

**EIGHTY-NINTH GENERAL ASSEMBLY
2021 REGULAR SESSION
DAILY
SENATE CLIP SHEET**

April 28, 2021

Clip Sheet Summary

Displays all amendments, fiscal notes, and conference committee reports for previous day.

Bill	Amendment	Action	Sponsor
SF 342	S-3167	Filed	KEVIN KINNEY
SF 562	S-3171	Filed	JAKE CHAPMAN
SF 594	S-3168	Filed	DENNIS GUTH
HF 802	S-3169	Filed	AMY SINCLAIR
HF 847	S-3170	Filed	AMY SINCLAIR

Fiscal Notes

[SF 581](#) — [Antlerless Deer](#) (LSB2542SZ.1)

[SF 602](#) — [On-Premise Liquor License](#) (LSB2478SZ)

[SF 603](#) — [Income Tax Exemption, Military Pay](#) (LSB2166SV)

[SF 608](#) — [Taxation, Penalties](#) (LSB2795SV)

[SF 609](#) — [Economic Assistance and Housing, Omnibus](#) (LSB2820SV)

SENATE FILE 342

S-3167

1 Amend the House amendment, S-3158, to Senate File 342, as
2 passed by the Senate, as follows:

3 1. By striking page 11, line 31, through page 13, line 7,
4 and inserting:

5 <DIVISION ____

6 LAW ENFORCEMENT — CARRYING FIREARMS>

7 2. Page 13, by striking lines 12 and 13.

8 3. Page 16, by striking lines 15 through 28 and inserting:

9 <Sec. ____ . Section 716.5, subsection 1, Code 2021, is
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. *g.* The act damages, defaces, alters, or
12 destroys any publicly owned property, including a monument or a
13 statue. In addition to any sentence imposed for a violation of
14 this paragraph, the court shall include an order of restitution
15 for any property damage or loss incurred as a result of the
16 offense.>

17 4. Page 32, line 30, by striking <eluding law enforcement,>

18 5. By renumbering as necessary.

By KEVIN KINNEY

S-3167 FILED APRIL 27, 2021

SENATE FILE 562

S-3171

1 Amend the House amendment, S-3153, to Senate File 562, as
2 amended, passed, and reprinted by the Senate, as follows:

3 1. Page 1, before line 3 by inserting:

4 <___. Page 1, before line 1 by inserting:

5 <DIVISION I
6 SEXUAL EXPLOITATION BY AN ADULT PROVIDING TRAINING OR
7 INSTRUCTION>

8 2. Page 1, after line 4 by inserting:

9 <___. Page 3, by striking lines 7 through 18 and inserting:

10 <DIVISION ___
11 STATUTE OF LIMITATIONS — CRIMINAL OFFENSES — MINORS

12 Sec. ___. Section 802.2, subsections 1 and 2, Code 2021, are
13 amended to read as follows:

14 1. An information or indictment for sexual abuse in the
15 first, second, or third degree committed on or with a person
16 who is under the age of eighteen years ~~shall~~ may be found
17 ~~within fifteen years after the person upon whom the offense~~
18 ~~is committed attains eighteen years of age, or if the person~~
19 ~~against whom the information or indictment is sought is~~
20 ~~identified through the use of a DNA profile, an information or~~
21 ~~indictment shall be found within three years from the date the~~
22 ~~person is identified by the person's DNA profile, whichever~~
23 ~~is later~~ commenced at any time after the commission of the
24 offense.

25 2. An information or indictment for any other sexual abuse
26 in the first, second, or third degree shall be ~~found~~ commenced
27 within ten years after its commission, or if the person against
28 whom the information or indictment is sought is identified
29 through the use of a DNA profile, an information or indictment
30 shall be ~~found~~ commenced within three years from the date the
31 person is identified by the person's DNA profile, whichever is
32 later.

33 Sec. ___. Section 802.2A, Code 2021, is amended to read as
34 follows:

35 **802.2A Incest — sexual exploitation by a counselor,**

1 ~~therapist, or school employee, or adult providing training or~~
2 ~~instruction.~~

3 1. An information or indictment for incest under section
4 726.2 committed on or with a person who is under the age of
5 eighteen shall may be found ~~within fifteen years after the~~
6 ~~person upon whom the offense is committed attains eighteen~~
7 ~~years of age. An information or indictment for any other~~
8 ~~incest shall be found within ten years after its~~ commenced at
9 any time after the commission of the offense.

10 2. An indictment or information for sexual exploitation by
11 a counselor, therapist, ~~or school employee, or adult providing~~
12 ~~training or instruction,~~ under section 709.15 committed on
13 or with a person who is under the age of eighteen shall may
14 be found ~~within fifteen years after the person upon whom the~~
15 ~~offense is committed attains eighteen years of age~~ commenced at
16 any time after the commission of the offense. An information
17 ~~or indictment for any other sexual exploitation shall be found~~
18 ~~within ten years of the date the victim was last treated by the~~
19 ~~counselor or therapist, or within ten years of the date the~~
20 ~~victim was enrolled in or attended the school.~~

21 Sec. _____. Section 802.2B, unnumbered paragraph 1, Code
22 2021, is amended to read as follows:

23 An information or indictment for the following offenses
24 committed on or with a person who is under the age of eighteen
25 years shall may be found ~~within ten years after the person upon~~
26 ~~whom the offense is committed attains eighteen years of age,~~
27 ~~or if the person against whom the information or indictment~~
28 ~~is sought is identified through the use of a DNA profile, an~~
29 ~~information or indictment shall be found within three years~~
30 ~~from the date the person is identified by the person's DNA~~
31 ~~profile, whichever is later~~ commenced at any time after the
32 commission of the offense:

33 Sec. _____. Section 802.2D, Code 2021, is amended to read as
34 follows:

35 **802.2D Human trafficking.**

S-3171 (Continued)

1 An information or indictment for human trafficking in
2 violation of section 710A.2, committed on or with a person who
3 is under the age of eighteen years ~~shall~~ may be found within
4 ~~ten years after the person upon whom the offense is committed~~
5 ~~attains eighteen years of age, or if the person against whom~~
6 ~~the information or indictment is sought is identified through~~
7 ~~the use of a DNA profile, an information or indictment shall be~~
8 ~~found within three years from the date the person is identified~~
9 ~~by the person's DNA profile, whichever is later~~ commenced at
10 any time after the commission of the offense.

11 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
12 deemed of immediate importance, takes effect upon enactment.>

13 ____ . Title page, by striking lines 1 and 2 and inserting
14 <An Act relating to sexual exploitation by an adult providing
15 training or instruction and statute of limitations time periods
16 for certain criminal offenses committed on or with minors, and
17 providing penalties and including effective date provisions.>>

18 3. By renumbering as necessary.

By JAKE CHAPMAN

S-3171 FILED APRIL 27, 2021

SENATE FILE 594

S-3168

1 Amend Senate File 594 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I
5 FY 2021-2022

6 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

7 1. There is appropriated from the general fund of the state
8 to the department of administrative services for the fiscal
9 year beginning July 1, 2021, and ending June 30, 2022, the
10 following amounts, or so much thereof as is necessary, to be
11 used for the purposes designated:

12 a. For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:

15 \$ 3,603,404
16 FTEs 48.57

17 b. For the payment of utility costs, and for not more than
18 the following full-time equivalent positions:

19 \$ 4,104,239
20 FTEs 1.00

21 Notwithstanding section 8.33, any excess moneys appropriated
22 for utility costs in this lettered paragraph shall not revert
23 to the general fund of the state at the end of the fiscal year
24 but shall remain available for expenditure for the purposes of
25 this lettered paragraph during the succeeding fiscal year.

26 c. For Terrace Hill operations, and for not more than the
27 following full-time equivalent positions:

28 \$ 461,674
29 FTEs 4.37

30 2. Any moneys and premiums collected by the department
31 for workers' compensation shall be segregated into a separate
32 workers' compensation fund in the state treasury to be used
33 for payment of state employees' workers' compensation claims
34 and administrative costs. Notwithstanding section 8.33,
35 unencumbered or unobligated moneys remaining in this workers'

1 compensation fund at the end of the fiscal year shall not
2 revert but shall be available for expenditure for purposes of
3 the fund for subsequent fiscal years.

4 Sec. 2. REVOLVING FUNDS. There is appropriated to the
5 department of administrative services for the fiscal year
6 beginning July 1, 2021, and ending June 30, 2022, from the
7 revolving funds designated in chapter 8A and from internal
8 service funds created by the department such amounts as the
9 department deems necessary for the operation of the department
10 consistent with the requirements of chapter 8A.

11 Sec. 3. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION
12 CHARGE. For the fiscal year beginning July 1, 2021, and ending
13 June 30, 2022, the monthly per contract administrative charge
14 which may be assessed by the department of administrative
15 services shall be \$2 per contract on all health insurance plans
16 administered by the department.

17 Sec. 4. AUDITOR OF STATE.

18 1. There is appropriated from the general fund of the state
19 to the office of the auditor of state for the fiscal year
20 beginning July 1, 2021, and ending June 30, 2022, the following
21 amounts, or so much thereof as is necessary, to be used for the
22 purposes designated:

23 For salaries, support, maintenance, and miscellaneous
24 purposes, and for not more than the following full-time
25 equivalent positions:

26	\$	986,193
27	FTEs	98.00

28 2. The auditor of state may retain additional full-time
29 equivalent positions as is reasonable and necessary to
30 perform governmental subdivision audits which are reimbursable
31 pursuant to section 11.20 or 11.21, to perform audits which are
32 requested by and reimbursable from the federal government, and
33 to perform work requested by and reimbursable from departments
34 or agencies pursuant to section 11.5A or 11.5B. The auditor
35 of state shall notify the department of management, the

1 legislative fiscal committee, and the legislative services
2 agency of the additional full-time equivalent positions
3 retained.

4 3. The auditor of state shall allocate moneys from the
5 appropriation in this section solely for audit work related to
6 the comprehensive annual financial report, federally required
7 audits, and investigations of embezzlement, theft, or other
8 significant financial irregularities until the audit of the
9 comprehensive annual financial report is complete.

10 Sec. 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
11 is appropriated from the general fund of the state to the
12 Iowa ethics and campaign disclosure board for the fiscal year
13 beginning July 1, 2021, and ending June 30, 2022, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purposes designated:

16 For salaries, support, maintenance, and miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:

19	\$	720,710
20	FTEs	7.00

21 Of the moneys appropriated in this section, an amount equal
22 to the amount the Iowa ethics and campaign disclosure board
23 secures as reimbursement for information technology-related
24 expenses through the IowAccess revolving fund created in
25 section 8B.33 prior to June 30, 2022, shall revert to the
26 general fund of the state at the end of the fiscal year. The
27 amount reverted shall not exceed \$12,598.

28 Sec. 6. OFFICE OF THE CHIEF INFORMATION OFFICER.

29 1. There is appropriated from the general fund of the state
30 to the office of the chief information officer for the fiscal
31 year beginning July 1, 2021, and ending June 30, 2022, the
32 following amount, or so much thereof as is necessary, to be
33 used for the purposes designated:

34 For deposit in the empower rural Iowa broadband grant fund
35 established under section 8B.11 for a broadband grant program:

1 \$100,000,000

2 2. There is appropriated to the office of the chief
3 information officer for the fiscal year beginning July 1, 2021,
4 and ending June 30, 2022, from the revolving funds designated
5 in chapter 8B and from internal service funds created by the
6 office such amounts as the office deems necessary for the
7 operation of the office consistent with the requirements of
8 chapter 8B.

9 3. a. Notwithstanding section 321A.3, subsection 1, for the
10 fiscal year beginning July 1, 2021, and ending June 30, 2022,
11 the first \$750,000 collected and transferred to the treasurer
12 of state with respect to the fees for transactions involving
13 the furnishing of a certified abstract of a vehicle operating
14 record under section 321A.3, subsection 1, shall be transferred
15 to the IowAccess revolving fund created in section 8B.33 for
16 the purposes of developing, implementing, maintaining, and
17 expanding electronic access to government records as provided
18 by law.

19 b. All fees collected with respect to transactions
20 involving IowAccess shall be deposited in the IowAccess
21 revolving fund created under section 8B.33 and shall be used
22 only for the support of IowAccess projects.

23 Sec. 7. DEPARTMENT OF COMMERCE.

24 1. There is appropriated from the general fund of the state
25 to the department of commerce for the fiscal year beginning
26 July 1, 2021, and ending June 30, 2022, the following amounts,
27 or so much thereof as is necessary, to be used for the purposes
28 designated:

29 a. ALCOHOLIC BEVERAGES DIVISION

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 1,075,454
34 FTEs 18.10

35 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

S-3168 (Continued)

1 For salaries, support, maintenance, and miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4 \$ 360,856
5 FTEs 11.00

6 2. There is appropriated from the department of commerce
7 revolving fund created in section 546.12 to the department of
8 commerce for the fiscal year beginning July 1, 2021, and ending
9 June 30, 2022, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

11 a. BANKING DIVISION

12 For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:

15 \$ 12,468,015
16 FTEs 80.00

17 b. CREDIT UNION DIVISION

18 For salaries, support, maintenance, and miscellaneous
19 purposes, and for not more than the following full-time
20 equivalent positions:

21 \$ 2,260,005
22 FTEs 15.00

23 c. INSURANCE DIVISION

24 (1) (a) For salaries, support, maintenance, and
25 miscellaneous purposes, and for not more than the following
26 full-time equivalent positions:

27 \$ 6,367,094
28 FTEs 120.10

29 (b) From the full-time equivalent positions authorized in
30 this paragraph, the insurance division shall use 2.00 full-time
31 equivalent positions for two fraud investigators.

32 (c) Except as provided in subparagraph division (b),
33 the insurance division may reallocate authorized full-time
34 equivalent positions as necessary to respond to accreditation
35 recommendations or requirements.

1 (d) The insurance division expenditures for examination
2 purposes may exceed the projected receipts, refunds, and
3 reimbursements, estimated pursuant to section 505.7, subsection
4 7, including the expenditures for retention of additional
5 personnel, if the expenditures are fully reimbursable and the
6 division first does both of the following:

7 (i) Notifies the department of management, the legislative
8 services agency, and the legislative fiscal committee of the
9 need for the expenditures.

10 (ii) Files with each of the entities named in subparagraph
11 subdivision (i) the legislative and regulatory justification
12 for the expenditures, along with an estimate of the
13 expenditures.

14 (2) (a) For salaries, support, maintenance, and
15 miscellaneous purposes, and for not more than the following
16 full-time equivalent positions:

17	\$	75,000
18	FTEs	1.00

19 (b) The insurance division shall use the 1.00 full-time
20 equivalent position authorized in this subparagraph for an
21 employee whose sole responsibility is investigating complaints
22 and notifications related to financial exploitation of eligible
23 adults.

24 (c) Moneys appropriated in this subparagraph are contingent
25 upon the enactment of 2021 Iowa Acts, Senate File 583, or House
26 File 839, if enacted.

27 d. UTILITIES DIVISION

28 (1) For salaries, support, maintenance, and miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31	\$	8,945,727
32	FTEs	70.00

33 (2) The utilities division may expend additional moneys,
34 including moneys for additional personnel, if those additional
35 expenditures are actual expenses which exceed the moneys

1 budgeted for utility regulation and the expenditures are fully
2 reimbursable. Before the division expends or encumbers an
3 amount in excess of the moneys budgeted for regulation, the
4 division shall first do both of the following:

5 (a) Notify the department of management, the legislative
6 services agency, and the legislative fiscal committee of the
7 need for the expenditures.

8 (b) File with each of the entities named in subparagraph
9 division (a) the legislative and regulatory justification for
10 the expenditures, along with an estimate of the expenditures.

11 3. CHARGES. Each division and the office of consumer
12 advocate shall include in its charges assessed or revenues
13 generated an amount sufficient to cover the amount stated
14 in its appropriation and any state-assessed indirect costs
15 determined by the department of administrative services.

16 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING
17 AND REGULATION BUREAU. There is appropriated from the housing
18 trust fund created pursuant to section 16.181, to the bureau of
19 professional licensing and regulation of the banking division
20 of the department of commerce for the fiscal year beginning
21 July 1, 2021, and ending June 30, 2022, the following amounts,
22 or so much thereof as is necessary, to be used for the purposes
23 designated:

24 For salaries, support, maintenance, and miscellaneous
25 purposes:

26 \$ 62,317

27 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is
28 appropriated from the general fund of the state to the offices
29 of the governor and the lieutenant governor for the fiscal year
30 beginning July 1, 2021, and ending June 30, 2022, the following
31 amounts, or so much thereof as is necessary, to be used for the
32 purposes designated:

33 1. GENERAL OFFICE

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2	.....	\$	2,315,344
3	.....	FTEs	25.00

4 2. TERRACE HILL QUARTERS

5 For the governor's quarters at Terrace Hill, including
6 salaries, support, maintenance, and miscellaneous purposes, and
7 for not more than the following full-time equivalent positions:

8	.....	\$	142,702
9	.....	FTEs	1.93

10 Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There
11 is appropriated from the general fund of the state to the
12 governor's office of drug control policy for the fiscal year
13 beginning July 1, 2021, and ending June 30, 2022, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purposes designated:

16 For salaries, support, maintenance, and miscellaneous
17 purposes, including statewide coordination of the drug abuse
18 resistance education (D.A.R.E.) programs or similar programs,
19 and for not more than the following full-time equivalent
20 positions:

21	.....	\$	239,271
22	.....	FTEs	4.00

23 Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is appropriated
24 from the general fund of the state to the department of human
25 rights for the fiscal year beginning July 1, 2021, and ending
26 June 30, 2022, the following amounts, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 1. CENTRAL ADMINISTRATION DIVISION

29 For salaries, support, maintenance, and miscellaneous
30 purposes, and for not more than the following full-time
31 equivalent positions:

32	.....	\$	189,071
33	.....	FTEs	5.64

34 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3	\$	956,894
4	FTEs	7.40

5 Sec. 12. DEPARTMENT OF INSPECTIONS AND APPEALS. There
6 is appropriated from the general fund of the state to the
7 department of inspections and appeals for the fiscal year
8 beginning July 1, 2021, and ending June 30, 2022, the following
9 amounts, or so much thereof as is necessary, to be used for the
10 purposes designated:

11 1. ADMINISTRATION DIVISION

12 For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions:

15	\$	546,312
16	FTEs	10.65

17 2. ADMINISTRATIVE HEARINGS DIVISION

18 For salaries, support, maintenance, and miscellaneous
19 purposes, and for not more than the following full-time
20 equivalent positions:

21	\$	625,827
22	FTEs	23.00

23 3. INVESTIGATIONS DIVISION

24 a. For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:

27	\$	2,339,591
28	FTEs	50.00

29 b. By December 1, 2021, the department, in coordination
30 with the investigations division, shall submit a report to the
31 general assembly concerning the division's activities relative
32 to fraud in public assistance programs for the fiscal year
33 beginning July 1, 2020, and ending June 30, 2021. The report
34 shall include but is not limited to a summary of the number
35 of cases investigated, case outcomes, overpayment dollars

1 identified, amount of cost avoidance, and actual dollars
2 recovered.

3 4. HEALTH FACILITIES DIVISION

4 a. For salaries, support, maintenance, and miscellaneous
5 purposes, and for not more than the following full-time
6 equivalent positions:

7 \$ 4,866,882
8 FTEs 115.00

9 b. The department shall, in coordination with the health
10 facilities division, make the following information available
11 to the public as part of the department's development efforts
12 to revise the department's internet site:

13 (1) The number of inspections conducted by the division
14 annually by type of service provider and type of inspection.

15 (2) The total annual operations budget for the division,
16 including general fund appropriations and federal contract
17 dollars received by type of service provider inspected.

18 (3) The total number of full-time equivalent positions in
19 the division, to include the number of full-time equivalent
20 positions serving in a supervisory capacity, and serving as
21 surveyors, inspectors, or monitors in the field by type of
22 service provider inspected.

23 (4) Identification of state and federal survey trends,
24 cited regulations, the scope and severity of deficiencies
25 identified, and federal and state fines assessed and collected
26 concerning nursing and assisted living facilities and programs.

27 c. It is the intent of the general assembly that the
28 department and division continuously solicit input from
29 facilities regulated by the division to assess and improve
30 the division's level of collaboration and to identify new
31 opportunities for cooperation.

32 5. EMPLOYMENT APPEAL BOARD

33 a. For salaries, support, maintenance, and miscellaneous
34 purposes, and for not more than the following full-time
35 equivalent positions:

1	\$	38,912
2	FTEs	11.00

3 b. The employment appeal board shall be reimbursed by
4 the labor services division of the department of workforce
5 development for all costs associated with hearings conducted
6 under chapter 91C, related to contractor registration. The
7 board may expend, in addition to the amount appropriated under
8 this subsection, additional amounts as are directly billable
9 to the labor services division under this subsection and to
10 retain the additional full-time equivalent positions as needed
11 to conduct hearings required pursuant to chapter 91C.

12 c. The employment appeal board may temporarily exceed and
13 draw more than the amount appropriated in this subsection and
14 incur a negative cash balance as long as there are receivables
15 of federal funds equal to or greater than the negative balance
16 and the amount appropriated in this subsection is not exceeded
17 at the close of the fiscal year.

18 6. CHILD ADVOCACY BOARD

19 a. For foster care review and the court appointed special
20 advocate program, including salaries, support, maintenance, and
21 miscellaneous purposes, and for not more than the following
22 full-time equivalent positions:

23	\$	2,582,454
24	FTEs	29.86

25 b. The department of human services, in coordination with
26 the child advocacy board and the department of inspections and
27 appeals, shall submit an application for funding available
28 pursuant to Tit. IV-E of the federal Social Security Act for
29 claims for child advocacy board administrative review costs.

30 c. The court appointed special advocate program shall
31 investigate and develop opportunities for expanding
32 fund-raising for the program.

33 d. Administrative costs charged by the department of
34 inspections and appeals for items funded under this subsection
35 shall not exceed 4 percent of the amount appropriated in this

1 subsection.

2 7. FOOD AND CONSUMER SAFETY

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

6	\$	574,819
7	FTEs	33.75

8 8. APPROPRIATION REALLOCATION. Notwithstanding section
9 8.39, the department of inspections and appeals, in
10 consultation with the department of management, may reallocate
11 moneys appropriated in this section as necessary to best
12 fulfill the needs of the department provided for in the
13 appropriation. However, the department of inspections and
14 appeals shall not reallocate moneys appropriated to the child
15 advocacy board in this section.

16 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS — LICENSE OR
17 REGISTRATION FEES.

18 1. For the fiscal year beginning July 1, 2021, and ending
19 June 30, 2022, the department of inspections and appeals
20 shall collect any license or registration fees or electronic
21 transaction fees generated during the fiscal year as a result
22 of licensing and registration activities under chapters 99B,
23 137C, 137D, and 137F.

24 2. From the fees collected by the department under this
25 section on behalf of a municipal corporation with which
26 the department has an agreement pursuant to section 137F.3,
27 through a statewide electronic licensing system operated by
28 the department, notwithstanding section 137F.6, subsection 2,
29 the department shall remit the amount of those fees to the
30 municipal corporation for whom the fees were collected less
31 any electronic transaction fees collected by the department to
32 enable electronic payment.

33 3. From the fees collected by the department under this
34 section, other than those fees described in subsection 2,
35 the department shall deposit the amount of \$800,000 into the

1 general fund of the state prior to June 30, 2022.

2 4. From the fees collected by the department under this
3 section, other than those fees described in subsections 2 and
4 3, the department shall retain the remainder of the fees for
5 the purposes of enforcing the provisions of chapters 99B, 137C,
6 137D, and 137F. Notwithstanding section 8.33, moneys retained
7 by the department pursuant to this subsection that remain
8 unencumbered or unobligated at the end of the fiscal year
9 shall not revert but shall remain available for expenditure
10 for the purposes of enforcing the provisions of chapters 99B,
11 137C, 137D, and 137F during the succeeding fiscal year. The
12 department shall provide an annual report to the department of
13 management and the legislative services agency on fees billed
14 and collected and expenditures from the moneys retained by
15 the department in a format as determined by the department
16 of management in consultation with the legislative services
17 agency.

18 Sec. 14. RACING AND GAMING COMMISSION — RACING AND GAMING
19 REGULATION. There is appropriated from the gaming regulatory
20 revolving fund established in section 99F.20 to the racing and
21 gaming commission of the department of inspections and appeals
22 for the fiscal year beginning July 1, 2021, and ending June 30,
23 2022, the following amount, or so much thereof as is necessary,
24 to be used for the purposes designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes for regulation, administration, and enforcement of
27 pari-mutuel racetracks, excursion boat gambling, gambling
28 structure laws, sports wagering, and fantasy sports contests,
29 and for not more than the following full-time equivalent
30 positions:
31 \$ 6,869,938
32 FTEs 53.70

33 Sec. 15. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
34 INSPECTIONS AND APPEALS. There is appropriated from the road
35 use tax fund created in section 312.1 to the administrative

1 hearings division of the department of inspections and appeals
2 for the fiscal year beginning July 1, 2021, and ending June 30,
3 2022, the following amount, or so much thereof as is necessary,
4 to be used for the purposes designated:

5 For salaries, support, maintenance, and miscellaneous
6 purposes:
7 \$ 1,623,897

8 Sec. 16. DEPARTMENT OF MANAGEMENT. There is appropriated
9 from the general fund of the state to the department of
10 management for the fiscal year beginning July 1, 2021, and
11 ending June 30, 2022, the following amounts, or so much thereof
12 as is necessary, to be used for the purposes designated:

13 For enterprise resource planning, providing for a salary
14 model administrator, conducting performance audits, and the
15 department's LEAN process; for salaries, support, maintenance,
16 and miscellaneous purposes; and for not more than the following
17 full-time equivalent positions:
18 \$ 2,695,693
19 FTEs 20.00

20 Sec. 17. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
21 MANAGEMENT. There is appropriated from the road use tax fund
22 created in section 312.1 to the department of management for
23 the fiscal year beginning July 1, 2021, and ending June 30,
24 2022, the following amount, or so much thereof as is necessary,
25 to be used for the purposes designated:

26 For salaries, support, maintenance, and miscellaneous
27 purposes:
28 \$ 56,000

29 Sec. 18. IOWA PUBLIC INFORMATION BOARD. There is
30 appropriated from the general fund of the state to the Iowa
31 public information board for the fiscal year beginning July
32 1, 2021, and ending June 30, 2022, the following amounts, or
33 so much thereof as is necessary, to be used for the purposes
34 designated:

35 For salaries, support, maintenance, and miscellaneous

1 purposes and for not more than the following full-time
2 equivalent positions:

3	\$	358,039
4	FTEs	3.00

5 Sec. 19. DEPARTMENT OF REVENUE.

6 1. There is appropriated from the general fund of the state
7 to the department of revenue for the fiscal year beginning July
8 1, 2021, and ending June 30, 2022, the following amounts, or
9 so much thereof as is necessary, to be used for the purposes
10 designated:

11 For salaries, support, maintenance, and miscellaneous
12 purposes, and for not more than the following full-time
13 equivalent positions:

14	\$	15,149,692
15	FTEs	142.99

16 2. From the moneys appropriated in subsection 1, the
17 department shall use \$400,000 to pay the direct costs of
18 compliance related to the collection and distribution of local
19 sales and services taxes imposed pursuant to chapters 423B and
20 423E.

21 3. The director of revenue shall prepare and issue a state
22 appraisal manual and the revisions to the state appraisal
23 manual as provided in section 421.17, subsection 17, without
24 cost to a city or county.

25 Sec. 20. MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There
26 is appropriated from the motor vehicle fuel tax fund created
27 pursuant to section 452A.77 to the department of revenue for
28 the fiscal year beginning July 1, 2021, and ending June 30,
29 2022, the following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for administration and enforcement of the
33 provisions of chapter 452A and the motor vehicle fuel tax
34 program:

35	\$	1,305,775
----------	----	-----------

1 Sec. 21. SECRETARY OF STATE. There is appropriated from
2 the general fund of the state to the office of the secretary of
3 state for the fiscal year beginning July 1, 2021, and ending
4 June 30, 2022, the following amounts, or so much thereof as is
5 necessary, to be used for the purposes designated:

6 1. ADMINISTRATION AND ELECTIONS

7 a. For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$ 2,124,870
11	FTEs 16.50

12 b. The state department or agency that provides data
13 processing services to support voter registration file
14 maintenance and storage shall provide those services without
15 charge.

16 2. BUSINESS SERVICES

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$ 1,420,646
21	FTEs 16.00

22 Sec. 22. ADDRESS CONFIDENTIALITY PROGRAM REVOLVING FUND
23 APPROPRIATION — SECRETARY OF STATE. There is appropriated
24 from the address confidentiality program revolving fund created
25 in section 9.8 to the office of the secretary of state for the
26 fiscal year beginning July 1, 2021, and ending June 30, 2022,
27 the following amount, or so much thereof as is necessary, to be
28 used for the purposes designated:

29 For salaries, support, maintenance, and miscellaneous
30 purposes:

31	\$ 195,400
----------	------------

32 Sec. 23. SECRETARY OF STATE FILING FEES REFUND.
33 Notwithstanding the obligation to collect fees pursuant to the
34 provisions of section 489.117, subsection 1, paragraphs "c" and
35 "q", section 490.122, subsection 1, paragraphs "a" and "s",

1 and section 504.113, subsection 1, paragraphs "a", "c", "d",
2 "j", "k", "l", and "m", for the fiscal year beginning July 1,
3 2021, the secretary of state may refund these fees to the filer
4 pursuant to rules established by the secretary of state. The
5 decision of the secretary of state not to issue a refund under
6 rules established by the secretary of state is final and not
7 subject to review pursuant to chapter 17A.

8 Sec. 24. TREASURER OF STATE.

9 1. There is appropriated from the general fund of the
10 state to the office of treasurer of state for the fiscal year
11 beginning July 1, 2021, and ending June 30, 2022, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	1,017,442
18	FTEs	26.00

19 2. The office of treasurer of state shall supply
20 administrative support for the executive council.

21 Sec. 25. ROAD USE TAX FUND APPROPRIATION — OFFICE OF
22 TREASURER OF STATE. There is appropriated from the road use
23 tax fund created in section 312.1 to the office of treasurer of
24 state for the fiscal year beginning July 1, 2021, and ending
25 June 30, 2022, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For enterprise resource management costs related to the
28 distribution of road use tax funds:

29	\$	93,148
----------	----	--------

30 Sec. 26. IPERS — GENERAL OFFICE. There is appropriated
31 from the Iowa public employees' retirement fund created in
32 section 97B.7 to the Iowa public employees' retirement system
33 for the fiscal year beginning July 1, 2021, and ending June 30,
34 2022, the following amount, or so much thereof as is necessary,
35 to be used for the purposes designated:

1 For salaries, support, maintenance, and other operational
2 purposes to pay the costs of the Iowa public employees'
3 retirement system, and for not more than the following
4 full-time equivalent positions:

5 \$ 18,113,022
6 FTEs 88.13

7 Sec. 27. IOWA PRODUCTS. As a condition of receiving an
8 appropriation, any agency appropriated moneys pursuant to
9 this division of this Act shall give first preference when
10 purchasing a product to an Iowa product or a product produced
11 by an Iowa-based business. Second preference shall be given
12 to a United States product or a product produced by a business
13 based in the United States.

14 DIVISION II

15 STANDING APPROPRIATIONS — LIMITATIONS

16 Sec. 28. LIMITATION OF STANDING APPROPRIATION — FY
17 2021-2022. Notwithstanding the standing appropriation in the
18 following designated section for the fiscal year beginning July
19 1, 2021, and ending June 30, 2022, the amount appropriated from
20 the general fund of the state pursuant to this section for the
21 following designated purpose shall not exceed the following
22 amount:

23 For the enforcement of chapter 453D relating to tobacco
24 product manufacturers under section 453D.8:

25 \$ 17,525

26 DIVISION III

27 SOCIOECONOMIC IMPACT STUDY

28 Sec. 29. RACING AND GAMING COMMISSION. Notwithstanding
29 section 8.33, from moneys appropriated from the gaming
30 regulatory revolving fund established in section 99F.20 to the
31 racing and gaming commission of the department of inspections
32 and appeals for the fiscal year ending June 30, 2021, any
33 unencumbered or unobligated moneys that remain at the close of
34 the fiscal year, not to exceed \$200,000, shall not revert but
35 shall remain available for expenditure for the costs associated

1 with the completion of the socioeconomic study on the impact of
2 gambling on Iowans required in section 99F.4.

3

DIVISION IV

4

FEEES CHARGED BY THE SECRETARY OF STATE

5

Sec. 30. Section 9.4, Code 2021, is amended to read as
6 follows:

7

9.4 Fees.

8 The secretary of state shall collect all fees directed by
9 law to be collected by the secretary of state, including ~~the~~
10 ~~following:~~

11

~~1. For certificate, with seal attached, three dollars.~~

12

~~2. For a fee to be determined by the secretary of state by
13 rule adopted pursuant to chapter 17A for a copy of any law or
14 record, ~~upon the request of any person, a fee to be determined~~
15 ~~by the secretary of state by rule adopted pursuant to chapter~~
16 ~~17A.~~~~

17

Sec. 31. Section 9F.3, Code 2021, is amended to read as
18 follows:

19

9F.3 Certification ~~— copies.~~

20 When certified by the secretary of state the census shall be
21 in full force and effect throughout the state. ~~On payment of~~
22 ~~a fee of two dollars by a requesting party, the secretary of~~
23 ~~state shall furnish a certified copy of the whole or any part~~
24 ~~of such census report.~~

25

Sec. 32. REPEAL. Section 9C.6, Code 2021, is repealed.>

By DENNIS GUTH

HOUSE FILE 802

S-3169

1 Amend House File 802, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, by striking lines 7 and 8.

4 2. Page 1, line 11, by striking <another>

5 3. Page 1, line 14, after <foregoing> by inserting <and
6 whose budget is comprised primarily of tax-generated revenue>

7 4. Page 1, after line 20 by inserting:

8 <____. *"Specific defined concepts"* means the same as defined
9 in section 261H.7.>

10 5. Page 1, by striking lines 29 through 33 and inserting
11 <does not teach, advocate, encourage, promote, or act upon
12 stereotyping, scapegoating, or prejudice toward others on
13 the basis of demographic group membership or identity. This
14 subsection shall not be construed as preventing an employee or
15 contractor who provides mandatory training from responding to
16 questions regarding stereotyping, scapegoating, or prejudice
17 raised by participants in the training.>

18 6. Page 2, by striking lines 1 and 2 and inserting <against
19 other employees by any characteristic protected under the
20 federal>

21 7. Page 2, line 17, by striking <divisive> and inserting
22 <specific defined>

23 8. Page 2, after line 19 by inserting:

24 <d. Prohibit the use of curriculum that teaches the topics
25 of sexism, slavery, racial oppression, racial segregation,
26 or racial discrimination, including topics relating to the
27 enactment and enforcement of laws resulting in sexism, racial
28 oppression, segregation, and discrimination.>

29 9. By striking page 2, line 24, through page 3, line 14.

30 10. Page 3, after line 25 by inserting:

31 <____. *"Specific defined concepts"* includes all of the
32 following:

33 (1) That one race or sex is inherently superior to another
34 race or sex.

35 (2) That the United States of America and the state of Iowa

1 are fundamentally or systemically racist or sexist.

2 (3) That an individual, solely because of the individual's
3 race or sex, is inherently racist, sexist, or oppressive,
4 whether consciously or unconsciously.

5 (4) That an individual should be discriminated against
6 or receive adverse treatment solely or partly because of the
7 individual's race or sex.

8 (5) That members of one race or sex cannot and should not
9 attempt to treat others without respect to race or sex.

10 (6) That an individual's moral character is necessarily
11 determined by the individual's race or sex.

12 (7) That an individual, by virtue of the individual's race
13 or sex, bears responsibility for actions committed in the past
14 by other members of the same race or sex.

15 (8) That any individual should feel discomfort, guilt,
16 anguish, or any other form of psychological distress on account
17 of that individual's race or sex.

18 (9) That meritocracy or traits such as a hard work ethic
19 are racist or sexist, or were created by a particular race to
20 oppress another race.

21 (10) Any other form of race or sex scapegoating or any other
22 form of race or sex stereotyping.>

23 11. Page 3, line 34, by striking <divisive> and inserting
24 <specific defined>

25 12. Page 4, line 2, by striking <divisive> and inserting
26 <specific defined>

27 13. Page 4, by striking lines 5 and 6 and inserting <from
28 discriminating against another by political ideology or any
29 characteristic>

30 14. Page 4, by striking lines 10 and 11 and inserting <from
31 discriminating against students and employees by political
32 ideology or any>

33 15. Page 4, line 26, by striking <divisive> and inserting
34 <specific defined>

35 16. Page 4, line 34, by striking <divisive> and inserting

1 <specific defined>

2 17. Page 5, after line 1 by inserting:

3 <f. Prohibit the use of curriculum that teaches the topics
4 of sexism, slavery, racial oppression, racial segregation,
5 or racial discrimination, including topics relating to the
6 enactment and enforcement of laws resulting in sexism, racial
7 oppression, segregation, and discrimination.>

8 18. Page 5, by striking lines 6 and 7.

9 19. Page 5, after line 11 by inserting:

10 <___. "*Specific defined concepts*" means the same as defined
11 in section 261H.7.>

12 20. Page 5, by striking lines 18 and 19 and inserting
13 <district does not teach, advocate, encourage, promote, or act
14 upon specific stereotyping and scapegoating toward others on
15 the basis of demographic group membership or identity. This
16 subsection shall not be construed as>

17 21. Page 5, line 22, by striking <divisive> and inserting
18 <specific defined>

19 22. Page 5, by striking lines 26 and 27 and inserting
20 <against another by political ideology or any characteristic
21 protected under>

22 23. Page 5, by striking lines 31 and 32 and inserting
23 <employees by political ideology or any characteristic
24 protected under the>

25 24. Page 6, line 12, by striking <divisive> and inserting
26 <specific defined>

27 25. Page 6, line 20, by striking <divisive> and inserting
28 <specific defined>

29 26. Page 6, after line 22 by inserting:

30 <f. Prohibit the use of curriculum that teaches the topics
31 of sexism, slavery, racial oppression, racial segregation,
32 or racial discrimination, including topics relating to the
33 enactment and enforcement of laws resulting in sexism, racial
34 oppression, segregation, and discrimination.>

35 27. By renumbering, redesignating, and correcting internal

S-3169 (Continued)

1 references as necessary.

By AMY SINCLAIR

[S-3169](#) FILED APRIL 27, 2021

HOUSE FILE 847

S-3170

1 Amend the amendment, S-3165, to House File 847, as amended,
2 passed, and reprinted by the House, as follows:

3 1. Page 3, line 16, by striking <students> and inserting
4 <students, and if the board of directors of the school district
5 or the authorities in charge of the nonpublic school, as
6 applicable, has approved such authority or decision of the
7 principal>

8 2. Page 3, line 19, by striking <1> and inserting <1,
9 including the approval by a board of directors of a school
10 district or the authorities in charge of a nonpublic school,>

11 3. Page 3, line 23, by striking <1> and inserting <1,
12 including the approval by a board of directors of a school
13 district or the authorities in charge of a nonpublic school,>

By AMY SINCLAIR

S-3170 FILED APRIL 27, 2021



SF 581 – Antlerless Deer (LSB2542SZ.1)
Staff Contact: Rodrigo Acevedo (515.281.6764) rodrigo.acevedo@legis.iowa.gov
Fiscal Note Version – As amended and passed by the Senate

Description

[Senate File 581](#) makes several changes regarding antlerless deer population management.

Under current law, a person convicted of unlawfully selling, taking, catching, killing, injuring, destroying, or having in possession an antlerless deer shall reimburse the State \$1,500.

Section 1 of the Bill reduces the reimbursement value of antlerless deer from \$1,500 to \$500, a reduction of \$1,000 per antlerless deer.

Section 3 of the Bill sets depredation license and permit fees at \$2 (currently \$15) and directs the Department of Natural Resources (DNR) to allow licenses and permits issued under the Bill to be used during September, October, November, and December, at minimum.

Section 4 of the Bill directs unsold antlerless deer licenses in each county to be made available during a January antlerless deer only hunting season.

Section 5 of the Bill requires the DNR to conduct a triennial deer population study by county. The study is to provide information on population impacts such as crops and trees, disease spread, and deer-vehicle collision impacts such as property loss, medical costs, and fatalities.

The funding for the study is to come from the Fish and Wildlife Protection Fund, and the first study is to be completed and a report submitted to the General Assembly by October 1, 2023.

Assumptions

- The number of illegal harvest penalties will remain similar to FY 2020 at 11.
- The number of depredation licenses sold will remain similar to FY 2020 at 3,649.

Fiscal Impact

First Year

A reduction of \$1,000 in revenue per illegal harvest (11) is expected, for a total of \$11,000.
A reduction of \$13 in revenue per depredation license (3,649) is expected, for a total of \$47,000.

Recurring

It will cost an estimated \$150,000 to conduct a study every three years, assuming a contract with Iowa State University Cooperative Extension Service.

The change will cause a permanent reduction of approximately \$62,000 to the Fish and Wildlife Protection Fund in the first year (FY 2022). The study will create a recurring cost of \$150,000 every three years to the Fish and Wildlife Protection Fund.

Source

Department of Natural Resources

/s/ Holly M. Lyons

April 27, 2021

Doc ID 1219744

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

www.legis.iowa.gov



[SF 602](#) – On-Premises Liquor License (LSB2478SZ)

Staff Contact: Maria Wagenhofer (515.281.5270) maria.wagenhofer@legis.iowa.gov

Fiscal Note Version – New

Description

[Senate File 602](#) provides for the following:

- Holders of a Class A, Class B, Class C, or special Class C liquor control license; a Class B beer permit; or a Class C native wine permit with an expiration date between May 6, 2020, and May 5, 2021, are not required to pay the annual license or permit fee or any additional applicable fee or surcharge to the Alcoholic Beverages Division (ABD) as specified in Iowa Code chapter [123](#) upon renewal of the license or permit.
- The ABD is required to remit to the local authority in which the licensee or permittee is licensed the amount that otherwise would have been collected from the licensee or permittee. These remittances are to be paid from the [Liquor Control Trust Fund](#) before August 31, 2021.
- A holder of a Class A, Class B, Class C, or special Class C liquor control license; a Class B beer permit; or a Class C native wine permit that was eligible for a deferment of the expiration of the license or permit due to the Governor's Proclamation during this time frame but paid the appropriate license or permit fee is permitted to receive a refund from the ABD. These refunds must be paid by the ABD from the Liquor Control Trust Fund before August 31, 2021. Local authorities are permitted to retain any remittances already made in connection with these renewals.
- Holders of a Class C native distilled spirits liquor control license or a Class D liquor control license with an expiration date between July 1, 2021, and June 30, 2022, are not required to pay for the renewal of the license.

The Bill is effective upon enactment.

Background

All license and permit fee revenue is deposited into the Liquor Control Trust Fund. In FY 2020, \$17.7 million in license and permit fee revenue was deposited into the Fund, which was a decrease of \$1.1 million (6.6%) compared to FY 2019. Deposits to the Fund from all sources in FY 2020 totaled \$405.7 million, an increase of \$20.4 million (5.3%) compared to FY 2019. This increase was primarily due to an increase in liquor sales in FY 2020. ABD expenses that are covered by the Fund increased by \$16.8 million (6.7%) compared to FY 2019. Other ABD expenses are covered by the ABD's General Fund appropriation. **Table 1** provides a summary of deposits, expenses and net revenues for the Liquor Control Trust Fund.

**Table 1
Liquor Control Trust Fund Summary
FY 2016 – FY 2020**

Deposits	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Liquor Sales	\$ 288,908,791	\$ 305,619,127	\$ 320,049,812	\$ 339,537,641	\$ 367,284,902
License and Permit Revenue	15,608,360	15,664,468	16,613,682	18,773,557	17,676,967
Beer Tax Collections	14,231,744	13,904,082	13,592,912	13,438,680	9,435,077
Wine Tax Collections	7,648,753	8,078,043	8,166,553	8,219,810	5,677,108
Miscellaneous Revenue	4,226,128	6,115,965	4,806,557	5,290,473	5,614,701
Total Deposits	330,623,776	349,381,685	363,229,516	385,260,161	405,688,755
Total Expenses	200,367,526	219,986,581	228,179,166	244,804,012	261,613,359
Net Revenues	\$ 130,256,250	\$ 129,395,104	\$ 135,050,350	\$ 140,456,149	\$ 144,075,396

Iowa Code section [123.17](#) requires transfers from the Liquor Control Trust Fund to the following:

- General Fund
- Iowa Department of Public Health
- Cities and counties
- Iowa Economic Development Authority

Table 2 provides a summary of transfers from the Alcoholic Beverages Division.

**Table 2
Alcoholic Beverages Division Transfers
FY 2020**

Transfer	FY 2020 Actuals
General Fund Reversion	\$ 116,935,077
Iowa Department of Public Health	25,763,936
State Aid to Cities and Counties	3,301,218
Sunday Sales Grants	931,125
Iowa Economic Development Authority	306,369
Total	\$ 147,237,725

Assumptions

- A total of 5,604 license and permit holders are eligible for a refund under the Bill.
- The total renewal license and permit fee amount that will be collected for these license and permit holders is approximately \$7.5 million. Approximately \$4.9 million of this amount is to be remitted to local authorities. Under current law, the ABD would retain the remaining \$2.5 million.
- There are 323 license and permit holders that were eligible for license or permit renewal deferment pursuant to the Governor's Proclamation and the amount collected from these license and permit holders was \$378,000.
- There were 7 Class C native distilled spirits liquor control licenses and 26 Class D liquor control licenses with an expiration date between July 1, 2021, and June 30, 2022, which are not required to pay for the renewal of the license under the Bill. The total associated renewal license revenue is \$12,000.

Table 3 provides the total refund amount for holders of a Class A, Class B, Class C, special Class C liquor control license; a Class B beer permit; or a Class C native wine permit with an expiration date between May 6, 2020, and May 5, 2021.

**Table 3
Estimated Refund and Local Authority Retained Revenue
Under SF 602 for May 6, 2020, to May 5, 2021**

Total On-Premise Licenses/Permits Impacted by SF 602	5,604
Amount Retained by Local Authorities	\$ 4,932,954
Amount Refunded by ABD fom Liquor Control Trust Fund	2,546,766
Total Estimated Refund Amount	\$ 7,479,720

Table 4 provides the total refund amount due to license and permit holders remitting license fees during the license and permit renewal deferral pursuant to the Governor’s Proclamation.

**Table 4
License and Permit Holders Eligible for Deferral**

Total Licensees/Permittees Eligible for Deferment	323
Total Refund Amount Due to Payment During Deferral	\$ 377,854

Table 5 provides the total lost fee revenue to the ABD due to waivers for Class C native distilled spirits liquor control licenses and Class D liquor control licenses in FY 2022.

**Table 5
Revenue Loss Due to Class C Native Distilled Spirits and Class D Liquor
Control License Waivers Under SF 602**

Total Class C Native Distilled Spirits License Waivers	7
Total Class D Liquor License Waivers	26
Total Lost Fee Revenue Due to Waiver	\$ 11,590

Fiscal Impact

The total revenue reduction to the State General Fund as a result of SF 602 would be approximately \$4.9 million for FY 2021. This amount includes the total amount the ABD would remit to local authorities for their uncollected portion of license and permit revenue (**Table 3**). The ABD would use current licensing revenue for this expense and reduce the ABD’s General Fund reversion for FY 2021 by this amount.

Source

Alcoholic Beverages Division

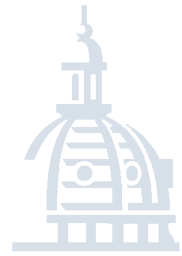
/s/ Holly M. Lyons

April 26, 2021

Doc ID 12198841219884

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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SF 603 – Income Tax Exemption, Military Pay (LSB2166SV)
Staff Contact: Jeff Robinson (515.281.4614) jeff.robinson@legis.iowa.gov
Fiscal Note Version – New

Description

Senate File 603 exempts pay for service performed pursuant to 32 U.S.C. section **502(f)** or **709(a)** and (b) from the State income tax. The Bill applies retroactively to January 1, 2021, for tax years beginning on or after that date.

Background

Under Iowa Code section **422.7(42A)**, pay received from the federal government while on active duty status in the armed forces, reserve, or National Guard is exempt from Iowa income tax.

Assumptions

- The Iowa National Guard reports that a total of \$78.0 million in wages that would be the subject of the proposed income tax exemption was paid to active duty-status military personnel in Iowa during tax year (TY) 2018.
- It is assumed that with the exception of annual wage increase, this amount of pay will remain at the TY 2018 level.
- The annual wage increase for each tax year is assumed to be 2.4%, calculated from the TY 2018 amount.
- The average income tax rate for TY 2021 through TY 2023 is assumed to be 4.0%.
- The **income tax system** that was put in place in 2018 Iowa Acts, chapter **1161**, and that is the subject of two State General Fund triggers is assumed to be activated starting TY 2024. At that point, the average income tax rate for the military wages that are the subject of this Bill is assumed to decrease by 10.0%, to 3.6%.
- The tax change is effective retroactively to January 1, 2021. The tax reduction associated with pay received from January 1, 2021, through June 30, 2021, is assumed to result in higher tax refunds and lower tax return payments during FY 2022. With the exception of this initial six-month period, the General Fund revenue reduction associated with each calendar year is assumed to fall 50.0% in the fiscal year that ends during the calendar year and 50.0% in the fiscal year that begins during the calendar year.
- The local option income surtax for schools statewide average rate is assumed to be 3.0% of tax liability.

Fiscal Impact

The tax reduction associated with the military pay exemption proposed in this Bill is projected to reduce net General Fund revenue by the following amounts:

- FY 2022 = \$5.0 million
- FY 2023 = \$3.5 million
- FY 2024 = \$3.4 million
- FY 2025 and after = \$3.3 million

The income tax reduction is projected to also reduce the statewide revenue raised by the local option income surtax for schools by \$0.1 million to \$0.2 million per year.

Sources

Iowa National Guard (TY 2018 wages)
Militarybenefits.info ([military pay tables](#))
TurboTax (average Iowa income tax rates)
Legislative Services Agency analysis

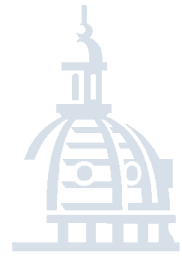
/s/ Holly M. Lyons

April 26, 2021

Doc ID 1219781

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

www.legis.iowa.gov



[SF 608](#) – Taxation, Penalties (LSB2795SV)
Staff Contact: Jeff Robinson (515.281.4614) jeff.robinson@legis.iowa.gov
Fiscal Note Version – New

Description

[Senate File 608](#) contains three divisions:

- Division I relates to tax administration, tax penalties, and the cancellation of tax permits that are not being used.
- Division II relates to composite return requirements for pass-through tax entities.
- Division III amends 2021 Iowa Acts, [HF 309](#), by adding language related to the applicability of the provisions of that Act to specified actions of the Department of Revenue.

Background

House File 309 passed the House on February 23, 2021, and passed the Senate in the same form on April 13, 2021. As of April 27, 2021, the Act had not been transmitted to the Governor.

Assumptions

- Only provisions in Division I that reduce tax penalties are assumed to have a significant impact on State revenue or expenditures.
- The Department of Revenue reports that a total of \$102.5 million in tax collections that include penalties was collected in FY 2020, and this amount is assumed to remain constant in future years.
- A 2019 study of Iowa's tax collection process concluded that 8.8% of all tax collection amounts that include penalties represent penalties due to the failure of the taxpayer to file a tax return.
- The penalty reductions proposed in the Bill are projected to reduce tax penalty collections by 5.0%.
- The changes are assumed to be effective beginning July 1, 2021.

Fiscal Impact

The provisions of Division I that reduce the penalties associated with the failure to file tax returns are projected to reduce General Fund revenue by \$0.5 million per year, beginning with FY 2022.

Source

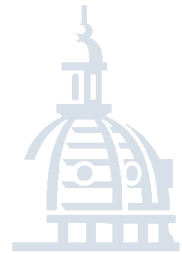
Department of Revenue

/s/ Holly M. Lyons

April 27, 2021

Doc ID 1219907

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.



[SF 609](#) – Economic Assistance and Housing, Omnibus (LSB2820SV)
Staff Contact: Jeff Robinson (515.281.4614) jeff.robinson@legis.iowa.gov
Fiscal Note Version – New

Description

[Senate File 609](#) has eight divisions related to economic development programs, economic development tax incentives, and implementation of the contingent individual income tax system created in 2018 Iowa Acts, chapter [1161](#).

Division I — Economic Development Authority Annual Tax Credit Limits

Description and Background

The Bill reduces the maximum amounts of annual tax credits that the Economic Development Authority (EDA) may issue in a year for the High Quality Jobs program and the Renewable Chemical Production Tax Credit program. The changes are effective upon enactment and apply to annual tax credit limits for FY 2022 and after.

The annual tax credit limit for the High Quality Jobs program is established in Iowa Code section [15.119](#). The tax credit cap has varied over time, with the FY 2016 through FY 2020 cap averaging \$107.0 million. Over those five fiscal years, tax incentives awarded through the High Quality Jobs program have averaged \$53.9 million per year. The Bill establishes a lower annual cap of \$70.0 million. The program has not awarded more than \$70.0 million since FY 2016.

The Renewable Chemical Production Tax Credit program was first available in FY 2017. The annual cap is \$10.0 million. Since inception, the program has awarded a total of \$3.3 million in tax credits, with FY 2020 being the highest award year at \$1.3 million. The Bill lowers the cap for this program to no more than \$5.0 million in tax credits per year.

Assumptions (Division 1)

- The Bill lowers the annual maximum tax credit limit for the High Quality Jobs program to \$70.0 million. The EDA has not awarded more than \$70.0 million since FY 2016 and the FY 2020 award total was \$26.0 million. Based on this history, it is assumed that the \$70.0 million annual cap will not reduce the amount of credits awarded by the EDA in the foreseeable future.
 - The Bill lowers the annual maximum tax credit limit for the Renewable Chemical Production Tax Credit program to \$5.0 million. The EDA has not awarded more than \$1.3 million in a year since the program's inception in FY 2017. Based on this history, it is assumed that the \$5.0 million annual cap will not reduce the amount of credits awarded by the EDA in the foreseeable future.
-

Division II — High Quality Jobs Qualifications

Description

The Bill allows award recipients to benefit from, or to continue to benefit from, High Quality Jobs incentives in certain instances where current law may cause awarded benefits to be not available or to be rescinded. The Bill allows the EDA to ignore an applicant's reduction in operations if the reduction occurred after March 1, 2020, and was caused by COVID-19. The change is effective through June 30, 2022.

Assumption (Division II)

The temporary, permissive business qualification language is assumed to not have a direct impact on State revenue or expenditures.

Division III — Manufacturing 4.0 Technology Investment

Description

The Bill creates a Manufacturing 4.0 Technology Investment program to be administered by the EDA. Manufacturing 4.0 technology investments are defined as projects intended to lead to the adoption and integration of smart technologies into existing manufacturing operations. The purpose of the new financial assistance program is to mitigate the risk to manufacturers that might occur through significant technology investments. A fund is created for the program and the fund may be administered by the EDA as a revolving fund. The Bill allows the new fund to receive appropriations, but no appropriation is provided in the Bill. Financial assistance to a qualified manufacturing business is limited to no more than \$75,000. Eligible manufacturing businesses must:

- Manufacture goods at a facility in Iowa.
- Be classified as a manufacturer.
- Have existed as a business for at least three years prior to the application for financial assistance.
- Derive a minimum of 51.0% of the manufacturer's overall revenue from the sale of manufactured goods.
- Employ a minimum of three, and a maximum of 75, full-time employees.
- Have an assessment of the proposed investment completed by the Center for Industrial Research at Iowa State University.
- Provide matching financial support.

Assumption (Division III)

The Bill does not provide a funding source for the Manufacturing 4.0 Technology Investment program created in the Bill, and therefore the Division is assumed to not have a direct impact on State revenue or expenditures.

Division IV — Alternate Energy Revolving Loan Fund

Description

The Bill ends funding for the Alternate Energy Revolving Loan Fund and transfers the ending balance in that Fund as well as any future loan repayments to a new Energy Infrastructure Revolving Loan program. This change is effective beginning FY 2022.

Assumptions (Division IV)

- The Bill requires the FY 2021 ending balance in the Alternate Energy Revolving Loan Fund, as well as future loan repayments to that Fund, to be transferred and deposited into the new Energy Infrastructure Revolving Loan Fund.
 - The Alternate Energy Revolving Loan Fund is created in Iowa Code section [476.46](#) and the Fund is administered by the Iowa Energy Center (Iowa Code section [15.120](#)).
 - The balance in the Alternate Energy Revolving Loan Fund at the conclusion of FY 2021 is projected to be \$14.4 million.
 - Future loan repayments that are due to the Alternate Energy Revolving Loan Fund in FY 2022 and after are estimated to total \$3.3 million.
-

Division V — Workforce Housing Tax Credits

Description

The Bill increases the maximum amount of tax credits allowed under the Workforce Housing Tax Incentives program and also increases the set-aside amount reserved for small cities. Currently, the program is limited to \$25.0 million per year and the small city set-aside is \$10.0 million. The Bill increases the tax credit maximum to \$40.0 million for FY 2022 and \$30.0 million for FY 2023 and after. The small city set-aside is increased to \$12.0 million for FY 2022 and \$15.0 million for FY 2023 and after.

Assumptions (Division V)

- The fiscal impact of increasing the annual tax credit limits for the Workforce Housing Tax Incentive program by \$15.0 million for FY 2022 and \$5.0 million for FY 2023 and after was estimated by the Department of Revenue utilizing historical patterns of tax credit awards and tax credit redemptions over the history of the program.
 - The changes to the allocation of a portion of the total annual cap to small cities is assumed to be included within the fiscal impact of raising the program cap.
-

Division VI — Redevelopment Tax Credit

Description

The Bill extends the Redevelopment Tax Credit (brownfields and grayfields) program 10 years, to June 30, 2031. The Division also allows the amount of Redevelopment Tax Credits that were revoked or were otherwise never awarded over the previous five years to be added to the annual maximum credit cap for the program in a future year. The changes are effective upon enactment.

Assumptions (Divisions VI)

- The 10-year extension of the Redevelopment Tax Credit program is assumed to result in an additional \$10.0 million in annual awards for FY 2022 through FY 2031.
- The amount of tax credits revoked or otherwise not awarded over the past five years is estimated by the EDA to equal \$5.0 million. This additional amount may be issued above the annual tax credit limit in FY 2022 and after. It is assumed that an additional \$2.0 million will be awarded in FY 2023 and in FY 2024, and \$1.0 million in FY 2025 due to this provision.
- Tax credits awarded in a fiscal year are assumed to be redeemed on the following schedule:
 - Fiscal year of award = 0.0%

- Second fiscal year = 5.0%
- Third fiscal year = 15.0%
- Fourth through seventh fiscal year = 20.0%

Division VII — Paycheck Protection Program

Description

The Bill expands an existing tax preference available for the income and deductions associated with a forgiven federal Paycheck Protection Program (PPP) loan to include taxpayers who received a PPP loan within the taxpayer’s 2019 tax year (TY).

Existing Iowa law provides an income tax exemption and associated expense deduction for forgiven federal PPP loans for tax years beginning on or after January 1, 2020 (TY 2020). This change extends the same benefit to taxpayers whose tax year is not the calendar year and who received PPP income in TY 2019.

Assumption (Division VII)

- The Department of Revenue estimates that Iowa businesses that do not have a tax year that coincides with a calendar year have a total of \$107.8 million in net PPP income that will be subject to Iowa income tax under existing law. The net PPP income amounts, average marginal tax rates, and income tax reductions assumptions are shown in the following table. It is anticipated that taxpayers will file returns or amended returns for TY 2019, prior to the end of FY 2021.

Paycheck Protection Program Tax Exemption Projected General Fund Revenue Reduction			
Dollars in Millions			
<u>Taxpayer Type</u>	<u>PPP Net Income</u>	<u>Marginal Tax Rate</u>	<u>Tax Reduction</u>
Nonprofits	\$ 19.7	0.0%	\$ 0.0
C Corporations	\$ 43.2	6.40%	\$ 2.8
S Corps & Partnerships	\$ 38.2	5.58%	\$ 2.1
Individuals	\$ 6.7	5.35%	\$ 0.4
	<u>\$ 107.8</u>		<u>\$ 5.3</u>

Division VIII — Contingent Income Tax System Triggers

Description

2018 Iowa Acts, chapter 1161, Division IX, made future changes to how Iowa individual income tax liability is calculated. The effective date of Division IX of the 2018 legislation is contingent upon Iowa General Fund revenue reaching two revenue targets, or triggers, at the conclusion of a fiscal year. The two triggers are:

- Actual General Fund net revenue for the fiscal year equals or exceeds \$8,314,600,000.

- Actual General Fund net revenue for the fiscal year equals or exceeds 104.0% of the actual General Fund net revenue for the previous fiscal year.

Under the provisions of section 133 of the 2018 legislation, the first year that the two targets may be met is FY 2022, and the first year that the changes in Division IX of the 2018 legislation may become effective is TY 2023.

At the March 2021 meeting of the Revenue Estimating Conference (REC), the REC established an FY 2022 General Fund estimate of \$8,385.6 million and a growth rate of 3.8% compared to the FY 2021 estimate of \$8,078.9 million. The FY 2022 revenue projection is therefore \$71.0 million above the dollar trigger but 0.2 percentage points below the required 4.0% growth trigger. While the REC projection does not meet the trigger requirements, it does not mean that both triggers will not or cannot be met at the conclusion of FY 2022, but it does mean that the triggers are not projected to be met for FY 2022 at this time.

Assumptions (Division VIII)

- The first fiscal year both triggers may be met under current law is FY 2022, and if both triggers are met that year, the contingent income tax system becomes effective for TY 2023 and after. However, in March 2021, the REC established an FY 2022 revenue estimate that does not achieve both triggers at the conclusion of that fiscal year. Therefore, this projection assumes FY 2023 will be the first year that both triggers are met and that the contingent income tax system will become effective for TY 2024 and after.
- The Department of Revenue utilized the individual income tax micromodel to calculate the tax reduction associated with the change to the contingent income tax system for TY 2023. The fiscal impact was determined by comparing model results of tax liability under current law (existing individual income tax system for TY 2023) versus tax liability under the Bill (contingent income tax system for TY 2023). Although removing the triggers only directly changes the tax system for one year (TY 2023), the change also has a projected impact in TY 2024 as taxpayers adjust for federal tax payments made and refunds received in TY 2024 that relate to TY 2023 and before. The change also has an ongoing impact on income tax brackets as the brackets are established in the contingent system as specific income levels that are then indexed each tax year after the first implementation year. Implementing the contingent tax system one year earlier will mean that tax brackets are lower by one year's worth of indexing for all future years. The Department model estimates the TY 2023 change will reduce State individual income tax liability by the following amounts:
 - TY 2023 = \$297.6 million
 - TY 2024 = \$43.7 million
 - TY 2025 and after = \$8.0 million per tax year
- The tax year impacts are assumed to be distributed 52.0% to the fiscal year that ends during the tax year through reduced withholding and estimate payments and 48.0% to the succeeding fiscal year through reduced withholding, estimate payments, payments with tax returns, and increased tax refunds.
- The reduction in State income tax liability will reduce the amount raised by the local option income surtax for schools by 3.0% of State income tax reduction.
- Other changes made within the contingent income tax system (2018 Iowa Acts, chapter 1161, sections 128 through 130) are projected to reduce FY 2024 corporate income tax liability by \$17.9 million and bank franchise tax liability by \$2.0 million.

Summary of Fiscal Impact

Divisions V through VIII are projected to have negative impacts on Iowa General Fund revenue as presented in the following table.

Division	Projected General Fund Revenue Change by Provision and Fiscal Year					
	In Millions					
	V	VI	VII	VIII	VIII	Total
	Workforce Housing	Redevelopment Tax Credit	Paycheck Protection Program	Individual Income Tax Triggers	Corporate and Bank Income Tax Triggers	
FY 2022	\$ -6.1	\$ 0.0	\$ -5.3	\$ 0.0	\$ 0.0	\$ -6.1
FY 2023	-8.4	-0.6	0.0	-154.6	0.0	-163.6
FY 2024	-8.0	-2.4	0.0	-160.2	-19.9	-190.5
FY 2025	-6.4	-4.8	0.0	-30.1	0.0	-41.3
FY 2026	-6.1	-7.0	0.0	-8.4	0.0	-21.5

The Workforce Housing Tax Incentive program negative revenue impact will continue at a similar level to FY 2026 in future years. The 10-year extension for the Redevelopment Tax Credit program will have an additional projected \$90.3 million negative impact on General Fund revenue over the period of FY 2027 through FY 2037.

The requirement to transfer moneys from the Alternate Energy Revolving Loan Fund will result in the deposit of \$17.7 million in ending balance and future loan repayments to the Energy Infrastructure Revolving Loan program that is created in the Bill.

Sources

Department of Revenue
Economic Development Authority
Legislative Services Agency analysis

/s/ Holly M. Lyons

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The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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