a~~
19 ~~conflict of interest on the matter, and a statement by the~~
20 ~~member of a conflict of interest shall be conclusive for this~~
21 ~~purpose.~~

22 ~~3. 1. The family development and self-sufficiency council~~
23 ~~on health and human services shall do all of the following:~~

24 ~~a. Identify the factors and conditions that place Iowa~~
25 ~~families at risk of dependency upon the family investment~~
26 ~~program. The council shall seek to use relevant research~~
27 ~~findings and national and Iowa-specific data on the family~~
28 ~~investment program.~~

29 ~~b. Identify the factors and conditions that place Iowa~~
30 ~~families at risk of family instability. The council shall~~
31 ~~seek to use relevant research findings and national and~~
32 ~~Iowa-specific data on family stability issues.~~

33 ~~c. Subject to the availability of funds for this~~
34 ~~purpose, award grants to public or private organizations~~
35 ~~for provision of family development services to families at~~

1 risk of dependency on the family investment program or of
2 family instability. Not more than five percent of any funds
3 appropriated by the general assembly for the purposes of this
4 lettered paragraph may be used for staffing and administration
5 of the grants. Grant proposals for the family development and
6 self-sufficiency grant program shall include the following
7 elements:

8 (1) Designation of families to be served that meet one or
9 more criteria for being at risk of dependency on the family
10 investment program or of family instability, and agreement
11 to serve clients that are referred by the department from
12 the family investment program which meet the criteria. The
13 criteria may include but are not limited to factors such as
14 educational level, work history, family structure, age of the
15 youngest child in the family, previous length of stay on the
16 family investment program, and participation in the family
17 investment program or the foster care program while the head of
18 a household was a child. Grant proposals shall also establish
19 the number of families to be served under the grant.

20 (2) Designation of the services to be provided for
21 the families served, including assistance regarding
22 job-seeking skills, family budgeting, nutrition, self-esteem,
23 methamphetamine education, health and hygiene, child rearing,
24 child education preparation, and goal setting. Grant proposals
25 shall indicate the support groups and support systems to be
26 developed for the families served during the transition between
27 the need for assistance and self-sufficiency.

28 (3) Designation of the manner in which other needs of the
29 families will be provided for, including but not limited to
30 child care assistance, transportation, substance use disorder
31 treatment, support group counseling, food, clothing, and
32 housing.

33 (4) Designation of the process for training of the staff
34 which provides services, and the appropriateness of the
35 training for the purposes of meeting family development and

1 self-sufficiency goals of the families being served.

2 (5) Designation of the support available within the
3 community for the program and for meeting subsequent needs of
4 the clients, and the manner in which community resources will
5 be made available to the families being served.

6 (6) Designation of the manner in which the program will be
7 subject to audit and to evaluation.

8 (7) Designation of agreement provisions for tracking and
9 reporting performance measures developed pursuant to paragraph
10 "d".

11 d. Develop appropriate performance measures for the grant
12 program to demonstrate how the program helps families achieve
13 self-sufficiency.

14 e. Seek to enlist research support from the Iowa research
15 community in meeting the duties outlined in paragraphs "a"
16 through "d".

17 f. Seek additional support for the funding of grants under
18 the program, including but not limited to funds available
19 through the federal government in serving families at risk of
20 long-term welfare dependency, and private foundation grants.

21 g. Make recommendations to the governor and the general
22 assembly on the effectiveness of programs in Iowa and
23 throughout the country that provide family development services
24 that lead to self-sufficiency for families at risk of welfare
25 dependency.

26 ~~4.~~ 2. a. The department shall administer the family
27 development and self-sufficiency grant program.

28 b. To the extent that the family development and
29 self-sufficiency grant program is funded by the federal
30 temporary assistance for needy families block grant and by the
31 state maintenance of efforts funds appropriated in connection
32 with the block grant, the department shall comply with all
33 federal requirements for the block grant. The department is
34 responsible for payment of any federal penalty imposed that is
35 attributable to the grant program and shall receive any federal

1 bonus payment attributable to the grant program.

2 c. The department shall ensure that expenditures of moneys
3 appropriated to the department from the general fund of the
4 state for the family development and self-sufficiency grant
5 program are eligible to be considered as state maintenance of
6 effort expenditures under federal temporary assistance for
7 needy families block grant requirements.

8 d. The department shall consider the recommendations of
9 the council on health and human services in adopting rules
10 pertaining to the grant program.

11 e. The department shall submit to the governor and general
12 assembly on or before November 30 following the end of each
13 state fiscal year, a report detailing performance measure
14 and outcome data evaluating the family development and
15 self-sufficiency grant program for the fiscal year that just
16 ended.

17 DIVISION XIX

18 HAWKI BOARD AND ADVISORY COMMITTEE FOR CHILDREN WITH SPECIAL
19 HEALTH CARE NEEDS ELIMINATION

20 Sec. 500. Section 249A.4B, subsection 2, paragraph b, Code
21 2024, is amended to read as follows:

22 b. The council shall include all of the following nonvoting
23 members:

24 (1) The director's designee responsible for public health
25 or their designee.

26 (2) The long-term care ombudsman, or the long-term care
27 ombudsman's designee.

28 (3) The dean of Des Moines university college of osteopathic
29 medicine, or the dean's designee.

30 (4) The dean of the university of Iowa college of medicine,
31 or the dean's designee.

32 ~~(5) A member of the Hawki board created in section 514I.5,~~
33 ~~selected by the members of the Hawki board.~~

34 ~~(6)~~ (5) The following members of the general assembly, each
35 for a term of two years as provided in section 69.16B:

1 (a) Two members of the house of representatives, one
2 appointed by the speaker of the house of representatives
3 and one appointed by the minority leader of the house of
4 representatives from their respective parties.

5 (b) Two members of the senate, one appointed by the
6 president of the senate after consultation with the majority
7 leader of the senate and one appointed by the minority leader
8 of the senate.

9 Sec. 501. Section 514I.1, subsection 2, Code 2024, is
10 amended to read as follows:

11 2. It is the intent of the general assembly that the program
12 be implemented and administered in compliance with Tit. XXI
13 of the federal Social Security Act. If, as a condition of
14 receiving federal funds for the program, federal law requires
15 implementation and administration of the program in a manner
16 not provided in this chapter, during a period when the general
17 assembly is not in session, the department, with the approval
18 of the ~~Hawki board~~ medical assistance advisory council, shall
19 proceed to implement and administer those provisions, subject
20 to review by the next regular session of the general assembly.

21 Sec. 502. Section 514I.2, Code 2024, is amended to read as
22 follows:

23 **514I.2 Definitions.**

24 As used in this chapter, unless the context otherwise
25 requires:

26 1. "*Benchmark benefit package*" means any of the following:

27 a. The standard blue cross/blue shield preferred provider
28 option service benefit plan, described in and offered under 5
29 U.S.C. §8903(1).

30 b. A health benefits coverage plan that is offered and
31 generally available to state employees in this state.

32 c. The plan of a health maintenance organization as defined
33 in 42 U.S.C. §300e, with the largest insured commercial,
34 nonmedical assistance enrollment of covered lives in the state.

35 2. "*Cost sharing*" means the payment of a premium or

1 copayment as provided for by Tit. XXI of the federal Social
2 Security Act and section 514I.10.

3 3. "*Department*" means the department of health and human
4 services.

5 4. "*Director*" means the director of health and human
6 services.

7 5. "*Eligible child*" means an individual who meets the
8 criteria for participation in the program under section 514I.8.

9 ~~6. "*Hawki board*" or "*board*" means the entity which adopts~~
10 ~~rules and establishes policy for, and directs the department~~
11 ~~regarding, the Hawki program.~~

12 ~~7.~~ 6. "*Hawki program*" or "*program*" means the healthy and
13 well kids in Iowa program created in this chapter to provide
14 health insurance coverage to eligible children.

15 ~~8.~~ 7. "*Health insurance coverage*" means health insurance
16 coverage as defined in 42 U.S.C. §300gg-91.

17 8. "*Medical assistance advisory council*" or "*advisory*
18 *council*" means the medical assistance advisory council created
19 in section 249A.4B.

20 9. "*Participating insurer*" means any of the following:

21 a. An entity licensed by the division of insurance
22 of the department of insurance and financial services to
23 provide health insurance in Iowa that has contracted with the
24 department to provide health insurance coverage to eligible
25 children under this chapter.

26 b. A managed care organization acting pursuant to a contract
27 with the department to administer the Hawki program.

28 10. "*Qualified child health plan*" or "*plan*" means health
29 insurance coverage provided by a participating insurer under
30 this chapter.

31 Sec. 503. Section 514I.4, Code 2024, is amended to read as
32 follows:

33 **514I.4 Director and department — duties — powers.**

34 1. The director, with the approval of the ~~Hawki board~~
35 medical assistance advisory council, shall implement this

1 chapter. The director shall do all of the following:

2 *a.* At least every six months, evaluate the scope of the
3 program currently being provided under this chapter, project
4 the probable cost of continuing the program, and compare
5 the probable cost with the remaining balance of the state
6 appropriation made for payment of assistance under this chapter
7 during the current appropriation period. The director shall
8 report the findings of the evaluation to the ~~board~~ advisory
9 council and shall annually report findings to the governor and
10 the general assembly by January 1.

11 *b.* Establish premiums to be paid to participating insurers
12 for provision of health insurance coverage.

13 *c.* Contract with participating insurers to provide health
14 insurance coverage under this chapter.

15 *d.* Recommend to the ~~board~~ advisory council proposed rules
16 necessary to implement the program.

17 *e.* Recommend to the board individuals to serve as members of
18 the clinical advisory committee.

19 2. *a.* The director, with the approval of the ~~board~~ advisory
20 council, may contract with participating insurers to provide
21 dental-only services.

22 *b.* The director, with the approval of the ~~board~~ advisory
23 council, may contract with participating insurers to provide
24 the supplemental dental-only coverage to otherwise eligible
25 children who have private health care coverage as specified in
26 the federal Children's Health Insurance Program Reauthorization
27 Act of 2009, Pub. L. No. 111-3.

28 3. The department may enter into contracts with other
29 persons whereby the other person provides some or all of the
30 functions, pursuant to rules adopted by the ~~board~~ advisory
31 council, which are required of the director or the department
32 under this section. All contracts entered into pursuant to
33 this section shall be made available to the public.

34 4. The department shall do or shall provide for all of the
35 following:

- 1 *a.* Determine eligibility for program enrollment as
2 prescribed by federal law and regulation, using policies and
3 procedures adopted by rule of the department pursuant to
4 chapter 17A. The department shall not enroll a child who has
5 group health coverage unless expressly authorized by such
6 rules.
- 7 *b.* Enroll qualifying children in the program with
8 maintenance of a supporting eligibility file or database.
- 9 *c.* Utilize the department's eligibility system to maintain
10 eligibility files with pertinent eligibility determination and
11 ongoing enrollment information including but not limited to
12 data regarding beneficiaries, enrollment dates, disenrollments,
13 and annual financial redeterminations.
- 14 *d.* Provide for administrative oversight and monitoring of
15 federal requirements.
- 16 *e.* Perform annual financial reviews of eligibility for each
17 beneficiary.
- 18 *f.* Collect and track monthly family premiums to assure that
19 payments are current.
- 20 *g.* Notify each participating insurer of new program
21 enrollees who are enrolled by the department in that
22 participating insurer's plan.
- 23 *h.* Verify the number of program enrollees with each
24 participating insurer for determination of the amount of
25 premiums to be paid to each participating insurer.
- 26 *i.* Maintain data for the purpose of quality assurance
27 reports as required by rule of the ~~board~~ advisory council.
- 28 *j.* (1) Establish the family cost sharing amounts for
29 children of families with incomes of one hundred fifty percent
30 or more but not exceeding two hundred percent of the federal
31 poverty level, of not less than ten dollars per individual
32 and twenty dollars per family, if not otherwise prohibited by
33 federal law, with the approval of the ~~board~~ advisory council.
- 34 (2) Establish for children of families with incomes
35 exceeding two hundred percent but not exceeding three hundred

1 percent of the federal poverty level, family cost sharing
2 amounts, and graduated premiums based on a rationally developed
3 sliding fee schedule, in accordance with federal law, with the
4 approval of the ~~board~~ advisory council.

5 *k.* Perform annual, random reviews of enrollee applications
6 to ensure compliance with program eligibility and enrollment
7 policies. Quality assurance reports shall be made to the
8 ~~board~~ advisory council based upon the data maintained by the
9 department.

10 *l.* Perform other duties as determined by the ~~board~~ advisory
11 council.

12 Sec. 504. Section 514I.5, Code 2024, is amended to read as
13 follows:

14 **514I.5 ~~Hawki board~~ Medical assistance advisory council —**
15 **duties.**

16 1. ~~A Hawki board for the Hawki program is established. The~~
17 ~~board shall meet not less than six and not more than twelve~~
18 ~~times annually, for the purposes of establishing medical~~
19 ~~assistance advisory council shall establish policy for,~~
20 ~~directing direct the department on, and adopting adopt rules~~
21 ~~for the Hawki program. The board shall consist of seven voting~~
22 ~~members and four ex officio, nonvoting members, including all~~
23 ~~of the following:~~

24 ~~*a.* The commissioner of insurance, or the commissioner's~~
25 ~~designee.~~

26 ~~*b.* The director of the department of education, or the~~
27 ~~director's designee.~~

28 ~~*c.* The director of health and human services, or the~~
29 ~~director's designee.~~

30 ~~*d.* Four public members appointed by the governor and~~
31 ~~subject to confirmation by the senate. The public members~~
32 ~~shall be members of the general public who have experience,~~
33 ~~knowledge, or expertise in the subject matter embraced within~~
34 ~~this chapter.~~

35 ~~*e.* Two members of the senate and two members of the house of~~

1 ~~representatives, serving as ex officio, nonvoting members. The~~
2 ~~legislative members of the board shall be appointed one each~~
3 ~~by the majority leader of the senate, after consultation with~~
4 ~~the president of the senate, and by the minority leader of the~~
5 ~~senate, and by the speaker of the house of representatives,~~
6 ~~after consultation with the majority leader of the house of~~
7 ~~representatives, and by the minority leader of the house~~
8 ~~of representatives. Legislative members shall receive~~
9 ~~compensation pursuant to section 2.12.~~

10 2. ~~Members appointed by the governor shall serve two-year~~
11 ~~staggered terms as designated by the governor, and legislative~~
12 ~~members of the board shall serve two-year terms. The filling~~
13 ~~of positions reserved for the public representatives,~~
14 ~~vacancies, membership terms, payment of compensation and~~
15 ~~expenses, and removal of the members are governed by chapter~~
16 ~~69. Members of the board are entitled to receive reimbursement~~
17 ~~of actual expenses incurred in the discharge of their duties.~~
18 ~~Public members of the board are also eligible to receive~~
19 ~~compensation as provided in section 7E.6. A majority of the~~
20 ~~voting members constitutes a quorum and the affirmative vote~~
21 ~~of a majority of the voting members is necessary for any~~
22 ~~substantive action to be taken by the board. The members~~
23 ~~shall select a chairperson on an annual basis from among the~~
24 ~~membership of the board.~~

25 3. 2. ~~The board~~ advisory council shall approve any contract
26 entered into pursuant to this chapter. All contracts entered
27 into pursuant to this chapter shall be made available to the
28 public.

29 4. ~~The department shall act as support staff to the board.~~

30 5. ~~The board may receive and accept grants, loans, or~~
31 ~~advances of funds from any person and may receive and accept~~
32 ~~from any source contributions of money, property, labor, or any~~
33 ~~other thing of value, to be held, used, and applied for the~~
34 ~~purposes of the program.~~

35 6. 3. ~~The Hawki board~~ medical assistance advisory council

1 shall do all of the following:

2 *a.* Define, in consultation with the department, the regions
3 of the state for which plans are offered in a manner as to
4 ensure access to services for all children participating in the
5 program.

6 *b.* Approve the benefit package design, review the benefit
7 package design on a periodic basis, and make necessary changes
8 in the benefit design to reflect the results of the periodic
9 reviews.

10 *c.* Develop, with the assistance of the department, an
11 outreach plan, and provide for periodic assessment of the
12 effectiveness of the outreach plan. The plan shall provide
13 outreach to families of children likely to be eligible
14 for assistance under the program, to inform them of the
15 availability of and to assist the families in enrolling
16 children in the program. The outreach efforts may include, but
17 are not limited to, solicitation of cooperation from programs,
18 agencies, and other persons who are likely to have contact
19 with eligible children, including but not limited to those
20 associated with the educational system, and the development
21 of community plans for outreach and marketing. Other state
22 agencies shall assist the department in data collection related
23 to outreach efforts to potentially eligible children and their
24 families.

25 *d.* In consultation with the clinical advisory committee,
26 assess the initial health status of children participating in
27 the program, establish a baseline for comparison purposes, and
28 develop appropriate indicators to measure the subsequent health
29 status of children participating in the program.

30 *e.* Review, in consultation with the department, and take
31 necessary steps to improve interaction between the program and
32 other public and private programs which provide services to the
33 population of eligible children.

34 *f.* By January 1, annually, prepare, with the assistance
35 of the department, and submit a report to the governor, the

1 general assembly, and the council on health and human services,
2 concerning the ~~board's~~ advisory council's activities, findings,
3 and recommendations.

4 *g.* Solicit input from the public regarding the program and
5 related issues and services.

6 *h.* Establish and consult with a clinical advisory committee
7 to make recommendations to the board regarding the clinical
8 aspects of the Hawki program.

9 *i.* Prescribe the elements to be included in a health
10 improvement program plan required to be developed by a
11 participating insurer. The elements shall include but are not
12 limited to health maintenance and prevention and health risk
13 assessment.

14 *j.* ~~Establish an advisory committee to make~~ Make
15 ~~recommendations to the board and~~ to the general assembly
16 by January 1 annually concerning the provision of health
17 insurance coverage to children with special health care needs.
18 ~~The committee shall include individuals with experience in,~~
19 ~~knowledge of, or expertise in this area.~~ The recommendations
20 shall address, but are not limited to, all of the following:

21 (1) The definition of the target population of children
22 with special health care needs for the purposes of determining
23 eligibility under the program.

24 (2) Eligibility options for and assessment of children with
25 special health care needs for eligibility.

26 (3) Benefit options for children with special health care
27 needs.

28 (4) Options for enrollment of children with special health
29 care needs in and disenrollment of children with special health
30 care needs from qualified child health plans utilizing a
31 capitated fee form of payment.

32 (5) The appropriateness and quality of care for children
33 with special health care needs.

34 (6) The coordination of health services provided for
35 children with special health care needs under the program with

1 services provided by other publicly funded programs.

2 *k.* Develop options and recommendations to allow children
3 eligible for the Hawki program to participate in qualified
4 employer-sponsored health plans through a premium assistance
5 program. The options and recommendations shall ensure
6 reasonable alignment between the benefits and costs of
7 the Hawki program and the employer-sponsored health plans
8 consistent with federal law. In addition, the ~~board~~ advisory
9 council shall implement the premium assistance program options
10 described under the federal Children's Health Insurance Program
11 Reauthorization Act of 2009, Pub. L. No. 111-3, for the Hawki
12 program.

13 ~~7.~~ 4. The ~~Hawki board~~ medical assistance advisory council,
14 in consultation with the department, shall adopt rules
15 which address, but are not limited to addressing, all of the
16 following:

17 *a.* Implementation and administration of the program.

18 *b.* Qualifying standards for selecting participating insurers
19 for the program.

20 *c.* The benefits to be included in a qualified child health
21 plan which are those included in a benchmark or benchmark
22 equivalent plan and which comply with Tit. XXI of the federal
23 Social Security Act. Benefits covered shall include but are
24 not limited to all of the following:

25 (1) Inpatient hospital services including medical,
26 surgical, intensive care unit, mental health, and substance use
27 disorder services.

28 (2) Nursing care services including skilled nursing
29 facility services.

30 (3) Outpatient hospital services including emergency room,
31 surgery, lab, and x-ray services and other services.

32 (4) Physician services, including surgical and medical, and
33 including office visits, newborn care, well-baby and well-child
34 care, immunizations, urgent care, specialist care, allergy
35 testing and treatment, mental health visits, and substance use

1 disorder visits.

2 (5) Ambulance services.

3 (6) Physical therapy.

4 (7) Speech therapy.

5 (8) Durable medical equipment.

6 (9) Home health care.

7 (10) Hospice services.

8 (11) Prescription drugs.

9 (12) Dental services including preventive services.

10 (13) Medically necessary hearing services.

11 (14) Vision services including corrective lenses.

12 (15) Translation and interpreter services as specified

13 pursuant to the federal Children's Health Insurance Program

14 Reauthorization Act of 2009, Pub. L. No. 111-3.

15 (16) Chiropractic services.

16 (17) Occupational therapy.

17 *d.* Presumptive eligibility criteria for the program.

18 ~~Beginning January 1, 2010, presumptive~~ Presumptive eligibility

19 shall be provided for eligible children.

20 *e.* The amount of any cost sharing under the program which

21 shall be assessed based on family income and which complies

22 with federal law.

23 *f.* The reasons for disenrollment including, but not limited

24 to, nonpayment of premiums, eligibility for medical assistance

25 or other insurance coverage, admission to a public institution,

26 relocation from the area, and change in income.

27 *g.* Conflict of interest provisions applicable to

28 participating insurers and between ~~public~~ members of the ~~board~~

29 advisory council and participating insurers.

30 *h.* Penalties for breach of contract or other violations of

31 requirements or provisions under the program.

32 *i.* A mechanism for participating insurers to report any

33 rebates received to the department.

34 *j.* The data to be maintained by the department including

35 data to be collected for the purposes of quality assurance

1 reports.

2 *k.* The use of provider guidelines in assessing the
3 well-being of children, which may include the use of the bright
4 futures for infants, children, and adolescents program as
5 developed by the federal maternal and child health bureau and
6 the American academy of pediatrics guidelines for well-child
7 care.

8 ~~8.~~ 5. a. The ~~Hawki board~~ medical assistance advisory
9 council may provide approval to the director to contract with
10 participating insurers to provide dental-only services. In
11 determining whether to provide such approval to the director,
12 the ~~board~~ advisory council shall take into consideration the
13 impact on the overall program of single source contracting for
14 dental services.

15 *b.* The ~~Hawki board~~ medical assistance advisory council may
16 provide approval to the director to contract with participating
17 insurers to provide the supplemental dental-only coverage
18 to otherwise eligible children who have private health
19 care coverage as specified in the federal Children's Health
20 Insurance Program Reauthorization Act of 2009, Pub. L. No.
21 111-3.

22 ~~9.~~ 6. The ~~Hawki board~~ medical assistance advisory
23 council shall monitor the capacity of Medicaid managed
24 care organizations acting pursuant to a contract with the
25 department to administer the Hawki program to specifically
26 and appropriately address the unique needs of children and
27 children's health delivery.

28 Sec. 505. Section 514I.6, subsection 4, paragraph d, Code
29 2024, is amended to read as follows:

30 *d.* Other information as directed by the ~~board~~ advisory
31 council.

32 Sec. 506. Section 514I.6, subsection 5, Code 2024, is
33 amended to read as follows:

34 5. Submit a plan for a health improvement program to the
35 department, for approval by the ~~board~~ advisory council.

1 Sec. 507. Section 514I.8, subsection 2, paragraph e, Code
2 2024, is amended to read as follows:

3 e. Is not currently covered under a group health plan as
4 defined in 42 U.S.C. §300gg-91(a)(1) unless allowed by rule of
5 the ~~board~~ advisory council.

6 Sec. 508. Section 514I.8, subsection 3, Code 2024, is
7 amended to read as follows:

8 3. In accordance with the rules adopted by the ~~board~~
9 advisory council, a child may be determined to be presumptively
10 eligible for the program pending a final eligibility
11 determination. Following final determination of eligibility,
12 a child shall be eligible for a twelve-month period. At the
13 end of the twelve-month period, a review of the circumstances
14 of the child's family shall be conducted to establish
15 eligibility and cost sharing for the subsequent twelve-month
16 period. Pending such review of the circumstances of the
17 child's family, the child shall continue to be eligible for
18 and remain enrolled in the same plan if the family complies
19 with requirements to provide information and verification of
20 income, otherwise cooperates in the annual review process,
21 and submits the completed review form and any information
22 necessary to establish continued eligibility in a timely manner
23 in accordance with administrative rules.

24 Sec. 509. Section 514I.9, subsection 1, Code 2024, is
25 amended to read as follows:

26 1. The ~~Hawki-board~~ advisory council shall review the
27 benefits package annually and shall determine additions to
28 or deletions from the benefits package offered. The ~~Hawki~~
29 ~~board~~ advisory council shall submit the recommendations to the
30 general assembly for any amendment to the benefits package.

31 DIVISION XX

32 AUTISM COUNCIL ELIMINATION AND CREATION OF IOWA SPECIAL
33 EDUCATION COUNCIL

34 Sec. 510. NEW SECTION. 256.35B Iowa special education
35 council.

1 1. An Iowa special education council is created to act in an
2 advisory capacity to the department in promoting, directing,
3 and supervising education for children requiring special
4 education in the schools under the supervision and control of
5 the department.

6 2. The council shall consist of seven voting members
7 appointed by the governor and confirmed by the senate. Each of
8 the following shall be represented among the voting members:

9 a. One member who is a parent or guardian of a student who
10 has a disability in obtaining an education because of autism.

11 b. One member who is a parent or guardian of a student
12 who has a disability in obtaining an education because of a
13 behavioral disorder.

14 c. One member who is a parent or guardian of a student who
15 has a disability in obtaining an education because of physical
16 disability.

17 d. One member who is a parent or guardian of a student who
18 has a disability in obtaining an education because of mental
19 learning disability or head injury.

20 e. One member who is a parent or guardian of a student
21 who has a disability in obtaining an education because of a
22 communication learning disability.

23 f. One member who is a parent or guardian of a student who
24 has a disability in obtaining an education because of dyslexia.

25 g. One member who is a special education teacher.

26 3. Voting members shall serve three-year terms beginning
27 and ending as provided in section 69.19, and appointments shall
28 comply with section 69.16. Vacancies on the council shall
29 be filled in the same manner as the original appointment. A
30 person appointed to fill a vacancy shall serve only for the
31 unexpired portion of the term. Public members shall receive
32 reimbursement for actual expenses incurred while serving in
33 their official capacity and may also be eligible to receive
34 compensation as provided in section 7E.6.

35 4. The council shall elect a chairperson from its voting

1 members annually. A majority of the voting members of the
2 council shall constitute a quorum.

3 5. The department shall convene and provide administrative
4 support to the council.

5 Sec. 511. REPEAL. Section 256.35A, Code 2024, is repealed.

6 Sec. 512. EFFECTIVE DATE. This division of this Act takes
7 effect July 1, 2025.

8 DIVISION XXI

9 PROFESSIONAL LAND SURVEYORS — LICENSING

10 Sec. 513. Section 542B.20, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. a. A person holding a certificate of licensure as a
13 professional engineer or professional land surveyor issued to
14 the person by a proper authority of a state, territory, or
15 possession of the United States, the District of Columbia,
16 or of any foreign country, based on requirements and
17 qualifications, in the opinion of the board equal to or higher
18 than the requirements of this chapter, may be licensed without
19 further examination, except as provided in paragraph "b".

20 b. A person shall not be licensed as a professional
21 land surveyor under this subsection unless the person
22 passes an examination specific to the laws of this state.
23 Notwithstanding section 272C.12, subsection 3, paragraph
24 "c", a person shall not be issued a temporary license as a
25 professional land surveyor.

26 Sec. 514. TRANSITION PROVISIONS.

27 1. A temporary license to practice professional land
28 surveying issued pursuant to section 272C.12, subsection 3,
29 paragraph "c", prior to the effective date of this division
30 of this Act shall continue in full force and effect until
31 expiration or until suspension or revocation by the engineering
32 and land surveying examining board pursuant to section 542B.21.

33 2. A license issued to a professional land surveyor pursuant
34 to section 542B.20, Code 2024, prior to the effective date of
35 this division of this Act shall continue in full force and

1 effect until expiration or until suspension or revocation by
2 the engineering and land surveying examining board pursuant to
3 section 542B.21.

4 DIVISION XXII

5 MIDWIFERY ADVISORY COUNCIL

6 Sec. 515. Section 148I.7, Code 2024, is amended by adding
7 the following new subsection:

8 NEW SUBSECTION. 4. This section is repealed July 1, 2026.

9 DIVISION XXIII

10 MISSISSIPPI RIVER PARKWAY COMMISSION

11 Sec. 516. Section 308.1, subsection 1, Code 2024, is amended
12 to read as follows:

13 1. The Mississippi river parkway planning commission shall
14 must be composed of ten members appointed by the governor,
15 ~~five members to be appointed for two-year terms beginning~~
16 ~~July 1, 1959, and five members to be appointed~~ including one
17 member each from Allamakee county, Clayton county, Clinton
18 county, Des Moines county, Dubuque county, Jackson county, Lee
19 county, Louisa county, Muscatine county, and Scott county,
20 for four-year terms ~~beginning July 1, 1959.~~ In addition to
21 the above members there shall must be ~~seven~~ four advisory ex
22 officio members ~~who shall be~~ as follows:

23 a. One member from the state department of transportation
24 ~~commission.~~

25 b. One member from the natural resource commission.

26 c. ~~One member from the state soil conservation and water~~
27 ~~quality committee.~~ One member from the economic development
28 authority, whose primary responsibility includes tourism under
29 section 15.108, subsection 5.

30 d. One member from the state historical society of Iowa.

31 e. ~~One member from the faculty of the landscape~~
32 ~~architectural division of the Iowa state university of science~~
33 ~~and technology.~~

34 f. ~~One member from the economic development authority.~~

35 g. ~~One member from the environmental protection commission.~~

1 Sec. 517. Section 308.1, Code 2024, is amended by adding the
2 following new subsections:

3 NEW SUBSECTION. 1A. The parkway commission shall submit a
4 report regarding the economic impact of the great river road
5 on this state on or before December 15 each year to the general
6 assembly and to the governor.

7 NEW SUBSECTION. 1B. The parkway commission may establish a
8 technical committee to advise the commission. If established,
9 members of the committee must include at least one person
10 each from the departments of transportation and agriculture
11 and land stewardship, from the consumer protection division
12 of the office of the attorney general, and from the economic
13 development authority, designated by the applicable head of the
14 entity. The commission may request any other state agency to
15 designate an employee to serve on the committee.

16 DIVISION XXIV

17 TRANSITION PROVISIONS

18 Sec. 518. TRANSITION PROVISIONS.

19 1. A rule adopted by a government body eliminated in this
20 Act that is in force and effect immediately prior to the
21 effective date of this division of this Act shall continue in
22 full force and effect until the earlier of the following:

23 a. The rule is amended, rescinded, or supplemented by
24 the affirmative action of the board of behavioral health
25 professionals, board of building and construction occupations,
26 board of pharmacy, state historical society board of trustees,
27 board of education, employment appeal board, economic
28 development authority board, human rights board, or the
29 government body under which the former government body was
30 organized.

31 b. The rule expires by its own terms.

32 2. Any license or permit issued by a government body
33 eliminated in this Act in effect on the effective date of this
34 division of this Act shall continue in full force and effect
35 until expiration or renewal.

1 3. a. Any moneys in any account or fund of, and all client
2 and organizational files in the possession of, the boards
3 of behavioral science, psychology, or social work shall be
4 transferred to the control of the board of behavioral health
5 professionals.

6 b. Any moneys in any account or fund of, and all client and
7 organizational files in the possession of, the state building
8 code board of review, electrical examining board, or plumbing
9 and mechanical systems board shall be transferred to the
10 control of the board of building and construction occupations.

11 c. Any moneys in any account or fund of, and all client and
12 organizational files in the possession of, the prescription
13 monitoring program advisory council shall be transferred to the
14 control of the board of pharmacy.

15 d. Any moneys in any account or fund of, and all client and
16 organizational files in the possession of, the secondary road
17 fund distribution committee shall be transferred to the control
18 of the state transportation commission.

19 e. Any moneys in any account or fund of, and all client and
20 organizational files in the possession of, the state historical
21 records advisory board shall be transferred to the control of
22 the board of trustees of the state historical society.

23 f. Any moneys in any account or fund of, and all client and
24 organizational files in the possession of, the state board of
25 preserves or farmer advisory committee shall be transferred to
26 the control of the natural resource commission.

27 g. Any moneys in any account or fund of, and all client
28 and organizational files in the possession of, the community
29 college council or nonpublic school advisory committee shall be
30 transferred to the control of the board of education.

31 h. Any moneys in any account or fund of, and all client
32 and organizational files in the possession of, the public
33 employment relations board shall be transferred to the control
34 of the employment appeal board.

35 i. Any moneys in any account or fund of, and all client

1 and organizational files in the possession of, the enhance
2 Iowa board shall be transferred to the control of the economic
3 development authority board.

4 j. Any moneys in any account or fund of, and all client and
5 organizational files in the possession of, the advisory council
6 on brain injuries, children's behavioral health system state
7 board, congenital and inherited disorders advisory committee,
8 emergency medical services advisory council, family development
9 and self-sufficiency council, justice advisory board, trauma
10 system advisory council, or Iowa collaboration for youth
11 development council shall be transferred to the control of the
12 council on health and human services.

13 k. Any moneys in any account or fund of, and all client
14 and organizational files in the possession of, the commissions
15 on the status of African Americans or the status of women,
16 the commissions of Asian and Pacific Islanders, persons with
17 disabilities, or Native Americans, or the Latino affairs
18 commission shall be transferred to the control of the human
19 rights board.

20 l. Any moneys in any account or fund of, and all client and
21 organizational files in the possession of, the healthy and well
22 kids in Iowa board or advisory committee shall be transferred
23 to the control of the medical assistance advisory council.

24 m. Any moneys in any account or fund of, and all client and
25 organizational files in the possession of, the dual party relay
26 council shall be transferred to the control of the commission
27 of deaf services.

28 n. Any moneys in any account or fund of, and all client and
29 organizational files in the possession of, any other board,
30 council, committee, or commission eliminated in this Act shall
31 be transferred to the control of the state agency or department
32 under which the board, council, committee, or commission was
33 organized.

34 4. a. Any cause of action, statute of limitation, or
35 administrative action relating to or initiated by the boards

1 of behavioral science, psychology, or social work shall not be
2 affected as a result of this Act and shall apply to the board of
3 behavioral health professionals.

4 b. Any cause of action, statute of limitation, or
5 administrative action relating to or initiated by the state
6 building code board of review, electrical examining board, or
7 plumbing and mechanical systems board shall not be affected as
8 a result of this Act and shall apply to the board of building
9 and construction occupations.

10 c. Any cause of action, statute of limitation, or
11 administrative action relating to or initiated by the
12 prescription monitoring program advisory council shall not be
13 affected as a result of this Act and shall apply to the board
14 of pharmacy.

15 d. Any cause of action, statute of limitation, or
16 administrative action relating to or initiated by the secondary
17 road fund distribution committee shall not be affected as a
18 result of this Act and shall apply to the state transportation
19 commission.

20 e. Any cause of action, statute of limitation, or
21 administrative action relating to or initiated by the state
22 historical records advisory board shall not be affected as a
23 result of this Act and shall apply to the board of trustees of
24 the state historical society.

25 f. Any cause of action, statute of limitation, or
26 administrative action relating to or initiated by the state
27 board of preserves or farmer advisory committee shall not be
28 affected as a result of this Act and shall apply to the natural
29 resource commission.

30 g. Any cause of action, statute of limitation, or
31 administrative action relating to or initiated by the community
32 college council or nonpublic school advisory committee shall
33 not be affected as a result of this Act and shall apply to the
34 board of education.

35 h. Any cause of action, statute of limitation, or

1 administrative action relating to or initiated by the public
2 employment relations board shall not be affected as a result of
3 this Act and shall apply to the employment appeal board.

4 i. Any cause of action, statute of limitation, or
5 administrative action relating to or initiated by the enhance
6 Iowa board shall not be affected as a result of this Act and
7 shall apply to the economic development authority board.

8 j. Any cause of action, statute of limitation, or
9 administrative action relating to or initiated by the advisory
10 council on brain injuries, children's behavioral health system
11 state board, congenital and inherited disorders advisory
12 committee, emergency medical services advisory council, family
13 development and self-sufficiency council, justice advisory
14 board, trauma system advisory council, or Iowa collaboration
15 for youth development council shall not be affected as a result
16 of this Act and shall apply to the council on health and human
17 services.

18 k. Any cause of action, statute of limitation, or
19 administrative action relating to or initiated by the
20 commissions on the status of African Americans or the status of
21 women, the commissions of Asian and Pacific Islanders, persons
22 with disabilities, or Native Americans, or the Latino affairs
23 commission shall not be affected as a result of this Act and
24 shall apply to the human rights board.

25 l. Any cause of action, statute of limitation, or
26 administrative action relating to or initiated by the healthy
27 and well kids in Iowa board or advisory committee shall not be
28 affected as a result of this Act and shall apply to the medical
29 assistance advisory council.

30 m. Any cause of action, statute of limitation, or
31 administrative action relating to or initiated by the dual
32 party relay council shall not be affected as a result of this
33 Act and shall apply to the commission of deaf services.

34 n. Any cause of action, statute of limitation, or
35 administrative action relating to or initiated by any other

1 board, council, committee, or commission eliminated in this Act
2 shall not be affected as a result of this Act and shall apply to
3 the state agency or department under which the board, council,
4 committee, or commission was organized.

5 5. Any personnel in the state merit system of employment
6 who are mandatorily transferred due to the effect of this Act
7 shall be so transferred without any loss in salary, benefits,
8 or accrued years of service.

9 6. a. Except as otherwise provided, nothing in this Act
10 shall affect the appointment or any term of office of a member
11 of any board, council, commission, committee, or other similar
12 entity of the state established by the Code prior to the
13 effective date of this division of this Act.

14 b. Notwithstanding any other provision to the contrary
15 in this Act, the terms of all members serving on any board,
16 council, commission, committee, or other similar entity merged,
17 consolidated, or eliminated by this Act, or any such entity
18 with fewer members or reduced term lengths for current members
19 resulting from the provisions of this Act, shall terminate on
20 the effective date of this division of this Act.

21 c. Except for those boards, councils, commissions,
22 committees, or other similar entities eliminated by this Act,
23 the governor or other appointing or designating authority shall
24 appoint or designate new members to the boards, councils,
25 commissions, committees, or other similar entities provided
26 for in this subsection on or before the effective date of this
27 division of this Act. The governor or other appointing or
28 designating authority shall determine the length of the initial
29 terms of office for each respective position, but in any event
30 shall stagger such terms, beginning and ending as otherwise
31 provided by law.