

**EIGHTY-FIFTH GENERAL ASSEMBLY  
2014 REGULAR SESSION  
DAILY  
SENATE CLIP SHEET**

MAY 1, 2014

**HOUSE AMENDMENT TO  
SENATE FILE 2360**

**S-5208**

1 Amend [Senate File 2360](#), as passed by the Senate, as  
2 follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:  
5 <Section 1. Section 124.401, subsection 5, Code  
6 2014, is amended by adding the following new unnumbered  
7 paragraph after unnumbered paragraph 2:  
8 NEW UNNUMBERED PARAGRAPH. A person may knowingly  
9 or intentionally recommend, possess, use, dispense,  
10 deliver, transport, or administer cannabidiol if the  
11 recommendation, possession, use, dispensing, delivery,  
12 transporting, or administering is in accordance with  
13 the provisions of chapter 124D. For purposes of this  
14 paragraph, "cannabidiol" means the same as defined in  
15 section 124D.2.  
16 Sec. 2. NEW SECTION. 124D.1 Short title.  
17 This chapter shall be known and may be cited as the  
18 "Medical Cannabidiol Act".  
19 Sec. 3. NEW SECTION. 124D.2 Definitions.  
20 As used in this chapter:  
21 1. "Cannabidiol" means a nonpsychoactive  
22 cannabinoid found in the plant Cannabis sativa L.  
23 or Cannabis indica or any other preparation thereof  
24 that is essentially free from plant material, and has  
25 a tetrahydrocannabinol level of no more than three  
26 percent.  
27 2. "Department" means the department of public  
28 health.  
29 3. "Intractable epilepsy" means an epileptic seizure  
30 disorder for which standard medical treatment does  
31 not prevent or significantly ameliorate recurring,  
32 uncontrolled seizures or for which standard medical  
33 treatment results in harmful side effects.  
34 4. "Neurologist" means an allopathic or osteopathic  
35 physician board-certified in neurology in good standing  
36 and licensed under chapter 148.  
37 5. "Primary caregiver" means a person, at least  
38 eighteen years of age, who has been designated by a  
39 patient's neurologist or a person having custody of a  
40 patient, as being necessary to take responsibility for  
41 managing the well-being of the patient with respect  
42 to the medical use of cannabidiol pursuant to the  
43 provisions of this chapter.  
44 Sec. 4. NEW SECTION. 124D.3 Neurologist  
45 recommendation – medical use of cannabidiol.  
46 A neurologist who has examined and treated a patient  
47 suffering from intractable epilepsy may provide but  
48 has no duty to provide a written recommendation for  
49 the patient's medical use of cannabidiol to treat or  
50 alleviate symptoms of intractable epilepsy if no other

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1 satisfactory alternative treatment options exist for  
2 the patient and all of the following conditions apply:

3 1. The patient is a permanent resident of this  
4 state.

5 2. A neurologist has treated the patient for  
6 intractable epilepsy for at least six months. For  
7 purposes of this treatment period, and notwithstanding  
8 section 124D.2, subsection 4, treatment provided by a  
9 neurologist may include treatment by an out-of-state  
10 licensed neurologist in good standing.

11 3. The neurologist has tried alternative treatment  
12 options that have not alleviated the patient's  
13 symptoms.

14 4. The neurologist determines the risks of  
15 recommending the medical use of cannabidiol are  
16 reasonable in light of the potential benefit for the  
17 patient.

18 5. The neurologist maintains a patient treatment  
19 plan.

20 Sec. 5. NEW SECTION. 124D.4 Cannabidiol  
21 registration card.

22 1. Issuance to patient. The department may approve  
23 the issuance of a cannabidiol registration card by the  
24 department of transportation to a patient who:

25 a. Is at least eighteen years of age.

26 b. Is a permanent resident of this state.

27 c. Requests the patient's neurologist to submit  
28 a written recommendation to the department signed by  
29 the neurologist that the patient may benefit from the  
30 medical use of cannabidiol pursuant to section 124D.3.

31 d. Submits an application to the department, on a  
32 form created by the department, in consultation with  
33 the department of transportation, that contains all of  
34 the following:

35 (1) The patient's full name, Iowa residence  
36 address, date of birth, and telephone number.

37 (2) A copy of the patient's valid photo  
38 identification.

39 (3) Full name, address, and telephone number of the  
40 patient's neurologist.

41 (4) Full name, residence address, date of birth,  
42 and telephone number of each primary caregiver of the  
43 patient, if any.

44 (5) Any other information required by rule.

45 2. Patient card contents. A cannabidiol  
46 registration card issued to a patient by the department  
47 of transportation pursuant to subsection 1 shall  
48 contain, at a minimum, all of the following:

49 a. The patient's full name, Iowa residence address,  
50 and date of birth.

1 b. The patient's photo.  
2 c. The date of issuance and expiration date of the  
3 registration card.  
4 d. Any other information required by rule.  
5 3. Issuance to primary caregiver. For a patient in  
6 a primary caregiver's care, the department may approve  
7 the issuance of a cannabidiol registration card by the  
8 department of transportation to the primary caregiver  
9 who:  
10 a. Is at least eighteen years of age.  
11 b. Requests a patient's neurologist to submit a  
12 written recommendation to the department signed by the  
13 neurologist that a patient in the primary caregiver's  
14 care may benefit from the medical use of cannabidiol  
15 pursuant to section 124D.3.  
16 c. Submits an application to the department, on a  
17 form created by the department, in consultation with  
18 the department of transportation, that contains all of  
19 the following:  
20 (1) The primary caregiver's full name, residence  
21 address, date of birth, and telephone number.  
22 (2) The patient's full name.  
23 (3) A copy of the primary caregiver's valid photo  
24 identification.  
25 (4) Full name, address, and telephone number of the  
26 patient's neurologist.  
27 (5) Any other information required by rule.  
28 4. Primary caregiver card contents. A cannabidiol  
29 registration card issued by the department of  
30 transportation to a primary caregiver pursuant to  
31 subsection 3 shall contain, at a minimum, all of the  
32 following:  
33 a. The primary caregiver's full name, residence  
34 address, and date of birth.  
35 b. The primary caregiver's photo.  
36 c. The date of issuance and expiration date of the  
37 registration card.  
38 d. The full name of each patient in the primary  
39 caregiver's care.  
40 e. Any other information required by rule.  
41 5. Expiration date of card. A cannabidiol  
42 registration card issued pursuant to this section shall  
43 expire one year after the date of issuance and may be  
44 renewed.  
45 6. Card issuance – department of transportation.  
46 The department may enter into a chapter 28E agreement  
47 with the department of transportation to facilitate the  
48 issuance of a cannabidiol registration card pursuant to  
49 subsections 1 and 3.  
50 Sec. 6. NEW SECTION. 124D.5 Department duties –

1 rules.

2 1. a. The department shall maintain a confidential  
3 file of the names of each patient to or for whom the  
4 department issues a cannabidiol registration card  
5 and the name of each primary caregiver to whom the  
6 department issues a cannabidiol registration card under  
7 section 124D.4.

8 b. Individual names contained in the file shall be  
9 confidential and shall not be subject to disclosure,  
10 except as provided in subparagraph (1).

11 (1) Information in the confidential file maintained  
12 pursuant to paragraph "a" may be released to the  
13 following persons under the following circumstances:

14 (a) To authorized employees or agents of the  
15 department and the department of transportation as  
16 necessary to perform the duties of the department and  
17 the department of transportation pursuant to this  
18 chapter.

19 (b) To authorized employees of state or local  
20 law enforcement agencies, but only for the purpose of  
21 verifying that a person is lawfully in possession of a  
22 cannabidiol registration card issued pursuant to this  
23 chapter.

24 (2) Release of information pursuant to subparagraph  
25 (1) shall be consistent with the federal Health  
26 Insurance Portability and Accountability Act of 1996,  
27 Pub. L. No. 104-191.

28 2. The department, in consultation with the  
29 department of transportation, shall adopt rules to  
30 administer this chapter which shall include but not  
31 be limited to rules to establish the manner in which  
32 the department shall consider applications for new and  
33 renewal cannabidiol registration cards.

34 Sec. 7. NEW SECTION. 124D.6 Medical use of  
35 cannabidiol – affirmative defense.

36 1. a. A recommendation for the possession or use  
37 of cannabidiol as authorized by this chapter shall be  
38 provided exclusively by a neurologist for a patient who  
39 has been diagnosed with intractable epilepsy.

40 b. Cannabidiol provided exclusively pursuant to the  
41 recommendation of a neurologist shall be obtained from  
42 an out-of-state source and shall only be recommended  
43 for oral or transdermal administration.

44 c. A neurologist shall be the sole authorized  
45 recommender as part of the treatment plan by the  
46 neurologist of a patient diagnosed with intractable  
47 epilepsy. A neurologist shall have the sole authority  
48 to recommend the use or amount of cannabidiol, if any,  
49 in the treatment plan of a patient diagnosed with  
50 intractable epilepsy.

1 2. A neurologist, including any authorized agent  
2 thereof, shall not be subject to prosecution for the  
3 unlawful recommendation, possession, or administration  
4 of marijuana under the laws of this state for  
5 activities arising directly out of or directly related  
6 to the recommendation or use of cannabidiol in the  
7 treatment of a patient diagnosed with intractable  
8 epilepsy.

9 3. a. In a prosecution for the unlawful possession  
10 of marijuana under the laws of this state, including  
11 but not limited to chapters 124 and 453B, it is an  
12 affirmative and complete defense to the prosecution  
13 that the patient has been diagnosed with intractable  
14 epilepsy, used or possessed cannabidiol pursuant to a  
15 recommendation by a neurologist as authorized under  
16 this chapter, and, for a patient eighteen years of  
17 age or older, is in possession of a valid cannabidiol  
18 registration card.

19 b. In a prosecution for the unlawful possession  
20 of marijuana under the laws of this state, including  
21 but not limited to chapters 124 and 453B, it is an  
22 affirmative and complete defense to the prosecution  
23 that the person possessed cannabidiol because the  
24 person is a primary caregiver of a patient who has  
25 been diagnosed with intractable epilepsy and is in  
26 possession of a valid cannabidiol registration card,  
27 and where the primary caregiver's possession of the  
28 cannabidiol is on behalf of the patient and for the  
29 patient's use only as authorized under this chapter.

30 c. (1) The defenses afforded a patient under  
31 paragraph "a" apply to a patient only if the quantity  
32 of cannabidiol oil possessed by the patient does not  
33 exceed thirty-two ounces.

34 (2) The defenses afforded a primary caregiver  
35 under paragraph "b" apply to a primary caregiver only  
36 if the quantity of cannabidiol oil possessed by the  
37 primary caregiver does not exceed thirty-two ounces per  
38 patient.

39 d. If a patient or primary caregiver is charged  
40 with the commission of a crime and is not in possession  
41 of the person's cannabidiol registration card, any  
42 charge or charges filed against the person shall be  
43 dismissed by the court if the person produces to the  
44 court at the person's trial a cannabidiol registration  
45 card issued to that person and valid at the time the  
46 person was charged.

47 4. An agency of this state or a political  
48 subdivision thereof, including any law enforcement  
49 agency, shall not remove or initiate proceedings  
50 to remove a patient under the age of eighteen from

1 the home of a parent based solely upon the parent's  
2 or patient's possession or use of cannabidiol as  
3 authorized under this chapter.

4 Sec. 8. NEW SECTION. 124D.7 Penalties.

5 A person who knowingly or intentionally possesses or  
6 uses cannabidiol in violation of the requirements of  
7 this chapter is subject to the penalties provided under  
8 chapters 124 and 453B.

9 Sec. 9. NEW SECTION. 124D.8 Repeal.

10 This chapter is repealed July 1, 2017.

11 Sec. 10. REPORTS. The university of Iowa carver  
12 college of medicine and college of pharmacy shall, on  
13 or before July 1 of each year, beginning July 1, 2015,  
14 submit a report detailing the scientific literature,  
15 studies, and clinical trials regarding the use of  
16 cannabidiol on patients diagnosed with intractable  
17 epilepsy to the department of public health and the  
18 general assembly.>

19 2. Title page, by striking line 2 and inserting  
20 <penalties.>

RECEIVED FROM THE HOUSE

SENATE FILE 2363

S-5195

- 1 Amend Senate File 2363 as follows:  
2 1. Page 4, line 19, by striking <2354> and  
3 inserting <2359>  
4 2. Page 5, after line 6 by inserting:  
5 <\_\_\_\_. DEPARTMENT OF EDUCATION  
6 For purposes of providing reimbursement to public  
7 school districts that conduct radon testing pursuant to  
8 section 280.30, as enacted in this Act:  
9 ..... \$ 1,000,000>  
10 3. Page 7, line 16, by striking <\$100,000 each to  
11 the> and inserting <up to \$100,000 to those>  
12 4. Page 9, by striking line 30 and inserting:  
13 <For the public purpose of providing a grant on  
14 behalf of>  
15 5. By striking page 9, line 34, through page 10,  
16 line 6, and inserting:  
17 <The appropriation made in this lettered  
18 paragraph shall be distributed as a grant to an  
19 association representing the majority of the nonprofit  
20 substance-related disorder treatment providers licensed  
21 under section 125.13 by the department as of January  
22 1, 2014, that receive federal prevention and treatment  
23 of substance abuse block grant funding through  
24 the department. The grant shall be used for bulk  
25 purchasing and to implement an electronic health record  
26 system in the providers that receive that federal  
27 grant. The electronic health record system implemented  
28 with the grant shall comply with the electronic health  
29 information>  
30 6. Page 10, lines 10 and 11, by striking <Each  
31 recipient of a grant> and inserting <Each of the  
32 providers>  
33 7. Page 10, by striking lines 18 through 21.  
34 8. By renumbering as necessary.

**By** ROBERT E. DVORSKY

S-5195 FILED APRIL 30, 2014  
ADOPTED

HOUSE FILE 398

S-5193

1 Amend House File 398, as passed by the House, as  
2 follows:

3 1. Page 1, by striking lines 2 through 5 and  
4 inserting <the following new subsection:>

5 2. By striking page 1, line 16, through page 2,  
6 line 14, and inserting:

7 <Sec. \_\_\_\_\_. Section 522B.11, subsection 7, Code  
8 2014, is amended to read as follows:

9 7. a. ~~Unless an insurance producer holds oneself~~  
10 ~~out as an insurance specialist, consultant, or~~  
11 ~~counselor and receives compensation for consultation~~  
12 ~~and advice apart from commissions paid by an insurer~~  
13 ~~otherwise provided in this subsection~~, the duties and  
14 responsibilities of an insurance producer are limited  
15 to those duties and responsibilities set forth in  
16 Sandbulte v. Farm Bureau Mut. Ins. Co., 343 N.W.2d 457  
17 (Iowa 1984).

18 b. The general assembly declares that the holding  
19 of Langwith v. Am. Nat'l Gen. Ins. Co., (No. 08-0778)  
20 793 N.W.2d 215 (Iowa 2010) is abrogated to the extent  
21 that it overrules Sandbulte and imposes higher or  
22 greater duties and responsibilities on insurance  
23 producers than those set forth in Sandbulte.

24 c. Unless an insurance producer holds oneself out  
25 as an insurance specialist, consultant, or counselor  
26 and receives compensation for consultation and advice  
27 apart from commissions paid by an insurer, an insurance  
28 producer, while acting within the scope and course of  
29 the license provided for by this chapter, is not in the  
30 business of supplying information to others.

31 d. An insurance producer owes any duties and  
32 responsibilities referred to in this subsection only  
33 to the policy owner, a person in privity of contract  
34 with the insurance producer, a person who has executed  
35 a written instrument required by the insurer in order  
36 to become a policy owner, and the principal in an  
37 agency relationship with the insurance producer. If  
38 a person to whom an insurance producer owes duties  
39 and responsibilities is deceased or incapacitated, a  
40 direct and specifically identified beneficiary, who  
41 is referenced in a written instrument required by the  
42 insurer or provided by the insurance producer that is  
43 executed by the person and delivered to the insurer  
44 or insurance producer prior to the person's death  
45 or incapacity, may enforce the insurance producer's  
46 duties and responsibilities. An insurance producer  
47 does not owe any duty to a person who was a direct  
48 and specifically identified beneficiary if the policy  
49 owner changes the beneficiary in the manner required  
50 by the policy or contract and removes the person as a

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Page 2

1 beneficiary.>

2 3. By renumbering as necessary.

**By** ROBERT M. HOGG

S-5193 FILED APRIL 30, 2014

ADOPTED

**HOUSE AMENDMENT TO SENATE AMENDMENT TO  
HOUSE FILE 398**

**S-5194**

1 Amend the Senate amendment, H-8369, to House File  
2 398, as passed by the House, as follows:

3 1. By striking page 1, line 3, through page 2, line  
4 2, and inserting:

5 <\_\_\_\_. By striking page 1, line 1, through page 2,  
6 line 14, and inserting:

7 <Section 1. Section 522B.1, Code 2014, is amended  
8 by adding the following new subsection:

9 NEW SUBSECTION. 12A. "Policy owner" means a person  
10 who is identified as the legal owner of an insurance  
11 policy or contract under the terms of the insurance  
12 policy or contract, or who is otherwise vested with  
13 legal title to the insurance policy or contract through  
14 a valid assignment completed in accordance with the  
15 terms of the insurance policy or contract and is  
16 properly recorded as the legal owner of the policy or  
17 contract in the records of the insurer. "Policy owner"  
18 does not include a person who has a mere beneficial  
19 interest in an insurance policy.

20 Sec. 2. Section 522B.11, subsection 7, Code 2014,  
21 is amended by adding the following new paragraphs:

22 NEW PARAGRAPH. c. Unless an insurance producer  
23 holds oneself out as an insurance specialist,  
24 consultant, or counselor and receives compensation for  
25 consultation and advice apart from commissions paid  
26 by an insurer, an insurance producer, while acting  
27 within the scope and course of the license provided for  
28 by this chapter, is not in the business of supplying  
29 information to others.

30 NEW PARAGRAPH. d. An insurance producer owes  
31 any duties and responsibilities referred to in this  
32 subsection only to the policy owner, a person in  
33 privity of contract with the insurance producer, a  
34 person who has executed a written instrument required  
35 by the insurer in order to become a policy owner,  
36 and the principal in the agency relationship with the  
37 insurance producer. If a person to whom the insurance  
38 producer owes duties and responsibilities is deceased  
39 or incapacitated, a direct and specifically identified  
40 beneficiary referenced in a written instrument required  
41 by the insurer and executed by the person may enforce  
42 the insurance producer's duties and responsibilities.  
43 An insurance producer does not owe any duties and  
44 responsibilities to a person who was a direct and  
45 specifically identified beneficiary if the policy  
46 owner changes the beneficiary in the manner required  
47 by the policy or contract and removes the person as a  
48 beneficiary.>>

RECEIVED FROM THE HOUSE

**S-5194** FILED APRIL 30, 2014  
REFUSED TO CONCUR

HOUSE AMENDMENT TO SENATE AMENDMENT TO  
HOUSE FILE 2460

S-5207

1 Amend the Senate amendment, H-8349, to House File  
2 2460, as amended, passed, and reprinted by the House,  
3 as follows:

4 1. Page 2, after line 13 by inserting:

5 <Sec. \_\_\_\_\_. Section 15.108, subsection 6, paragraph  
6 a, Code 2014, is amended to read as follows:

7 a. Coordinate and perform the duties specified  
8 under the Iowa industrial new jobs training Act in  
9 chapter 260E, ~~the Iowa jobs training Act in chapter~~  
10 ~~260F~~, and the workforce development fund in section  
11 15.341.>

12 2. Page 7, after line 22 by inserting:

13 <Sec. \_\_\_\_\_. Section 260F.2, subsection 2, Code 2014,  
14 is amended by striking the subsection.

15 Sec. \_\_\_\_\_. Section 260F.2, Code 2014, is amended by  
16 adding the following new subsection:

17 NEW SUBSECTION. 4A. "Department" means the  
18 department of education.>

19 3. Page 7, line 37, by striking <authority> and  
20 inserting <authority department>

21 4. Page 8, by striking lines 24 through 27.

22 5. Page 9, line 17, by striking <authority> and  
23 inserting <department>

24 6. Page 9, line 21, by striking <authority> and  
25 inserting <department>

26 7. Page 9, line 34, by striking <authority> and  
27 inserting <department>

28 8. Page 9, line 40, by striking <authority> and  
29 inserting <department>

30 9. Page 9, line 47, by striking <authority> and  
31 inserting <department>

32 10. Page 10, line 7, by striking <authority> and  
33 inserting <department>

34 11. Page 10, by striking lines 21 through 32 and  
35 inserting:

36 <260F.7 ~~Economic development authority~~ Department of  
37 education to coordinate.

38 ~~The economic development authority, in consultation~~  
39 ~~with the department of education and the department of~~  
40 ~~workforce development, department shall coordinate the~~  
41 ~~jobs training program. A project shall not be funded~~  
42 ~~under this chapter unless the economic development~~  
43 ~~authority approves the project. The authority~~  
44 department shall adopt rules pursuant to chapter 17A  
45 governing the program's operation and eligibility for  
46 participation in the program. The authority department  
47 shall establish by rule criteria for determining what  
48 constitutes an eligible business.>

49 12. Page 10, line 38, by striking <authority> and  
50 inserting <department>

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Page 2

1 13. Page 12, by striking lines 26 and 27 and  
2 inserting:  
3 <Sec. \_\_\_\_\_. REPEAL. Section 15.343, Code 2014, is  
4 repealed.  
5 Sec. \_\_\_\_\_. REPEAL. Section 260F.6A, Code 2014, is  
6 repealed.  
7 Sec. \_\_\_\_\_. REPEAL. Section 260F.6B, Code 2014, is  
8 repealed.>  
9 14. Page 12, line 29, after <authority> by  
10 inserting <and the department of education>  
11 15. By renumbering as necessary.

RECEIVED FROM THE HOUSE

S-5207 FILED MAY 1, 2014  
CONCURRED

S-5196

1 Amend House File 2473, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:

5 <DIVISION I

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1. 2013 Iowa Acts, chapter 140, is amended  
8 by adding the following new section:

9 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL  
10 YEAR 2015-2016.

11 1. For the budget process applicable to the fiscal  
12 year beginning July 1, 2015, on or before October 1,  
13 2014, in lieu of the information specified in section  
14 8.23, subsection 1, unnumbered paragraph 1, and  
15 paragraph "a", all departments and establishments of  
16 the government shall transmit to the director of the  
17 department of management, on blanks to be furnished  
18 by the director, estimates of their expenditure  
19 requirements, including every proposed expenditure, for  
20 the ensuing fiscal year, together with supporting data  
21 and explanations as called for by the director of the  
22 department of management after consultation with the  
23 legislative services agency.

24 2. The estimates of expenditure requirements  
25 shall be in a form specified by the director of  
26 the department of management, and the expenditure  
27 requirements shall include all proposed expenditures  
28 and shall be prioritized by program or the results to  
29 be achieved. The estimates shall be accompanied by  
30 performance measures for evaluating the effectiveness  
31 of the programs or results.

32 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by  
33 adding the following new section:

34 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

35 1. The appropriations made pursuant to section  
36 2.12 for the expenses of the general assembly and  
37 legislative agencies for the fiscal year beginning July  
38 1, 2014, and ending June 30, 2015, are reduced by the  
39 following amount:

40 ..... \$ 3,000,000

41 2. The budgeted amounts for the general assembly  
42 for the fiscal year beginning July 1, 2014, may be  
43 adjusted to reflect unexpended budgeted amounts from  
44 the previous fiscal year.

45 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is  
46 amended to read as follows:

47 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

48 - FY 2014-2015. Notwithstanding the standing  
49 appropriations in the following designated sections for  
50 the fiscal year beginning July 1, 2014, and ending June

1 30, 2015, the amounts appropriated from the general  
2 fund of the state pursuant to these sections for the  
3 following designated purposes shall not exceed the  
4 following amounts:

5 1. For operational support grants and community  
6 cultural grants under section 99F.11, subsection 3,  
7 paragraph "d", subparagraph (1):

8 ..... \$ 208,351  
9 ..... 416,702

10 ~~2. For regional tourism marketing under section~~  
11 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~

12 ..... ~~\$ 582,000~~

13 3. For payment for nonpublic school transportation  
14 under section 285.2:

15 ..... \$ 8,560,931

16 If total approved claims for reimbursement for  
17 nonpublic school pupil transportation exceed the amount  
18 appropriated in accordance with this subsection, the  
19 department of education shall prorate the amount of  
20 each approved claim.

21 4. For the enforcement of chapter 453D relating to  
22 tobacco product manufacturers under section 453D.8:

23 ..... \$ 9,208  
24 ..... 18,416

25 Sec. 4. Section 257.35, Code 2014, is amended by  
26 adding the following new subsection:

27 NEW SUBSECTION. 8A. Notwithstanding subsection 1,  
28 and in addition to the reduction applicable pursuant  
29 to subsection 2, the state aid for area education  
30 agencies and the portion of the combined district cost  
31 calculated for these agencies for the fiscal year  
32 beginning July 1, 2014, and ending June 30, 2015, shall  
33 be reduced by the department of management by fifteen  
34 million dollars. The reduction for each area education  
35 agency shall be prorated based on the reduction that  
36 the agency received in the fiscal year beginning July  
37 1, 2003.

38 DIVISION II

39 CLAIMS AGAINST THE STATE AND BY THE STATE

40 Sec. 5. Section 8.55, subsection 3, paragraph a,  
41 Code 2014, is amended to read as follows:

42 a. Except as provided in paragraphs "b", "c",  
43 ~~and "d", and "0e",~~ the moneys in the Iowa economic  
44 emergency fund shall only be used pursuant to an  
45 appropriation made by the general assembly. An  
46 appropriation shall only be made for the fiscal year in  
47 which the appropriation is made. The moneys shall only  
48 be appropriated by the general assembly for emergency  
49 expenditures.

50 Sec. 6. Section 8.55, subsection 3, Code 2014, is

1 amended by adding the following new paragraph:

2 NEW PARAGRAPH. 0e. There is appropriated from the  
3 Iowa economic emergency fund to the state appeal board  
4 an amount sufficient to pay claims authorized by the  
5 state appeal board as provided in section 25.2.

6 Sec. 7. Section 25.2, subsection 4, Code 2014, is  
7 amended to read as follows:

8 4. Payments authorized by the state appeal board  
9 shall be paid from the appropriation or fund of  
10 original certification of the claim. However, if that  
11 appropriation or fund has since reverted under section  
12 8.33, then such payment authorized by the state appeal  
13 board shall be ~~out of any money in the state treasury~~  
14 ~~not otherwise appropriated~~ as follows:

15 a. From the appropriation made from the Iowa  
16 economic emergency fund in section 8.55 for purposes of  
17 paying such expenses.

18 b. To the extent the appropriation from the  
19 Iowa economic emergency fund described in paragraph  
20 "a" is insufficient to pay such expenses, there is  
21 appropriated from moneys in the general fund of the  
22 state not otherwise appropriated the amount necessary  
23 to fund the deficiency.

24 DIVISION III

25 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

26 Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the  
27 purposes provided in section 455E.11, subsection 2,  
28 paragraph "c", there is appropriated from the household  
29 hazardous waste account of the groundwater protection  
30 fund to the department of natural resources for the  
31 fiscal year beginning July 1, 2014, and ending June 30,  
32 2015, the following amount, or so much thereof as is  
33 necessary, to be used for the purposes designated:

34 For supporting the department's air quality  
35 programs, including salaries, support, maintenance, and  
36 miscellaneous purposes:

37 ..... \$ 1,400,000

38 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There  
39 is appropriated from the general fund of the state to  
40 the department on aging for the fiscal year beginning  
41 July 1, 2014, and ending June 30, 2015, the following  
42 amount, or so much thereof as is necessary, to be used  
43 for the purposes designated:

44 To award to each area agency on aging designated  
45 under section 231.32 in the proportion that the  
46 estimated amount of older individuals in Iowa served by  
47 that area agency on aging bears to the total estimated  
48 amount of older individuals in Iowa, to be used to  
49 provide congregate meals and home-delivered meals to  
50 food-insecure older individuals in Iowa:

1 ..... \$ 250,000  
 2 Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The  
 3 director of the department of natural resources shall  
 4 convene a stakeholder group for purposes of studying  
 5 the funding of air quality programs administered by  
 6 the department. By December 1, 2014, the department  
 7 shall submit a written report to the general assembly  
 8 regarding the findings and recommendations of the  
 9 stakeholder group.

10 Sec. 11. PERSONNEL SETTLEMENT AGREEMENT  
 11 PAYMENTS. The general assembly and the judicial branch  
 12 shall not enter into a personnel settlement agreement  
 13 with a state employee that contains a confidentiality  
 14 provision intended to prevent public disclosure of the  
 15 agreement or any terms of the agreement.

16 Sec. 12. Section 8.9, subsection 2, paragraph a,  
 17 Code 2014, is amended to read as follows:

18 a. All grant applications submitted and grant  
 19 moneys received by a department on behalf of the state  
 20 shall be reported to the office of grants enterprise  
 21 management. The office shall by ~~January 31~~ December  
 22 1 of each year submit to the fiscal services division  
 23 of the legislative services agency a written report  
 24 listing all grants received during the ~~previous~~  
 25 calendar most recently completed federal fiscal year  
 26 with a value over one thousand dollars and the funding  
 27 entity and purpose for each grant. However, the  
 28 reports on grants filed by the state board of regents  
 29 pursuant to section 8.44 shall be deemed sufficient to  
 30 comply with the requirements of this subsection. In  
 31 addition, each department shall submit and the office  
 32 shall report, as applicable, for each grant applied  
 33 for or received and other federal moneys received  
 34 the expected duration of the grant or the other  
 35 moneys, maintenance of effort or other matching fund  
 36 requirements throughout and following the period of the  
 37 grant or the other moneys, the sources of the federal  
 38 funding and any match funding, any policy, program, or  
 39 operational requirement associated with receipt of the  
 40 funding, a status report on changes anticipated in the  
 41 federal requirements associated with the grant or other  
 42 federal funding during the fiscal year in progress and  
 43 the succeeding fiscal year, and any other information  
 44 concerning the grant or other federal funding that  
 45 would be helpful in the development of policy or  
 46 budget decisions. The fiscal services division of  
 47 the legislative services agency shall compile the  
 48 information received for consideration by the standing  
 49 joint appropriations subcommittees of the general  
 50 assembly.



1 Sec. 13. Section 68B.3, Code 2014, is amended by  
2 adding the following new subsection:  
3 NEW SUBSECTION. 2A. This section does not apply to  
4 sales of services by a member of a board or commission  
5 as defined under section 7E.4 to state executive branch  
6 agencies or subunits of departments or independent  
7 agencies as defined in section 7E.4 that are not the  
8 subunit of the department or independent agency in  
9 which the person serves or are not a subunit of a  
10 department or independent agency with which the person  
11 has substantial and regular contact as part of the  
12 person's duties.

13 Sec. 14. Section 602.1302, subsection 3, Code 2014,  
14 is amended to read as follows:

15 3. A revolving fund is created in the state  
16 treasury for the payment of jury and witness fees,  
17 mileage, costs related to summoning jurors by the  
18 judicial branch, costs and fees related to the  
19 management and payment of interpreters and translators  
20 in judicial branch legal proceedings and court-ordered  
21 programs, and attorney fees paid by the state public  
22 defender for counsel appointed pursuant to section  
23 600A.6A. The judicial branch shall deposit any  
24 reimbursements to the state for the payment of jury  
25 and witness fees and mileage in the revolving fund.  
26 In each calendar quarter the judicial branch shall  
27 reimburse the state public defender for attorney fees  
28 paid pursuant to section 600A.6B. Notwithstanding  
29 section 8.33, unencumbered and unobligated receipts in  
30 the revolving fund at the end of a fiscal year do not  
31 revert to the general fund of the state. The judicial  
32 branch shall on or before February 1 file a financial  
33 accounting of the moneys in the revolving fund with  
34 the legislative services agency. The accounting shall  
35 include an estimate of disbursements from the revolving  
36 fund for the remainder of the fiscal year and for the  
37 next fiscal year.

38 Sec. 15. 2013 Iowa Acts, chapter 138, section 157,  
39 subsection 5A, if enacted by 2014 Iowa Acts, House File  
40 2463, is amended by striking the subsection.

41 DIVISION IV

42 CORRECTIVE PROVISIONS

43 Sec. 16. Section 15.353, subsection 1, paragraph c,  
44 subparagraph (2), if enacted by 2014 Iowa Acts, House  
45 File 2448, is amended to read as follows:

46 (2) The average dwelling unit cost does not exceed  
47 two hundred fifty thousand dollars per dwelling unit  
48 if the project involves the rehabilitation, repair,  
49 redevelopment, or preservation of ~~eligible property,~~  
50 ~~as that term is defined in section 404A.1, subsection~~

1 ~~2~~ property described in section 404A.1, subsection 7,  
2 paragraph "a".

3 Sec. 17. Section 15J.4, subsection 1, paragraph b,  
4 as amended by 2014 Iowa Acts, [House File 2448](#), section  
5 34, if enacted, is amended to read as follows:

6 b. The area was in whole or in part a designated  
7 economic development enterprise zone under chapter  
8 15E, division XVIII, Code 2014, immediately prior to  
9 the effective date of this division of this Act, or  
10 the area is in whole or in part an urban renewal area  
11 established pursuant to chapter 403.

12 Sec. 18. Section 123.47, subsection 1A, paragraph  
13 c, subparagraph (2), as enacted by 2014 Iowa Acts,  
14 [Senate File 2310](#), section 1, is amended to read as  
15 follows:

16 (2) A person under legal age who consumes or  
17 possesses any alcoholic liquor, wine, or beer in  
18 connection with a religious observance, ceremony, or  
19 ~~right rite~~.

20 Sec. 19. Section 331.552, subsection 35, as amended  
21 by 2014 Iowa Acts, [House File 2273](#), section 5, if  
22 enacted, is amended to read as follows:

23 35. a. Destroy special assessment records required  
24 by section 445.11 within the county system after ten  
25 years have elapsed from the end of the fiscal year in  
26 which the special assessment was paid in full. The  
27 county treasurer shall also destroy the resolution of  
28 necessity, plat, and schedule of assessments required  
29 by section 384.51 after ten years have elapsed from the  
30 end of the fiscal year in which the entire schedule was  
31 paid in full. This ~~subsection~~ paragraph applies to  
32 documents described in this ~~subsection~~ paragraph that  
33 are in existence before, on, or after July 1, 2003.

34 b. Destroy assessment records required by chapter  
35 468 within the county system after ten years have  
36 elapsed from the end of the fiscal year in which the  
37 assessment was paid in full. The county treasurer  
38 shall also destroy the accompanying documents including  
39 any resolutions, plats, or schedule of assessments  
40 after ten years have elapsed from the end of the  
41 fiscal year in which the entire schedule was paid in  
42 full. This ~~subsection~~ paragraph applies to documents  
43 described in this ~~subsection~~ paragraph that are in  
44 existence before, on, or after July 1, 2014.

45 Sec. 20. Section 422.33, subsection 4, paragraph c,  
46 Code 2014, as amended by 2014 Iowa Acts, Senate File  
47 2240, section 87, and redesignated as paragraph b,  
48 subparagraph (3), is amended to read as follows:

49 (3) Subtract an exemption amount of forty thousand  
50 dollars. This exemption amount shall be reduced, but

1 not below zero, by an amount equal to twenty-five  
2 percent of the amount by which the alternative minimum  
3 taxable income of the taxpayer, computed without regard  
4 to the exemption amount in this ~~paragraph~~ subparagraph,  
5 exceeds one hundred fifty thousand dollars.

6 Sec. 21. Section 425.15, subsection 1, paragraph a,  
7 as enacted by 2014 Iowa Acts, Senate File 2352, section  
8 1, is amended to read as follows:

9 a. A veteran of any of the military forces of the  
10 United States, who acquired the homestead under 38  
11 U.S.C. §21.801, 21.802, prior to August 6, 1991, or  
12 under 38 U.S.C. §2101, 2102.

13 Sec. 22. Section 508.36, subsection 13, paragraph  
14 d, subparagraph (1), subparagraph division (c), as  
15 enacted by 2014 Iowa Acts, Senate File 2131, section 9,  
16 is amended to read as follows:

17 (c) Minimum reserves for all other policies ~~of~~ or  
18 contracts subject to subsection 1, paragraph "b".

19 Sec. 23. Section 508.36, subsection 16, paragraph  
20 c, subparagraph (3), as enacted by 2014 Iowa Acts,  
21 Senate File 2131, section 9, is amended to read as  
22 follows:

23 (3) Once any portion of a memorandum in support  
24 of an opinion submitted under subsection 2 or a  
25 principle-based valuation report developed under  
26 subsection 14, paragraph "b", subparagraph (3), is  
27 cited by a company in its marketing or is publicly  
28 volunteered to or before a governmental agency other  
29 than a state insurance department or is released by  
30 the company to the news media, all portions ~~of~~ of such  
31 memorandum or report shall no longer be confidential  
32 information.

33 Sec. 24. Section 508.37, subsection 6, paragraph h,  
34 subparagraph (8), as enacted by 2014 Iowa Acts, Senate  
35 File 2131, section 13, is amended to read as follows:

36 (8) For policies issued on or after the operative  
37 date of the valuation manual, the valuation manual  
38 shall provide the Commissioners Standard Mortality  
39 Table for use in determining the minimum nonforfeiture  
40 standard that may be substituted for the Commissioners  
41 1961 Standard Industrial Mortality Table or the  
42 Commissioners 1961 Industrial Extended Term Insurance  
43 Table. If the commissioner approves by ~~regulation~~  
44 rule any Commissioners Standard Industrial Mortality  
45 Table adopted by the national association of insurance  
46 commissioners for use in determining the minimum  
47 nonforfeiture standard for policies issued on or after  
48 the operative date of the valuation manual, then that  
49 minimum nonforfeiture standard supersedes the minimum  
50 nonforfeiture standard provided by the valuation

1 manual.

2 Sec. 25. Section 537.1301, subsection 46, as  
3 enacted by 2014 Iowa Acts, House File 2324, section 17,  
4 is amended to read as follows:

5 46. "Threshold amount" means the threshold amount,  
6 as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b),  
7 in effect during the period the consumer credit  
8 transaction was entered into.

9 Sec. 26. 2014 Iowa Acts, Senate File 2257, section  
10 15, is amended by striking the section and inserting in  
11 lieu thereof the following:

12 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,  
13 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,  
14 Code 2014, are repealed.

15 Sec. 27. REPEAL. 2014 Iowa Acts, House File 2423,  
16 section 159, is repealed.

17 Sec. 28. CONTINGENT EFFECTIVENESS. The section  
18 of this division of this Act amending section 15.353,  
19 subsection 1, paragraph "c", subparagraph (2), takes  
20 effect only if 2014 Iowa Acts, House File 2453, is  
21 enacted.

22 DIVISION V

23 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

24 Sec. 29. Section 2.42, subsection 13, Code 2014, is  
25 amended to read as follows:

26 13. To establish policies with regard to publishing  
27 printed and electronic versions of legal publications  
28 as provided in chapters 2A and 2B, including the Iowa  
29 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
30 bulletin, Iowa administrative code, and Iowa court  
31 rules, or any part of those publications. The  
32 publishing policies may include, but are not limited  
33 to: the style and format to be used; the frequency  
34 of publication; the contents of the publications;  
35 the numbering systems to be used; the preparation of  
36 editorial comments or notations; the correction of  
37 errors; the type of print or electronic media and  
38 data processing software to be used; the number of  
39 volumes to be published; recommended revisions; the  
40 letting of contracts for publication; the pricing of  
41 the publications to which section 22.3 does not apply;  
42 access to, and the use, reproduction, legal protection,  
43 sale or distribution, and pricing of related data  
44 processing software consistent with chapter 22; and any  
45 other matters deemed necessary to the publication of  
46 uniform and understandable publications.

47 Sec. 30. Section 2A.1, subsection 2, paragraph d,  
48 unnumbered paragraph 1, Code 2014, is amended to read  
49 as follows:

50 Publication of the official legal publications

1 of the state, including but not limited to the Iowa  
2 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
3 bulletin, Iowa administrative code, and Iowa court  
4 rules as provided in chapter 2B. The legislative  
5 services agency shall do all of the following:

6 Sec. 31. Section 2A.5, subsection 2, paragraph b,  
7 Code 2014, is amended by striking the paragraph.

8 Sec. 32. Section 2A.5, Code 2014, is amended by  
9 adding the following new subsection:

10 NEW SUBSECTION. 2A. The legislative services  
11 agency shall publish annually an electronic or printed  
12 version of the roster of state officials. The roster  
13 of state officials shall include a correct list of  
14 state officers and deputies; members of boards and  
15 commissions; justices of the supreme court, judges  
16 of the court of appeals, and judges of the district  
17 courts including district associate judges and judicial  
18 magistrates; and members of the general assembly.  
19 The office of the governor shall cooperate in the  
20 preparation of the list.

21 Sec. 33. Section 2B.5, subsection 3, Code 2014, is  
22 amended by striking the subsection.

23 Sec. 34. Section 2B.5A, subsection 2, Code 2014, is  
24 amended to read as follows:

25 2. In consultation with the administrative rules  
26 coordinator, the administrative code editor shall  
27 prescribe a uniform style and form required for a  
28 person filing a document for publication in the Iowa  
29 administrative bulletin or the Iowa administrative  
30 code, including but not limited to a rulemaking  
31 document. A rulemaking document includes a notice  
32 of intended action as provided in section 17A.4 or  
33 an adopted rule for filing as provided in section  
34 17A.5. The rulemaking document shall correlate each  
35 rule to the uniform numbering system established by  
36 the administrative code editor. The administrative  
37 code editor shall provide for the publication of  
38 an electronic publication version of the Iowa  
39 administrative bulletin and the Iowa administrative  
40 code. The administrative code editor shall review  
41 all submitted documents for style and form and notify  
42 the administrative rules coordinator if a rulemaking  
43 document is not in proper style or form, and may return  
44 or revise a document which is not in proper style and  
45 form. The style and form prescribed shall require  
46 that a rulemaking document include a reference to the  
47 statute which the rules are intended to implement.

48 Sec. 35. Section 2B.5A, subsection 6, paragraph a,  
49 subparagraph (2), subparagraph division (b), Code 2014,  
50 is amended to read as follows:

1 (b) A print ~~edition~~ version may include an index.

2 Sec. 36. Section 2B.5B, subsection 2, Code 2014, is  
3 amended to read as follows:

4 2. The administrative code editor, upon direction  
5 by the Iowa supreme court and in accordance with the  
6 policies of the legislative council pursuant to section  
7 2.42 and the legislative services agency pursuant  
8 to section 2A.1, shall prescribe a uniform style and  
9 form required for filing a document for publication in  
10 the Iowa court rules. The document shall correlate  
11 each rule to the uniform numbering system. The  
12 administrative code editor shall provide for the  
13 publication of an electronic ~~publication~~ version of  
14 the Iowa court rules. The administrative code editor  
15 shall review all submitted documents for style and  
16 form and notify the Iowa supreme court if a rulemaking  
17 document is not in proper style or form, and may return  
18 or revise a document which is not in proper style and  
19 form.

20 Sec. 37. Section 2B.5B, subsection 3, paragraph b,  
21 subparagraph (2), subparagraph division (b), Code 2014,  
22 is amended to read as follows:

23 (b) A print version ~~shall~~ may include an index.

24 Sec. 38. Section 2B.6, subsection 2, paragraph b,  
25 Code 2014, is amended to read as follows:

26 b. The Iowa Code ~~or Code Supplement~~, as provided in  
27 section 2B.12.

28 Sec. 39. Section 2B.12, Code 2014, is amended to  
29 read as follows:

30 2B.12 Iowa Code ~~and Code Supplement~~.

31 1. The legislative services agency shall control  
32 and maintain in a secure electronic repository  
33 custodial information used to publish the Iowa Code.

34 2. The legislative services agency shall publish  
35 an annual edition of the Iowa Code as soon as  
36 possible after the final adjournment of a regular  
37 or special session of a general assembly. ~~However,~~  
38 ~~the legislative services agency may publish a new~~  
39 ~~Code Supplement in lieu of the Iowa Code as soon as~~  
40 ~~possible after the final adjournment of a regular~~  
41 ~~session of a general assembly. The legislative~~  
42 ~~services agency may publish a new edition of the Iowa~~  
43 ~~Code or Code Supplement as soon as possible after the~~  
44 ~~final adjournment of a special session of the general~~  
45 ~~assembly.~~

46 3. An edition of the Iowa Code ~~or Code Supplement~~  
47 shall contain each Code section in its new or amended  
48 form. However, a new section or amendment which does  
49 not take effect until after the probable publication  
50 date of a succeeding Iowa Code ~~or Code Supplement~~

1 may be deferred for publication in that succeeding  
2 Iowa Code ~~or Code Supplement~~. The sections shall  
3 be inserted in each edition in a logical order as  
4 determined by the Iowa Code editor in accordance with  
5 the policies of the legislative council.

6 4. Each section of an Iowa Code ~~or Code Supplement~~  
7 shall be indicated by a number printed in boldface  
8 type and shall have an appropriate headnote printed in  
9 boldface type.

10 5. The Iowa Code shall include all of the  
11 following:

- 12 a. The Declaration of Independence.
- 13 b. The Articles of Confederation.
- 14 c. The Constitution of the United States.
- 15 d. The laws of the United States relating to the  
16 authentication of records.
- 17 e. The Constitution of the State of Iowa, original  
18 and codified versions.
- 19 f. The Act admitting Iowa into the union as a  
20 state.
- 21 g. The arrangement of the Code into distinct units,  
22 as established by the legislative services agency,  
23 which may include titles, subunits of titles, chapters,  
24 subunits of chapters, and sections, and subunits of  
25 sections. The distinct units shall be numbered and may  
26 include names.
- 27 h. All of the statutes of Iowa of a general and  
28 permanent nature, except as provided in subsection 3.
- 29 i. A comprehensive method to search and identify  
30 its contents, including the text of the Constitution  
31 and statutes of the State of Iowa.

32 (1) An electronic version may include search and  
33 retrieval programming, analysis of titles and chapters,  
34 and an index and a summary index.

35 (2) A print version shall include an analysis of  
36 titles and chapters, and may include an index and a  
37 summary index.

38 6. The Iowa Code may include all of the following:

- 39 a. A preface.
- 40 b. A description of citations to statutes.
- 41 c. Abbreviations to other publications which may be  
42 referred to in the Iowa Code.
- 43 d. Appropriate historical references or source  
44 notes.
- 45 e. An analysis of the Code by titles and chapters.
- 46 f. Other reference materials as determined by the  
47 Iowa Code editor in accordance with any policies of the  
48 legislative council.

49 ~~7. A Code Supplement shall include all of the~~  
50 ~~following:~~

1 a. ~~The text of statutes of Iowa of a general~~  
2 ~~and permanent nature that were enacted during the~~  
3 ~~preceding regular or special session, except as~~  
4 ~~provided in subsection 3; an indication of all sections~~  
5 ~~repealed during that session; and any amendments to~~  
6 ~~the Constitution of the State of Iowa approved by the~~  
7 ~~voters since the adjournment of the previous regular~~  
8 ~~session of the general assembly.~~

9 b. ~~A chapter title and number for each chapter or~~  
10 ~~part of a chapter included.~~

11 e. ~~A comprehensive method to search and identify~~  
12 ~~its contents, including the text of statutes and the~~  
13 ~~Constitution of the State of Iowa.~~

14 (1) ~~An electronic version may include search and~~  
15 ~~retrieval programming and an index and a summary index.~~

16 (2) ~~A print version may include an index and a~~  
17 ~~summary index.~~

18 8. 7. ~~The Iowa Code or Code Supplement may include~~  
19 ~~appropriate tables showing the disposition of Acts of~~  
20 ~~the general assembly, the corresponding sections from~~  
21 ~~edition to edition of an Iowa Code or Code Supplement,~~  
22 ~~and other reference material as determined by the~~  
23 ~~Iowa Code editor in accordance with policies of the~~  
24 ~~legislative council.~~

25 8. In lieu of or in addition to publishing an  
26 annual edition of the Iowa Code, the legislative  
27 services agency, in accordance with the policies of  
28 the legislative council, may publish a supplement to  
29 the Iowa Code, as necessary or desirable, in a manner  
30 similar to the publication of an annual edition of the  
31 Iowa Code.

32 Sec. 40. Section 2B.13, subsection 1, unnumbered  
33 paragraph 1, Code 2014, is amended to read as follows:

34 The Iowa Code editor in preparing the copy for an  
35 edition of the Iowa Code ~~or Code Supplement~~ shall not  
36 alter the sense, meaning, or effect of any Act of the  
37 general assembly, but may:

38 Sec. 41. Section 2B.13, subsection 1, paragraph f,  
39 Code 2014, is amended to read as follows:

40 f. Transfer, divide, or combine sections or parts  
41 of sections and add or ~~amend~~ revise headnotes to  
42 sections and ~~subsections~~ section subunits. Pursuant to  
43 section 3.3, the headnotes are not part of the law.

44 Sec. 42. Section 2B.13, subsection 3, paragraph a,  
45 Code 2014, is amended to read as follows:

46 a. The Iowa Code editor may, in preparing the copy  
47 for an edition of the Iowa Code ~~or Code Supplement~~,  
48 establish standards for and change capitalization,  
49 spelling, and punctuation in any provision for purposes  
50 of uniformity and consistency in language.



1 Sec. 43. Section 2B.13, subsection 4, paragraph a,  
2 Code 2014, is amended to read as follows:

3 a. The Iowa Code editor shall seek direction  
4 from the senate committee on judiciary and the house  
5 committee on judiciary when making Iowa Code ~~or Code~~  
6 ~~Supplement~~ changes.

7 Sec. 44. Section 2B.13, subsection 5, Code 2014, is  
8 amended to read as follows:

9 5. The Iowa Code editor may prepare and publish  
10 comments deemed necessary for a proper explanation  
11 of the manner of ~~printing~~ publishing a section or  
12 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa  
13 Code editor shall maintain a record of all of the  
14 corrections made under subsection 1. The Iowa Code  
15 editor shall also maintain a separate record of the  
16 changes made under subsection 1, paragraphs "b" through  
17 "h". The records shall be available to the public.

18 Sec. 45. Section 2B.13, subsection 7, paragraph a,  
19 Code 2014, is amended to read as follows:

20 a. The effective date of an edition of the Iowa  
21 Code or of a supplement to the Iowa Code Supplement  
22 or an edition of the Iowa administrative code is its  
23 publication date. A publication date is the date the  
24 publication is conclusively presumed to be complete,  
25 incorporating all revisions or editorial changes.

26 Sec. 46. Section 2B.13, subsection 7, paragraph  
27 b, subparagraph (1), Code 2014, is amended to read as  
28 follows:

29 (1) For the Iowa Code or a supplement to the  
30 Iowa Code Supplement, the publication date is the  
31 first day of the next regular session of the general  
32 assembly convened pursuant to Article III, section 2,  
33 of the Constitution of the State of Iowa. However,  
34 the legislative services agency may establish an  
35 alternative publication date, which may be the date  
36 that the publication is first available to the public  
37 accessing the general assembly's internet site. The  
38 legislative services agency shall provide notice of  
39 such an alternative publication date on the general  
40 assembly's internet site.

41 Sec. 47. Section 2B.17, subsection 2, paragraph b,  
42 Code 2014, is amended to read as follows:

43 b. For statutes, the official versions of  
44 publications shall be known as the Iowa Acts, the Iowa  
45 Code, and the Code Supplement for supplements for the  
46 years 1979 through 2011.

47 Sec. 48. Section 2B.17, subsection 4, paragraph c,  
48 Code 2014, is amended to read as follows:

49 c. The Iowa Code shall be cited as the Iowa  
50 Code. ~~The Code Supplement~~ Supplements to the Iowa

1 Code published for the years 1979 through 2011 shall  
2 be cited as the Code Supplement. Subject to the  
3 legislative services agency style manual, the Iowa Code  
4 may be cited as the Code of Iowa or Code and the Code  
5 Supplement may be cited as the Iowa Code Supplement,  
6 with references identifying parts of the publication,  
7 including but not limited to title or chapter, section,  
8 or subunit of a section. If the citation refers to a  
9 past edition of the Iowa Code or Code Supplement, the  
10 citation shall identify the year of publication. The  
11 legislative services agency style manual shall provide  
12 for a citation form for any supplements to the Iowa  
13 Code published after the year 2013.

14 Sec. 49. Section 2B.18, subsection 1, Code 2014, is  
15 amended to read as follows:

16 1. The Iowa Code editor is the custodian of the  
17 official legal publications known as the Iowa Acts,  
18 Iowa Code, and Code Supplement for supplements to the  
19 Iowa Code for the years 1979 through 2011, and for any  
20 other supplements to the Iowa Code. The Iowa Code  
21 editor may attest to and authenticate any portion  
22 of such official legal publication for purposes of  
23 admitting a portion of the official legal publication  
24 in any court or office of any state, territory,  
25 or possession of the United States or in a foreign  
26 jurisdiction.

27 Sec. 50. Section 3.1, subsection 1, paragraphs a  
28 and b, Code 2014, are amended to read as follows:

29 a. Shall refer to the numbers of the sections or  
30 chapters of the Code ~~or Code Supplement~~ to be amended  
31 or repealed, but it is not necessary to refer to the  
32 sections or chapters in the title.

33 b. Shall refer to the session of the general  
34 assembly and the sections and chapters of the Acts to  
35 be amended if the bill relates to a section or sections  
36 of an Act not appearing in the Code ~~or codified in a~~  
37 ~~supplement to the Code.~~

38 Sec. 51. Section 3.3, Code 2014, is amended to read  
39 as follows:

40 3.3 Headnotes and historical references.

41 1. Proper headnotes may be placed at the beginning  
42 of a section of a bill or at the beginning of a Code  
43 ~~section, and at the end of a Code section there may~~  
44 ~~be placed a reference to the section number of the~~  
45 ~~Code, or any Iowa Act from which the matter of the Code~~  
46 ~~section was taken~~ or Code section subunit. However,  
47 except as provided for the uniform commercial code  
48 pursuant to section 554.1107, headnotes shall not be  
49 considered as part of the law as enacted.

50 2. At the end of a Code section there may be placed

1 a reference to the section number of the Code, or any  
2 Iowa Act from which the matter of the Code section was  
3 taken. Historical references shall not be considered  
4 as a part of the law as enacted.

5 DIVISION VI  
6 SNOWMOBILES

7 Sec. 52. Section 321G.3, subsection 1, Code 2014,  
8 is amended to read as follows:

9 1. Each snowmobile used by a resident on public  
10 land, public ice, or a designated snowmobile trail  
11 of this state shall be currently registered in this  
12 state pursuant to section 321G.4. A ~~person~~ resident  
13 shall not operate, maintain, or give permission for  
14 the operation or maintenance of a snowmobile on public  
15 land, public ice, or a designated snowmobile trail  
16 unless the snowmobile is registered in accordance with  
17 this chapter ~~or applicable federal laws or in accordance~~  
18 ~~with an approved numbering system of another state~~  
19 ~~and the evidence of registration is in full force and~~  
20 ~~effect.~~ The owner of a snowmobile must also be  
21 issued obtain a user permit in accordance with this  
22 chapter section 321G.4A.

23 Sec. 53. Section 321G.4, subsections 2 and 4, Code  
24 2014, are amended to read as follows:

25 2. The owner of the snowmobile shall file an  
26 application for registration with the department  
27 through the county recorder of the county of residence,  
28 ~~or in the case of a nonresident owner, in the county~~  
29 ~~of primary use,~~ in the manner established by the  
30 commission. The application shall be completed by the  
31 owner and shall be accompanied by a fee of fifteen  
32 dollars and a writing fee as provided in section  
33 321G.27. A snowmobile shall not be registered by the  
34 county recorder until the county recorder is presented  
35 with receipts, bills of sale, or other satisfactory  
36 evidence that the sales or use tax has been paid for  
37 the purchase of the snowmobile or that the owner is  
38 exempt from paying the tax. A snowmobile that has an  
39 expired registration certificate from another state may  
40 be registered in this state upon proper application,  
41 payment of all applicable registration and writing  
42 fees, and payment of a penalty of five dollars.

43 4. Notwithstanding subsections 1 and 2, a  
44 snowmobile ~~that is more than thirty years old~~  
45 manufactured prior to 1984 may be registered as an  
46 antique snowmobile for a one-time fee of twenty-five  
47 dollars, which shall exempt the owner from annual  
48 registration and fee requirements for that snowmobile.  
49 However, if ownership of ~~such a~~ an antique snowmobile  
50 is transferred, the new owner shall register the

1 snowmobile and pay the one-time fee as required under  
2 this subsection. A snowmobile may be registered  
3 under this section with only a signed bill of sale as  
4 evidence of ownership.

5 Sec. 54. NEW SECTION. 321G.4B Nonresident  
6 requirements – penalties.

7 1. A nonresident wishing to operate a snowmobile  
8 on public land, public ice, or a designated snowmobile  
9 trail of this state shall obtain a user permit in  
10 accordance with section 321G.4A. In addition to  
11 obtaining a user permit, a nonresident shall display  
12 a current registration decal or other evidence of  
13 registration or numbering required by the owner's state  
14 of residence unless the owner resides in a state that  
15 does not register or number snowmobiles.

16 2. A violation of subsection 1 is punishable as a  
17 scheduled violation under section 805.8B, subsection  
18 2, paragraph "a". When the scheduled fine is paid, the  
19 violator shall submit proof to the department that a  
20 user permit has been obtained and provide evidence of  
21 registration or numbering as required by the owner's  
22 state of residence, if applicable, to the department  
23 within thirty days of the date the fine is paid. A  
24 person who violates this section is guilty of a simple  
25 misdemeanor.

26 Sec. 55. Section 321G.20, Code 2014, is amended by  
27 striking the section and inserting in lieu thereof the  
28 following:

29 321G.20 Operation by persons under sixteen.

30 A person under sixteen years of age shall not  
31 operate a snowmobile on a designated snowmobile  
32 trail, public land, or public ice unless the operation  
33 is under the direct supervision of a parent, legal  
34 guardian, or another person of at least eighteen years  
35 of age authorized by the parent or guardian, who is  
36 experienced in snowmobile operation and who possesses a  
37 valid driver's license, as defined in section 321.1, or  
38 an education certificate issued under this chapter.

39 Sec. 56. Section 321G.24, subsection 1, Code 2014,  
40 is amended to read as follows:

41 1. A person ~~under eighteen~~ twelve through seventeen  
42 years of age shall not operate a snowmobile on public  
43 land, public ice, a designated snowmobile trail, or  
44 land purchased with snowmobile registration funds  
45 in this state without obtaining a ~~valid~~ an education  
46 certificate approved by the department and having  
47 the certificate in the person's possession, unless  
48 the person is accompanied on the same snowmobile by  
49 a responsible person of at least eighteen years of  
50 age who is experienced in snowmobile operation and

1 possesses a valid driver's license, as defined in  
2 section 321.1, or an education certificate issued under  
3 this chapter.

4 Sec. 57. Section 805.8B, subsection 2, paragraph a,  
5 Code 2014, is amended to read as follows:

6 a. For registration or user permit violations under  
7 section 321G.3, subsection 1, or section 321G.4B, the  
8 scheduled fine is fifty dollars.

9 DIVISION VII

10 INCOME TAX CHECKOFFS

11 Sec. 58. NEW SECTION. 422.12D Income tax checkoff  
12 for the Iowa state fair foundation fund.

13 1. A person who files an individual or a joint  
14 income tax return with the department of revenue under  
15 section 422.13 may designate one dollar or more to be  
16 paid to the foundation fund of the Iowa state fair  
17 foundation as established in section 173.22. If the  
18 refund due on the return or the payment remitted with  
19 the return is insufficient to pay the amount designated  
20 by the taxpayer to the foundation fund, the amount  
21 designated shall be reduced to the remaining amount  
22 of the refund or the remaining amount remitted with  
23 the return. The designation of a contribution to the  
24 foundation fund under this section is irrevocable.

25 2. The director of revenue shall draft the income  
26 tax form to allow the designation of contributions to  
27 the foundation fund on the tax return. The department,  
28 on or before January 31, shall transfer the total  
29 amount designated on the tax form due in the preceding  
30 year to the foundation fund. However, before a  
31 checkoff pursuant to this section shall be permitted,  
32 all liabilities on the books of the department of  
33 administrative services and accounts identified  
34 as owing under section 8A.504 and the political  
35 contribution allowed under section 68A.601 shall be  
36 satisfied.

37 3. The Iowa state fair board may authorize payment  
38 from the foundation fund for purposes of supporting  
39 foundation activities.

40 4. The department of revenue shall adopt rules to  
41 implement this section.

42 5. This section is subject to repeal under section  
43 422.12E.

44 Sec. 59. NEW SECTION. 422.12L Joint income tax  
45 checkoff for veterans trust fund and volunteer fire  
46 fighter preparedness fund.

47 1. A person who files an individual or a joint  
48 income tax return with the department of revenue under  
49 section 422.13 may designate one dollar or more to  
50 be paid jointly to the veterans trust fund created

1 in section 35A.13 and to the volunteer fire fighter  
2 preparedness fund created in section 100B.13. If the  
3 refund due on the return or the payment remitted with  
4 the return is insufficient to pay the additional amount  
5 designated by the taxpayer, the amount designated  
6 shall be reduced to the remaining amount of refund or  
7 the remaining amount remitted with the return. The  
8 designation of a contribution under this section is  
9 irrevocable.

10 2. The director of revenue shall draft the income  
11 tax form to allow the designation of contributions  
12 to the veterans trust fund and to the volunteer fire  
13 fighter preparedness fund as one checkoff on the  
14 tax return. The department of revenue, on or before  
15 January 31, shall transfer one-half of the total  
16 amount designated on the tax return forms due in the  
17 preceding calendar year to the veterans trust fund and  
18 the remaining one-half to the volunteer fire fighter  
19 preparedness fund. However, before a checkoff pursuant  
20 to this section shall be permitted, all liabilities on  
21 the books of the department of administrative services  
22 and accounts identified as owing under section 8A.504  
23 and the political contribution allowed under section  
24 68A.601 shall be satisfied.

25 3. The department of revenue shall adopt rules to  
26 administer this section.

27 4. This section is subject to repeal under section  
28 422.12E.

29 Sec. 60. REPEAL. Sections 422.12D and 422.12L,  
30 Code 2014, are repealed.

31 Sec. 61. RETROACTIVE APPLICABILITY. This division  
32 of this Act applies retroactively to January 1, 2014,  
33 for tax years beginning on or after that date.

34 DIVISION VIII

35 COUNTY RECORDERS

36 Sec. 62. Section 321G.1, Code 2014, is amended by  
37 adding the following new subsection:

38 NEW SUBSECTION. 9A. "Document" means a snowmobile  
39 certificate of title, registration certificate or  
40 registration renewal, user permit, or duplicate  
41 special registration certificate issued by the county  
42 recorder's office.

43 Sec. 63. Section 321G.29, subsection 7, Code 2014,  
44 is amended to read as follows:

45 7. The county recorder shall maintain a an  
46 electronic record of any certificate of title which the  
47 county recorder issues ~~and shall keep each certificate~~  
48 ~~of title on record~~ until the certificate of title has  
49 been inactive for five years. When issuing a title  
50 for a new snowmobile, the county recorder shall obtain

1 and keep the certificate of origin on file ~~a copy of~~  
2 ~~the certificate of origin~~. When issuing a title and  
3 registration for a used snowmobile for which there  
4 is no title or registration, the county recorder  
5 shall obtain and keep on file the affidavit for the  
6 unregistered and untitled snowmobile.

7 Sec. 64. Section 321G.32, subsection 1, paragraph  
8 a, Code 2014, is amended to read as follows:

9 a. To perfect the security interest, an application  
10 for security interest must be presented along with  
11 the original title. The county recorder shall note  
12 the security interest on the face of the title and ~~on~~  
13 in the copy in electronic record maintained by the  
14 recorder's office.

15 Sec. 65. Section 321I.1, Code 2014, is amended by  
16 adding the following new subsection:

17 NEW SUBSECTION. 10A. "Document" means an  
18 all-terrain vehicle certificate of title, vehicle  
19 registration or registration renewal, user permit, or  
20 duplicate special registration certificate issued by  
21 the county recorder's office.

22 Sec. 66. Section 321I.31, subsection 7, Code 2014,  
23 is amended to read as follows:

24 7. The county recorder shall maintain a an  
25 electronic record of any certificate of title which the  
26 county recorder issues ~~and shall keep each certificate~~  
27 ~~of title on record~~ until the certificate of title has  
28 been inactive for five years. When issuing a title for  
29 a new all-terrain vehicle, the county recorder shall  
30 obtain and keep the certificate of origin on file a  
31 ~~copy of the certificate of origin~~. When issuing a  
32 title and registration for a used all-terrain vehicle  
33 for which there is no title or registration, the county  
34 recorder shall obtain and keep on file the affidavit  
35 for the unregistered and untitled all-terrain vehicle.

36 Sec. 67. Section 321I.34, subsection 1, paragraph  
37 a, Code 2014, is amended to read as follows:

38 a. To perfect the security interest, an application  
39 for security interest must be presented along with  
40 the original title. The county recorder shall note  
41 the security interest on the face of the title and ~~on~~  
42 in the copy in electronic record maintained by the  
43 recorder's office.

44 Sec. 68. Section 331.602, subsection 39, Code 2014,  
45 is amended to read as follows:

46 39. Accept applications for passports if approved  
47 to accept such applications by the United States  
48 department of state.

49 Sec. 69. Section 359A.10, Code 2014, is amended to  
50 read as follows:

1 359A.10 Entry and record of orders.  
2 Such orders, decisions, notices, and returns shall  
3 be entered of record at length by the township clerk,  
4 and a copy thereof certified by the township clerk to  
5 the county recorder, who shall record the same in the  
6 recorder's office in ~~a book kept for that purpose~~ the  
7 manner specified in sections 558.49 and 558.52, and  
8 index such record in the name of each adjoining owner  
9 as grantor to the other. The county recorder shall  
10 collect fees specified in section 331.604.

11 Sec. 70. Section 462A.5, subsection 1, paragraph a,  
12 Code 2014, is amended to read as follows:

13 a. The owner of the vessel shall file an  
14 application for registration with the appropriate  
15 county recorder on forms provided by the commission.  
16 The application shall be completed and signed by the  
17 owner of the vessel and shall be accompanied by the  
18 appropriate fee, and the writing fee specified in  
19 section 462A.53. Upon applying for registration, the  
20 owner shall display a bill of sale, receipt, or other  
21 satisfactory proof of ownership as provided by the  
22 rules of the commission to the county recorder. If the  
23 county recorder is not satisfied as to the ownership  
24 of the vessel or that there are no undisclosed  
25 security interests in the vessel, the county recorder  
26 may register the vessel but shall, as a condition  
27 of issuing a registration certificate, require the  
28 applicant to follow the procedure provided in section  
29 462A.5A. Upon receipt of the application in approved  
30 form accompanied by the required fees, the county  
31 recorder shall enter it upon the records of the  
32 recorder's office and shall issue to the applicant a  
33 pocket-size registration certificate. The certificate  
34 shall be executed ~~in triplicate, one copy to be and~~  
35 ~~delivered to the owner, one copy to the commission, and~~  
36 ~~one copy to be retained on file by the county recorder.~~  
37 The county recorder shall maintain an electronic  
38 record of each registration certificate issued by the  
39 county recorder under this chapter. The registration  
40 certificate shall bear the number awarded to the  
41 vessel, the passenger capacity of the vessel, and the  
42 name and address of the owner. In the use of all  
43 vessels except nonpowered sailboats, nonpowered canoes,  
44 and commercial vessels, the registration certificate  
45 shall be carried either in the vessel or on the person  
46 of the operator of the vessel when in use. In the  
47 use of nonpowered sailboats, nonpowered canoes, or  
48 commercial vessels, the registration certificate may be  
49 kept on shore in accordance with rules adopted by the  
50 commission. The operator shall exhibit the certificate



1 to a peace officer upon request or, when involved in an  
2 occurrence of any nature with another vessel or other  
3 personal property, to the owner or operator of the  
4 other vessel or personal property.

5 Sec. 71. Section 462A.77, subsection 7, Code 2014,  
6 is amended to read as follows:

7 7. The county recorder shall maintain a an  
8 electronic record of any each certificate of title  
9 which issued by the county recorder issues and shall  
10 keep each certificate of title on record under this  
11 chapter until the certificate of title has been  
12 inactive for five years.

13 Sec. 72. Section 462A.84, subsection 1, paragraph  
14 a, Code 2014, is amended to read as follows:

15 a. To perfect the security interest, an application  
16 for security interest must be presented along with  
17 the original title. The county recorder shall note  
18 the security interest on the face of the title and ~~on~~  
19 in the copy in electronic record maintained by the  
20 recorder's office.

21 DIVISION IX

22 FOSTER CARE

23 Sec. 73. Section 232.46, subsection 1, Code 2014,  
24 is amended to read as follows:

25 1. a. At any time after the filing of a petition  
26 and prior to entry of an order of adjudication  
27 pursuant to section 232.47, the court may suspend the  
28 proceedings on motion of the county attorney or the  
29 child's counsel, enter a consent decree, and continue  
30 the case under terms and conditions established by  
31 the court. These terms and conditions may include  
32 prohibiting a any of the following:

33 (1) Prohibiting the child from driving a motor  
34 vehicle for a specified period of time or under  
35 specific circumstances, or the supervision. The court  
36 shall notify the department of transportation of an  
37 order prohibiting the child from driving.

38 (2) Supervision of the child by a juvenile court  
39 officer or other agency or person designated by the  
40 court, and may include the requirement that the child  
41 perform.

42 (3) The performance of a work assignment of  
43 value to the state or to the public or make making  
44 restitution consisting of a monetary payment to the  
45 victim or a work assignment directly of value to the  
46 victim. The court shall notify the state department of  
47 transportation of an order prohibiting the child from  
48 driving.

49 (4) Placement of the child in a group or family  
50 foster care setting, if the court makes a determination

1 that such a placement is the least restrictive option.  
2 b. A child's need for shelter placement or for  
3 inpatient mental health or substance abuse treatment  
4 does not preclude entry or continued execution of a  
5 consent decree.

6 Sec. 74. Section 234.35, subsection 1, paragraph e,  
7 Code 2014, is amended to read as follows:

8 e. When a court has entered an order transferring  
9 the legal custody of the child to a foster care  
10 placement pursuant to section 232.46, section 232.52,  
11 subsection 2, paragraph "d", or section 232.102,  
12 subsection 1. However, payment for a group foster  
13 care placement shall be limited to those placements  
14 which conform to a service area group foster care plan  
15 established pursuant to section 232.143.

16 DIVISION X

17 SOLAR TAX CREDITS

18 Sec. 75. 2014 Iowa Acts, [Senate File 2340](#), if  
19 enacted, is amended by adding the following new  
20 section:

21 Sec. \_\_\_\_\_. Section 422.33, subsection 29, paragraph  
22 a, Code 2014, is amended to read as follows:

23 a. The taxes imposed under this division shall  
24 be reduced by a solar energy system tax credit equal  
25 to ~~fifty~~ sixty percent of the federal energy credit  
26 related to solar energy systems provided in section ~~48~~  
27 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of  
28 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty  
29 thousand dollars.

30 Sec. 76. Section 422.11L, subsection 1, paragraphs  
31 a and b, as amended by 2014 Iowa Acts, Senate File  
32 2340, section 1, if enacted, is amended to read as  
33 follows:

34 a. Sixty percent of the federal residential energy  
35 efficient property credit related to solar energy  
36 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)  
37 of the Internal Revenue Code, not to exceed five  
38 thousand dollars.

39 b. Sixty percent of the federal energy credit  
40 related to solar energy systems provided in section  
41 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)  
42 of the Internal Revenue Code, not to exceed twenty  
43 thousand dollars.

44 Sec. 77. Section 422.60, subsection 12, paragraph  
45 a, as enacted by 2014 Iowa Acts, [House File 2438](#),  
46 section 27, is amended to read as follows:

47 a. The taxes imposed under this division shall  
48 be reduced by a solar energy system tax credit equal  
49 to ~~fifty~~ sixty percent of the federal energy credit  
50 related to solar energy systems provided in section ~~48~~

1 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of  
2 the Internal Revenue Code, not to exceed fifteen twenty  
3 thousand dollars.

4 Sec. 78. EFFECTIVE UPON ENACTMENT. The following  
5 provision or provisions of this division of this Act,  
6 being deemed of immediate importance, take effect upon  
7 enactment:

8 1. The section amending section 422.33, subsection  
9 29, paragraph "a".

10 2. The section amending section 422.11L, subsection  
11 1, paragraphs "a" and "b".

12 3. The section amending section 422.60, subsection  
13 12, paragraph "a".

14 Sec. 79. RETROACTIVE APPLICABILITY. The following  
15 provision or provisions of this division of this Act  
16 apply retroactively to January 1, 2014, for tax years  
17 beginning on or after that date:

18 1. The section of this Act amending section 422.33,  
19 subsection 29, paragraph "a".

20 2. The section of this Act amending section  
21 422.11L, subsection 1, paragraphs "a" and "b".

22 3. The section of this Act amending section 422.60,  
23 subsection 12, paragraph "a".

24 DIVISION XI

25 ACCOUNT FOR HEALTH CARE TRANSFORMATION

26 Sec. 80. ACCOUNT FOR HEALTH CARE TRANSFORMATION  
27 - FY 2013-2014. As of December 31, 2013, any funds  
28 remaining in the account for health care transformation  
29 created in section 249J.23, Code 2013, shall revert to  
30 the general fund of the state.

31 Sec. 81. IOWACARE ACCOUNT. Until June 30, 2015,  
32 any funds remaining in the IowaCare account created in  
33 section 249J.24, Code 2013, shall remain available and  
34 are appropriated to the department of human services  
35 for the payment of valid claims.

36 Sec. 82. IMMEDIATE EFFECTIVE DATE. This division  
37 of this Act, being deemed of immediate importance,  
38 takes effect upon enactment.

39 Sec. 83. RETROACTIVE APPLICABILITY. The  
40 following sections of this division of this Act apply  
41 retroactively to July 1, 2013:

42 1. The section relating to the reversion of funds  
43 remaining in the account for health care transformation  
44 to the general fund of the state.

45 2. The section relating to availability and  
46 appropriation of the funds remaining in the IowaCare  
47 account.

48 DIVISION XII

49 FLOOD MITIGATION

50 Sec. 84. Section 28F.12, Code 2014, is amended to

1 read as follows:

2 28F.12 Additional powers of the entity.

3 If the entity is comprised solely of cities,  
4 counties, and sanitary districts established under  
5 chapter 358 or any combination thereof, the entity  
6 shall have in addition to all the powers enumerated  
7 in this chapter, the powers which a county has with  
8 respect to solid waste disposal projects and the powers  
9 which a governmental entity established under chapter  
10 418 has with respect to projects undertaken under  
11 chapter 418.

12 Sec. 85. Section 418.1, subsection 4, paragraph c,  
13 unnumbered paragraph 1, Code 2014, is amended to read  
14 as follows:

15 A joint board or other legal or administrative  
16 entity established or designated in an agreement  
17 pursuant to chapter 28E or chapter 28F between any of  
18 the following:

19 Sec. 86. Section 418.1, subsection 4, paragraph  
20 c, Code 2014, is amended by adding the following new  
21 subparagraph:

22 NEW SUBPARAGRAPH. (4) One or more counties, one or  
23 more cities that are located in whole or in part within  
24 those counties, and a sanitary district established  
25 under chapter 358 or a combined water and sanitary  
26 district established under chapter 357 or 358 located  
27 in whole or in part within those counties.

28 Sec. 87. Section 418.11, subsection 3, paragraph c,  
29 Code 2014, is amended to read as follows:

30 c. For projects approved for a governmental entity  
31 as defined in section 418.1, subsection 4, paragraph  
32 "c", the area used to determine the sales tax increment  
33 shall include the incorporated areas of each city that  
34 is participating in the chapter 28E agreement, the  
35 unincorporated areas of ~~the~~ each participating county,  
36 ~~and~~ the area of any participating drainage district not  
37 otherwise included in the areas of the participating  
38 cities or county, and the area of any participating  
39 sanitary district or combined water and sanitary  
40 district not otherwise included in the areas of the  
41 participating cities or county, as applicable.

42 Sec. 88. Section 418.12, subsection 5, Code 2014,  
43 is amended to read as follows:

44 5. If the department of revenue determines that  
45 the revenue accruing to the fund or accounts within  
46 the fund exceeds ~~thirty million dollars or exceeds~~  
47 the amount necessary for the purposes of this chapter  
48 ~~if the amount necessary is less than thirty million~~  
49 ~~dollars, then,~~ as limited by subsection 4, paragraph  
50 "a", those excess moneys shall be credited by the

1 department of revenue for deposit in the general fund  
2 of the state.

3 Sec. 89. Section 418.14, subsection 3, paragraph a,  
4 Code 2014, is amended to read as follows:

5 a. Except as otherwise provided in this section,  
6 bonds issued pursuant to this section shall not be  
7 subject to the provisions of any other law or charter  
8 relating to the authorization, issuance, or sale of  
9 bonds. Bonds issued under this section shall not limit  
10 or restrict the authority of a governmental entity as  
11 defined in section 418.1, subsection 4, paragraphs  
12 "a" and "b", or a city, county, or ~~drainage~~ special  
13 district participating in a governmental entity as  
14 defined in section 418.1, subsection 4, paragraph "c",  
15 to issue bonds for the project under other provisions  
16 of the Code.

17 Sec. 90. Section 418.15, subsection 4, Code 2014,  
18 is amended to read as follows:

19 4. All property and improvements acquired by  
20 a governmental entity as defined in section 418.1,  
21 subsection 4, paragraph "c", relating to a project  
22 shall be transferred to the county, city, or ~~drainage~~  
23 special district designated in the chapter 28E  
24 agreement to receive such property and improvements.  
25 The county, city, or ~~drainage~~ special district to which  
26 such property or improvements are transferred shall,  
27 unless otherwise provided in the chapter 28E agreement,  
28 be solely responsible for the ongoing maintenance and  
29 support of such property and improvements.

30 Sec. 91. EFFECTIVE UPON ENACTMENT. This division  
31 of this Act, being deemed of immediate importance,  
32 takes effect upon enactment.

33

DIVISION XIII

34

DENTAL COVERAGE – EXTERNAL REVIEW

35

36 Sec. 92. EXTERNAL REVIEW – REPEAL. The sections  
37 of 2014 Iowa Acts, [House File 2463](#), included in  
38 the division of the Act amending sections 514J.102  
39 and 514J.103, and providing the directive to review  
40 the bases used for external review of adverse  
41 determinations, if enacted, are repealed.

42 Sec. 93. Section 514J.102, subsection 1, Code 2014,  
43 is amended to read as follows:

44 1. "Adverse determination" means a determination  
45 by a health carrier, except a health carrier issuing  
46 a policy or certificate that provides coverage for  
47 dental care, that an admission, availability of care,  
48 continued stay, or other health care service that  
49 is a covered benefit has been reviewed and, based  
50 upon the information provided, does not meet the  
51 health carrier's requirements for medical necessity,

1 appropriateness, health care setting, level of care,  
2 or effectiveness, and the requested service or payment  
3 for the service is therefore denied, reduced, or  
4 terminated. "Adverse determination" does not include  
5 a denial of coverage for a service or treatment  
6 specifically listed in plan or evidence of coverage  
7 documents as excluded from coverage. For purposes  
8 of a health carrier issuing a policy or certificate  
9 that provides coverage for dental care, "adverse  
10 determination" means a determination by the health  
11 carrier that availability of care or other health care  
12 service that is a covered benefit has been reviewed  
13 and, based upon the information provided, does not  
14 meet the health carrier's requirements for medical  
15 necessity and the requested service or payment for the  
16 service is therefore denied, reduced, or terminated.  
17 For purposes of a health carrier issuing a policy or  
18 certificate that provides coverage for dental care,  
19 medical necessity shall be the only basis upon which a  
20 health carrier may deny payment for dental care that  
21 is otherwise a covered benefit under the policy or  
22 certificate.

23 DIVISION XIV  
24 EMPLOYMENT RIDES

25 Sec. 94. NEW SECTION. 324A.8 Iowa employment rides  
26 initiative – grant program.

27 1. As used in this section, unless the context  
28 otherwise requires, "employment transportation" means  
29 an urban or rural program or service that provides  
30 an individual with transportation solely to or from a  
31 workplace, including but not limited to the following  
32 programs and services:

- 33 a. Expanding or sustaining existing transportation  
34 services or service hours.
- 35 b. Coordinating ride share services, including car  
36 pool or van pool services.
- 37 c. Shuttle services.

38 2. The Iowa employment rides initiative is  
39 established in the department to provide funds to  
40 public transit systems for programs and services that  
41 provide employment transportation to Iowans.

42 3. The department shall award funds from the  
43 initiative on a competitive grant basis. A grant shall  
44 not exceed one hundred fifty thousand dollars. A grant  
45 application shall contain a commitment from the public  
46 transit system of at least a dollar-for-dollar match of  
47 the grant funds awarded. Moneys charged to individuals  
48 receiving employment transportation services cannot  
49 be used as matching funds. Grant funds shall be used  
50 only for operational costs directly associated with

1 providing employment transportation and shall not be  
2 used for capital expenditures or construction.

3 4. A public transit system may coordinate  
4 with other local, state, or federal governmental  
5 agencies and private nonprofit organizations in the  
6 administration of a program or service receiving a  
7 grant under the initiative and in expenditure of grant  
8 funds.

9 5. The department shall submit an annual report on  
10 the outcomes of the initiative, including the grant  
11 amount, the type of program or service receiving funds,  
12 and the number of individuals served for each grant  
13 awarded by the initiative to the general assembly by  
14 January 1 each year. As a condition of having received  
15 a grant from the initiative, a public transit system  
16 shall provide the department with information on any  
17 program or service for which the public transit system  
18 is awarded a grant from the initiative.

19 6. The department shall adopt rules to administer  
20 the initiative, including but not limited to an  
21 application process and grant award criteria.

22 Sec. 95. EMPLOYMENT RIDES - APPROPRIATION. There  
23 is appropriated from the general fund of the state to  
24 the department of transportation for the fiscal year  
25 beginning July 1, 2014, and ending June 30, 2015, the  
26 following amount, or so much thereof as is necessary,  
27 to be used for the purposes designated:

28 For grants under the Iowa employment rides  
29 initiative:

30 ..... \$ 1,000,000

31 Notwithstanding section 8.33, moneys appropriated in  
32 this section that remain unencumbered or unobligated  
33 at the close of the fiscal year shall not revert but  
34 shall remain available for expenditure for the purposes  
35 designated until the close of the succeeding fiscal  
36 year.

37 DIVISION XV

38 STATE PERCENT OF GROWTH

39 Sec. 96. Section 257.8, subsection 1, Code 2014, is  
40 amended to read as follows:

41 1. State percent of growth. ~~The state percent of~~  
42 ~~growth for the budget year beginning July 1, 2012,~~  
43 ~~is two percent.~~ The state percent of growth for the  
44 budget year beginning July 1, 2013, is two percent.  
45 The state percent of growth for the budget year  
46 beginning July 1, 2014, is four percent. The state  
47 percent of growth for the budget year beginning July  
48 1, 2015, is six percent. The state percent of growth  
49 for each subsequent budget year shall be established  
50 by statute which shall be enacted within thirty days

1 of the submission in the year preceding the base year  
2 of the governor's budget under section 8.21. The  
3 establishment of the state percent of growth for a  
4 budget year shall be the only subject matter of the  
5 bill which enacts the state percent of growth for a  
6 budget year.

7 Sec. 97. EFFECTIVE UPON ENACTMENT. This division  
8 of this Act, being deemed of immediate importance,  
9 takes effect upon enactment.

10

DIVISION XVI

11

CATEGORICAL STATE PERCENT OF GROWTH

12

Sec. 98. Section 257.8, subsection 2, Code 2014, is

13

amended to read as follows:

14

2. Categorical state percent of growth. ~~The~~  
15 ~~categorical state percent of growth for the budget~~  
16 ~~year beginning July 1, 2012, is two percent.~~ The  
17 categorical state percent of growth for the budget  
18 year beginning July 1, 2013, is two percent. The  
19 categorical state percent of growth for the budget  
20 year beginning July 1, 2014, is four percent. The  
21 categorical state percent of growth for the budget  
22 year beginning July 1, 2015, is six percent. The

23

categorical state percent of growth for each budget  
24 year shall be established by statute which shall  
25 be enacted within thirty days of the submission in  
26 the year preceding the base year of the governor's  
27 budget under section 8.21. The establishment of the  
28 categorical state percent of growth for a budget year  
29 shall be the only subject matter of the bill which  
30 enacts the categorical state percent of growth for a  
31 budget year. The categorical state percent of growth  
32 may include state percents of growth for the teacher  
33 salary supplement, the professional development  
34 supplement, the early intervention supplement, and the  
35 teacher leadership supplement.

36

Sec. 99. EFFECTIVE UPON ENACTMENT. This division  
37 of this Act, being deemed of immediate importance,  
38 takes effect upon enactment.>

39

2. Title page, by striking lines 1 through 3  
40 and inserting <An Act relating to state and local  
41 finances by making appropriations, providing for fees,  
42 providing for legal responsibilities, and providing for  
43 regulatory requirements, taxation, and other properly  
44 related matters, and including penalties and effective  
45 date and retroactive applicability provisions.>>

COMMITTEE ON APPROPRIATIONS

ROBERT E. DVORSKY, CHAIRPERSON



S-5197

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 5, after line 12 by inserting:

5 <Sec. \_\_\_\_\_. Section 403.19A, subsection 2, Code  
6 2014, is amended to read as follows:

7 2. a. An eligible city may apply for designation  
8 as a pilot project city pursuant to this subsection.

9 An eligible city is a city that wholly contains three  
10 or more census tracts and is located in a county  
11 meeting one of the following requirements:

12 (1) A county that borders Nebraska.

13 (2) A county that borders South Dakota.

14 (3) A county that borders a state other than  
15 Nebraska or South Dakota.

16 (4) A county that borders Illinois.

17 b. (1) The department of economic development  
18 shall approve ~~four~~ five eligible cities as pilot  
19 project cities, one pursuant to paragraph "a",  
20 subparagraph (1), one pursuant to paragraph "a",  
21 subparagraph (2), ~~and~~ two pursuant to paragraph  
22 "a", subparagraph (3), and one pursuant to paragraph  
23 "a", subparagraph (4). The city approved pursuant  
24 to paragraph "a", subparagraph (4), shall have a  
25 population of at least eighty-five thousand six hundred  
26 residents but not more than one hundred ten thousand  
27 residents, which city shall be located in a county with  
28 a population of at least one hundred twenty thousand  
29 residents but not more than one hundred seventy  
30 thousand residents, as determined by the 2010 certified  
31 federal census. If two eligible cities are approved  
32 which are located in the same county and the county  
33 has a population of less than forty-five thousand, the  
34 two approved eligible cities shall be considered one  
35 pilot project city. If more than two cities meeting  
36 the requirements of paragraph "a", subparagraph (3),  
37 apply to be designated as a pilot project city, the  
38 department of economic development shall determine  
39 which two cities hold the most potential to create new  
40 jobs or generate the greatest capital within their  
41 areas. Applications from eligible cities seeking  
42 approval under paragraph "a", subparagraph (1), (2), or  
43 (3), filed on or after October 1, 2006, shall not be  
44 considered. Applications from eligible cities seeking  
45 approval under paragraph "a", subparagraph (4), filed  
46 on or after January 1, 2015, shall not be considered.

47 (2) If a pilot project city does not enter into a  
48 withholding agreement within one year of its approval  
49 as a pilot project city, the city shall lose its  
50 status as a pilot project city. If two pilot project

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Page 2

1 cities are located in the same county, the loss of  
2 status by one pilot project city shall not cause the  
3 second pilot project city in the county to lose its  
4 status as a pilot project city. Upon such occurrence,  
5 the department of economic development shall take  
6 applications from other eligible cities to replace that  
7 city. Another city shall be designated within six  
8 months.

9 (3) On July 1, 2011, the economic development  
10 authority shall assume responsibility for the  
11 administration of this subsection.>

12 2. By renumbering as necessary.

**By DR. JOE M. SENG**

S-5197 FILED APRIL 30, 2014

WITHDRAWN

HOUSE FILE 2473

S-5198

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 5, after line 12 by inserting:

5 <Sec. \_\_\_\_ NEW SECTION. 411.19 State  
6 appropriation.

7 1. There is appropriated from the general fund  
8 of the state for each fiscal year an amount equal  
9 to three and seventy-nine hundredths percent of the  
10 covered earnable compensation to be distributed to the  
11 statewide fire and police retirement system, or to the  
12 cities participating in the system, to finance the cost  
13 of benefits provided in this chapter by amendments of  
14 the Acts of the Sixty-sixth General Assembly, chapter  
15 1089. The method of distribution shall be determined  
16 by the board of trustees based on information provided  
17 by the actuary of the statewide retirement system.

18 2. Moneys appropriated by the state shall not be  
19 used to reduce the normal rate of contribution of any  
20 city below seventeen percent.>

21 2. By renumbering as necessary.

**By RICK BERTRAND**

S-5198 FILED APRIL 30, 2014

RULED OUT OF ORDER

HOUSE FILE 2473

S-5199

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 5, after line 12 by inserting:

5 <Sec. \_\_\_\_ . Section 97B.52A, subsection 1, paragraph  
6 c, subparagraph (2), subparagraph division (b), Code  
7 2014, is amended to read as follows:

8 (b) For a member whose first month of entitlement  
9 is July 2004 or later, but before July ~~2014~~ 2016,  
10 covered employment does not include employment as a  
11 licensed health care professional by a public hospital.  
12 For the purposes of this subparagraph, "public  
13 hospital" means a hospital licensed pursuant to chapter  
14 135B and governed pursuant to chapter 145A, 347, 347A,  
15 or 392.>

16 2. By renumbering as necessary.

**By** DAVID JOHNSON

S-5199 FILED APRIL 30, 2014

ADOPTED

S-5200

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION \_\_\_\_  
6 FIREWORKS

7 Sec. \_\_\_\_\_. Section 100.1, Code 2014, is amended by  
8 adding the following new subsection:

9 NEW SUBSECTION. 8. To order the suspension of  
10 the use of consumer fireworks, display fireworks, or  
11 novelties, as described in section 727.2, if the fire  
12 marshal determines that the use of such devices would  
13 constitute a threat to public safety.

14 Sec. \_\_\_\_\_. Section 101A.1, subsection 3, Code 2014,  
15 is amended to read as follows:

16 3. "Explosive" means any chemical compound, mixture  
17 or device, the primary or common purpose of which is to  
18 function by explosion with substantially instantaneous  
19 release of gas and heat, unless such compound, mixture,  
20 or device is otherwise specifically classified by  
21 the United States department of transportation. The  
22 term "explosive" includes all materials which are  
23 classified as a class 1, division 1.1, 1.2, 1.3,  
24 or 1.4 explosive by the United States department of  
25 transportation, under 49 C.F.R. § 173.50, and all  
26 materials classified as explosive materials under 18  
27 U.S.C. § 841, and includes, but is not limited to,  
28 dynamite, black powder, pellet powders, initiating  
29 explosives, blasting caps, electric blasting caps,  
30 safety fuse, fuse lighters, fuse igniters, squibs,  
31 cordeau detonative fuse, instantaneous fuse, igniter  
32 cord, igniters, smokeless propellant, cartridges for  
33 propellant-actuated power devices, cartridges for  
34 industrial guns, and overpressure devices, but does not  
35 include ~~"fireworks"~~ as "consumer fireworks", "display  
36 fireworks", or "novelties" as those terms are defined  
37 in section 727.2 or ammunition or small arms primers  
38 manufactured for use in shotguns, rifles, and pistols.  
39 Commercial explosives are those explosives which  
40 are intended to be used in commercial or industrial  
41 operations.

42 Sec. \_\_\_\_\_. Section 331.301, Code 2014, is amended by  
43 adding the following new subsection:

44 NEW SUBSECTION. 17. The board of supervisors may  
45 by resolution suspend the use of consumer fireworks,  
46 display fireworks, or novelties, as described in  
47 section 727.2, if the board determines that the use  
48 of such devices would constitute a threat to public  
49 safety.

50 Sec. \_\_\_\_\_. Section 331.304, subsection 9, Code 2014,

1 is amended to read as follows:

2 9. The board, upon application, may grant permits  
3 for the ~~display~~ use of display fireworks as provided  
4 in section 727.2.

5 Sec. \_\_\_\_\_. Section 364.2, Code 2014, is amended by  
6 adding the following new subsection:

7 NEW SUBSECTION. 6. A city council may by  
8 resolution suspend the use of consumer fireworks,  
9 display fireworks, or novelties, as described in  
10 section 727.2, if the city council determines that the  
11 use of such devices would constitute a threat to public  
12 safety.

13 Sec. \_\_\_\_\_. Section 461A.42, subsection 2, Code 2014,  
14 is amended to read as follows:

15 2. The use of consumer fireworks, display  
16 fireworks, and novelties, as defined in section 727.2,  
17 in state parks and preserves is prohibited except as  
18 authorized by a permit issued by the department. The  
19 commission shall establish, by rule adopted pursuant  
20 to chapter 17A, a fireworks permit system which  
21 authorizes the issuance of a limited number of permits  
22 to qualified persons to use or display fireworks in  
23 selected state parks and preserves.

24 Sec. \_\_\_\_\_. Section 727.2, Code 2014, is amended to  
25 read as follows:

26 727.2 Fireworks.

27 1. For purposes of this section:

28 a. "Consumer fireworks" includes all consumer  
29 fireworks enumerated in chapter 3 of the American  
30 pyrotechnics association's standard 87-1, and that  
31 comply with the labeling regulations promulgated by the  
32 United States consumer product safety commission.

33 b. ~~The term "fireworks"~~ "Display fireworks" includes  
34 any explosive composition, or combination of explosive  
35 substances, or article prepared for the purpose of  
36 producing a visible or audible effect by combustion,  
37 explosion, deflagration, or detonation, and includes  
38 ~~blank cartridges, firecrackers, torpedoes, skyrockets,~~  
39 ~~roman candles, or other fireworks of like construction~~  
40 ~~and fireworks containing any explosive or flammable~~  
41 ~~compound, or other device containing any explosive~~  
42 ~~substance. The term "fireworks"~~ "Display fireworks"  
43 ~~does not include goldstar producing sparklers on wires~~  
44 ~~which contain no magnesium or chlorate or perchlorate,~~  
45 ~~flitter sparklers in paper tubes that do not exceed~~  
46 ~~one-eighth of an inch in diameter, toy snakes which~~  
47 ~~contain no mercury, or caps used in cap pistols~~  
48 novelties or consumer fireworks enumerated in chapter  
49 3 of the American pyrotechnics association's standard  
50 87-1.

1 c. "Novelties" includes all novelties enumerated in  
2 chapter 3 of the American pyrotechnics association's  
3 standard 87-1, and that comply with the labeling  
4 regulations promulgated by the United States consumer  
5 product safety commission.

6 2. A person, firm, partnership, or corporation who  
7 offers for sale, exposes for sale, sells at retail,  
8 or uses or explodes any display fireworks, commits  
9 a simple misdemeanor. ~~In addition to any other~~  
10 ~~penalties, the punishment imposed for a violation of~~  
11 ~~this section shall include assessment of, punishable~~  
12 ~~by a fine of not less than two hundred fifty dollars.~~  
13 ~~However, the a city council of a city or a county~~  
14 ~~board of supervisors may, upon application in writing,~~  
15 ~~grant a permit for the display of display fireworks by~~  
16 ~~municipalities, fair associations, amusement parks,~~  
17 ~~and other organizations or groups of individuals~~  
18 ~~approved by the city or the county board of supervisors~~  
19 ~~when the display fireworks ~~display~~ will be handled~~  
20 ~~by a competent operator, but no such permit shall be~~  
21 ~~required for the display of display fireworks at the~~  
22 ~~Iowa state fairgrounds by the Iowa state fair board,~~  
23 ~~at incorporated county fairs, or at district fairs~~  
24 ~~receiving state aid. Sales of display fireworks for~~  
25 ~~such display may be made for that purpose only.~~

26 3. a. A person who uses or explodes display  
27 fireworks while the use of such devices is suspended  
28 by a resolution adopted by the county or city in which  
29 the firework is used commits a simple misdemeanor,  
30 punishable by a fine of not less than two hundred fifty  
31 dollars.

32 b. A person who uses or explodes display fireworks  
33 while the use of such devices is suspended by an order  
34 of the state fire marshal commits a simple misdemeanor,  
35 punishable by a fine of not less than two hundred fifty  
36 dollars.

37 4. a. A person who is at least eighteen years of  
38 age or a firm, partnership, or corporation may possess  
39 or transfer, offer for sale, expose for sale, or sell  
40 at retail to a person who is eighteen years of age or  
41 older novelties or consumer fireworks. A person who  
42 is eighteen years of age or older may use or explode  
43 novelties or consumer fireworks.

44 b. A person, firm, partnership, or corporation who  
45 transfers or sells novelties or consumer fireworks to  
46 a person who is less than eighteen years of age commits  
47 a simple misdemeanor, punishable by a fine of not less  
48 than two hundred fifty dollars. A person who is less  
49 than eighteen years of age who purchases, possesses,  
50 uses, or explodes novelties or consumer fireworks

1 commits a simple misdemeanor, punishable by a fine of  
2 not less than two hundred fifty dollars.

3 c. (1) A person who uses or explodes novelties  
4 or consumer fireworks while the use of such devices  
5 is suspended by a resolution adopted by the county or  
6 city in which the firework is used commits a simple  
7 misdemeanor, punishable by a fine of not less than two  
8 hundred fifty dollars.

9 (2) A person who uses or explodes novelties or  
10 consumer fireworks while the use of such devices is  
11 suspended by an order of the state fire marshal commits  
12 a simple misdemeanor, punishable by a fine of not less  
13 than two hundred fifty dollars.

14 ~~3.~~ 5. a. This section does not prohibit the sale  
15 by a resident, dealer, manufacturer, or jobber of such  
16 fireworks as are not prohibited by this section, or  
17 the sale of any kind of fireworks if they are to be  
18 shipped out of the state, or the sale or use of blank  
19 cartridges for a show or the theater, or for signal  
20 purposes in athletic sports or by railroads or trucks,  
21 for signal purposes, or by a recognized military  
22 organization.

23 b. This section does not apply to any substance  
24 or composition prepared and sold for medicinal or  
25 fumigation purposes.

26 c. This section does not apply to  
27 goldstar-producing sparklers on wires which contain no  
28 magnesium or chlorate or perchlorate, flitter sparklers  
29 in paper tubes that do not exceed one-eighth of an inch  
30 in diameter, toy snakes which contain no mercury, or  
31 caps used in cap pistols.

32 Sec. \_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
33 of this Act, being deemed of immediate importance,  
34 takes effect upon enactment.>

35 2. By renumbering as necessary.

**By** JAKE CHAPMAN

S-5201

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 5, after line 12 by inserting:

5 <Sec. \_\_\_\_\_. Section 403.19A, subsection 2, Code  
6 2014, is amended to read as follows:

7 2. a. An eligible city may apply for designation  
8 as a pilot project city pursuant to this subsection.

9 An eligible city is a city that wholly contains three  
10 or more census tracts and is located in a county  
11 meeting one of the following requirements:

12 (1) A county that borders Nebraska.

13 (2) A county that borders South Dakota.

14 (3) A county that borders a state other than  
15 Nebraska or South Dakota.

16 (4) A county that borders Illinois.

17 b. (1) The department of economic development  
18 shall approve ~~four~~ five eligible cities as pilot  
19 project cities, one pursuant to paragraph "a",  
20 subparagraph (1), one pursuant to paragraph "a",  
21 subparagraph (2), ~~and~~ two pursuant to paragraph  
22 "a", subparagraph (3), and one pursuant to paragraph  
23 "a", subparagraph (4). The city approved pursuant  
24 to paragraph "a", subparagraph (4), shall have a  
25 population of at least eighty-five thousand six hundred  
26 residents but not more than one hundred ten thousand  
27 residents, which city shall be located in a county with  
28 a population of at least one hundred twenty thousand  
29 residents but not more than one hundred seventy  
30 thousand residents, as determined by the 2010 certified  
31 federal census. If two eligible cities are approved  
32 which are located in the same county and the county  
33 has a population of less than forty-five thousand, the  
34 two approved eligible cities shall be considered one  
35 pilot project city. If more than two cities meeting  
36 the requirements of paragraph "a", subparagraph (3),  
37 apply to be designated as a pilot project city, the  
38 department of economic development shall determine  
39 which two cities hold the most potential to create new  
40 jobs or generate the greatest capital within their  
41 areas. Applications from eligible cities seeking  
42 approval under paragraph "a", subparagraph (1), (2), or  
43 (3), filed on or after October 1, 2006, shall not be  
44 considered. Applications from eligible cities seeking  
45 approval under paragraph "a", subparagraph (4), filed  
46 on or after January 1, 2015, shall not be considered.

47 (2) If a pilot project city does not enter into a  
48 withholding agreement within one year of its approval  
49 as a pilot project city, the city shall lose its  
50 status as a pilot project city. If two pilot project



1 cities are located in the same county, the loss of  
2 status by one pilot project city shall not cause the  
3 second pilot project city in the county to lose its  
4 status as a pilot project city. Upon such occurrence,  
5 the department of economic development shall take  
6 applications from other eligible cities to replace that  
7 city. Another city shall be designated within six  
8 months.

9 (3) On July 1, 2011, the economic development  
10 authority shall assume responsibility for the  
11 administration of this subsection.>

12 2. By renumbering as necessary.

**By** DR. JOE M. SENG  
ROBY SMITH

RITA HART  
CHRIS BRASE

S-5202

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION \_\_\_\_  
6 AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEMS

7 Sec. \_\_\_\_ Section 321.1, Code 2014, is amended by  
8 adding the following new subsection:

9 NEW SUBSECTION. 95. "Automated traffic law  
10 enforcement system" means a device with one or more  
11 sensors working in conjunction with one of the  
12 following:

13 a. An official traffic-control signal, to produce  
14 recorded images of motor vehicles entering an  
15 intersection against a red signal light.

16 b. A speed measuring device, to produce recorded  
17 images of motor vehicles traveling at a prohibited rate  
18 of speed.

19 c. A railroad grade crossing signal light, as  
20 described in section 321.342, to produce images of  
21 vehicles violating the signal light.

22 d. Any official traffic-control device, if failure  
23 to comply with the official traffic-control device  
24 constitutes a moving violation under this chapter.

25 Sec. \_\_\_\_ NEW SECTION. 321.5A Automated traffic  
26 law enforcement systems prohibited.

27 The department or a local authority shall not place  
28 or cause to be placed on or adjacent to a highway, or  
29 maintain or employ the use of, an automated traffic law  
30 enforcement system for the enforcement of any provision  
31 of this chapter or any local ordinance relating to  
32 motor vehicles.

33 Sec. \_\_\_\_ REMOVAL OF AUTOMATED TRAFFIC LAW  
34 ENFORCEMENT SYSTEMS – VALIDITY OF PRIOR NOTICES  
35 AND CITATIONS. On or before July 1, 2014, a local  
36 authority using an automated traffic law enforcement  
37 system shall discontinue using the system and remove  
38 the system equipment. Effective July 1, 2014, all  
39 local ordinances authorizing the use of an automated  
40 traffic law enforcement system are void. However,  
41 notices of violations mailed or citations issued  
42 pursuant to such an ordinance prior to July 1, 2014,  
43 shall not be invalidated by the enactment of this Act  
44 and shall be processed according to the provisions of  
45 the law under which they were authorized.

46 Sec. \_\_\_\_ EFFECTIVE UPON ENACTMENT. The section  
47 of this division of this Act relating to the removal  
48 of automated traffic law enforcement systems and the  
49 validity of prior notices and citations, being deemed  
50 of immediate importance, takes effect upon enactment.>

S-5202

Page 2

1 2. By renumbering as necessary.

**By** BRAD ZAUN

MARK SEGEBART

JULIAN GARRETT

AMY SINCLAIR

KEN ROZENBOOM

DENNIS GUTH

RANDY FEENSTRA

JERRY BEHN

JONI ERNST

NANCY J. BOETTGER

JACK WHITVER

DAVID JOHNSON

JAKE CHAPMAN

S-5202 FILED APRIL 30, 2014

RULED OUT OF ORDER

S-5203

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION \_\_\_\_  
6 CORE CURRICULUM AND CONTENT STANDARD REVISIONS  
7 Sec. \_\_\_\_ Section 256.7, subsection 21, paragraph  
8 b, subparagraphs (2) and (3), Code 2014, are amended  
9 to read as follows:

10 (2) Notwithstanding subparagraph (1), for the  
11 school year beginning July 1, 2016, and each succeeding  
12 school year, the rules shall provide that all students  
13 enrolled in school districts in grades three through  
14 eleven shall be administered an assessment during  
15 the last quarter of the school year that at a minimum  
16 assesses the indicators identified in this paragraph  
17 "b"; ~~is aligned with the Iowa common core standards in~~  
18 ~~both content and rigor~~; accurately describes student  
19 achievement and growth for purposes of the school, the  
20 school district, and state accountability systems; and  
21 provides valid, reliable, and fair measures of student  
22 progress toward college or career readiness.

23 (3) The director shall establish an assessment  
24 task force to review and make recommendations for  
25 a statewide assessment of student progress on the  
26 indicators identified pursuant to this paragraph "b".  
27 The task force shall recommend a statewide assessment  
28 that is ~~aligned to the Iowa common core standards and~~  
29 ~~is~~, at a minimum, valid, reliable, tested, and piloted  
30 in Iowa. In addition, in developing recommendations,  
31 the task force shall consider the costs to school  
32 districts and the state in providing and administering  
33 such an assessment and the technical support necessary  
34 to implement the assessment. The task force shall  
35 submit its recommendations in a report to the director,  
36 the state board, and the general assembly by January  
37 1, 2015. The task force shall assist with the final  
38 development and implementation of the assessment  
39 administered pursuant to subparagraph (2). The task  
40 force members shall include but not be limited to  
41 teachers, school administrators, business leaders,  
42 representatives of state agencies, and members of the  
43 general public. This subparagraph is repealed July 1,  
44 2020.

45 Sec. \_\_\_\_ Section 256.7, subsection 21, paragraph  
46 c, Code 2014, is amended to read as follows:

47 c. A requirement that all school districts and  
48 accredited nonpublic schools annually report to the  
49 department and the local community the district-wide  
50 progress made in attaining student achievement goals

1 on the academic and other core indicators and the  
2 district-wide progress made in attaining locally  
3 established student learning goals. The school  
4 districts and accredited nonpublic schools shall  
5 demonstrate the use of multiple assessment measures in  
6 determining student achievement levels. The school  
7 districts and accredited nonpublic schools shall also  
8 report the number of students who graduate; the number  
9 of students who drop out of school; the number of  
10 students who are tested and the percentage of students  
11 who are so tested annually; and the percentage of  
12 students who graduated during the prior school year  
13 ~~and who completed a core curriculum~~. The board shall  
14 develop and adopt uniform definitions consistent with  
15 the federal No Child Left Behind Act of 2001, Pub.  
16 L. No. 107-110 and any federal regulations adopted  
17 pursuant to the federal Act. The school districts  
18 and accredited nonpublic schools may report on other  
19 locally determined factors influencing student  
20 achievement. The school districts and accredited  
21 nonpublic schools shall also report to the local  
22 community their results by individual attendance  
23 center.

24 Sec. \_\_\_\_\_. Section 256.7, subsection 26, paragraph  
25 a, unnumbered paragraph 1, Code 2014, is amended to  
26 read as follows:

27 Adopt rules that establish ~~a core curriculum~~ and  
28 high school graduation requirements for all students  
29 in school districts and accredited nonpublic schools  
30 that include at a minimum satisfactory completion of  
31 four years of English and language arts, three years of  
32 mathematics, three years of science, and three years of  
33 social studies.

34 Sec. \_\_\_\_\_. Section 256.7, subsection 26, paragraph  
35 a, subparagraph (3), Code 2014, is amended by striking  
36 the subparagraph.

37 Sec. \_\_\_\_\_. Section 256.7, subsection 26, paragraphs  
38 b and c, Code 2014, are amended by striking the  
39 paragraphs.

40 Sec. \_\_\_\_\_. Section 256.7, subsection 28, Code 2014,  
41 is amended to read as follows:

42 28. Adopt a set of ~~core content~~ assessment  
43 standards applicable to all students in kindergarten  
44 through grade twelve in every school district and  
45 accredited nonpublic school. For purposes of this  
46 subsection, "~~core content~~ assessment standards"  
47 includes reading, mathematics, and science. The ~~core~~  
48 ~~content~~ assessment standards shall be identical to  
49 the ~~core content~~ assessment standards included in  
50 Iowa's approved 2006 standards and assessment system

1 under Tit. I of the federal Elementary and Secondary  
2 Education Act of 1965, 20 U.S.C. § 6301 et seq.,  
3 as amended by the federal No Child Left Behind Act  
4 of 2001, Pub. L. No. 107-110. School districts and  
5 accredited nonpublic schools shall include, at a  
6 minimum, the ~~core content~~ assessment standards adopted  
7 pursuant to this subsection in any set of locally  
8 developed content standards. School districts and  
9 accredited nonpublic schools are strongly encouraged to  
10 set higher expectations in local standards. As changes  
11 in federal law or regulation occur, the state board  
12 is authorized to amend the ~~core content~~ assessment  
13 standards as appropriate.

14 Sec. \_\_\_\_\_. Section 256.9, subsection 53, paragraph  
15 a, Code 2014, is amended to read as follows:

16 a. Develop and distribute, in collaboration with  
17 the area education agencies, ~~core curriculum~~ technical  
18 assistance and implementation strategies that school  
19 districts and accredited nonpublic schools shall  
20 utilize, including but not limited to the development  
21 and delivery of formative and end-of-course model  
22 assessments classroom teachers may use to measure  
23 student progress ~~on the core curriculum adopted~~  
24 ~~pursuant to section 256.7, subsection 26. The~~  
25 ~~department shall, in collaboration with the advisory~~  
26 ~~group convened in accordance with paragraph "b"~~  
27 ~~and educational assessment providers, identify and~~  
28 ~~make available to school districts end of course~~  
29 ~~and additional model end of course and additional~~  
30 ~~assessments to align with the expectations included in~~  
31 ~~the Iowa core curriculum. The model assessments shall~~  
32 be suitable to meet the multiple assessment measures  
33 requirement specified in section 256.7, subsection 21,  
34 paragraph "c".

35 Sec. \_\_\_\_\_. Section 256.9, subsection 54, Code 2014,  
36 is amended by striking the subsection.

37 Sec. \_\_\_\_\_. Section 256.40, subsection 2, paragraph  
38 e, Code 2014, is amended to read as follows:

39 e. Integrate services provided through the program  
40 with other career exploration-related activities such  
41 as the student ~~core curriculum~~ graduation plan and  
42 the career information and decision-making system  
43 developed and administered under section 279.61, where  
44 appropriate.

45 Sec. \_\_\_\_\_. Section 256.42, subsection 6, Code 2014,  
46 is amended to read as follows:

47 6. Coursework offered under the initiative shall  
48 be rigorous and high quality, and the department  
49 shall annually evaluate the quality of the courses and  
50 ensure that coursework is aligned with the ~~state's core~~

1 ~~curriculum and core content requirements and assessment~~  
2 ~~standards adopted pursuant to section 256.7, subsection~~  
3 ~~28, as well as national standards of quality for~~  
4 ~~online courses issued by an internationally recognized~~  
5 ~~association for kindergarten through grade twelve~~  
6 ~~online learning.~~

7 Sec. \_\_\_\_\_. Section 257.11, subsection 11, Code 2014,  
8 is amended to read as follows:

9 11. Shared classes and curriculum standards. A  
10 school district shall ensure that any course made  
11 available to a student through any sharing agreement  
12 between the school district and a community college  
13 or any other entity providing course programming  
14 pursuant to this section to students enrolled in the  
15 school district meets the expectations contained in  
16 ~~the core curriculum adopted pursuant to section 256.7,~~  
17 subsection 26. The school district shall ensure that  
18 any course that has the capacity to generate college  
19 credit shall be equivalent to college-level work.

20 Sec. \_\_\_\_\_. Section 258.4, subsection 8, Code 2014,  
21 is amended to read as follows:

22 8. Establish a minimum set of competencies ~~and~~  
23 ~~core curriculum~~ for approval of a vocational program  
24 sequence that addresses the following: new and  
25 emerging technologies; job-seeking, job-keeping, and  
26 other employment skills, including self-employment and  
27 entrepreneurial skills, that reflect current industry  
28 standards, leadership skills, entrepreneurial, and  
29 labor-market needs; and the strengthening of basic  
30 academic skills.

31 Sec. \_\_\_\_\_. Section 260C.14, subsection 22, paragraph  
32 b, Code 2014, is amended to read as follows:

33 b. Collaborate with the state board of regents  
34 to meet the requirements specified in section 262.9,  
35 subsection 33, including but not limited to developing  
36 a systematic process for expanding academic discipline  
37 and meetings between the community college faculty  
38 and faculty of the institutions of higher education  
39 governed by the state board of regents, ~~developing~~  
40 ~~criteria to prioritize core curriculum areas,~~ promoting  
41 greater awareness of articulation-related activities,  
42 facilitating additional opportunities for individual  
43 institutions to pursue program articulation agreements  
44 for career and technical educational programs, and  
45 developing and implementing a process to examine a  
46 minimum of eight new associate of applied science  
47 degree programs for which articulation agreements would  
48 serve students' continued academic success in those  
49 degree programs.

50 Sec. \_\_\_\_\_. Section 261E.4, subsection 4, Code 2014,

1 is amended to read as follows:

2 4. A school district shall establish prerequisite  
3 coursework for each advanced placement course offered  
4 and shall describe the prerequisites in the course  
5 registration handbook, which shall be provided to every  
6 junior high school or middle school student prior to  
7 the development of a ~~core-curriculum~~ graduation plan  
8 pursuant to section 279.61.

9 Sec. \_\_\_\_\_. Section 261E.6, subsection 2, Code 2014,  
10 is amended to read as follows:

11 2. Notification. The availability and requirements  
12 of this program shall be included in each school  
13 district's student registration handbook. Information  
14 about the program shall be provided to the student  
15 and the student's parent or guardian prior to the  
16 development of the student's ~~core-curriculum~~ graduation  
17 plan under section 279.61. The school district shall  
18 establish a process by which students may indicate  
19 interest in and apply for enrollment in the program.

20 Sec. \_\_\_\_\_. Section 261E.8, subsection 1, Code 2014,  
21 is amended to read as follows:

22 1. A district-to-community college sharing or  
23 concurrent enrollment program is established to be  
24 administered by the department to promote rigorous  
25 academic or career and technical pursuits and to  
26 provide a wider variety of options to high school  
27 students to enroll part-time in eligible nonsectarian  
28 courses at or through community colleges established  
29 under chapter 260C. The program shall be made available  
30 to all resident students in grades nine through twelve.  
31 Notice of the availability of the program shall be  
32 included in a school district's student registration  
33 handbook and the handbook shall identify which courses,  
34 if successfully completed, generate college credit  
35 under the program. A student and the student's parent  
36 or legal guardian shall also be made aware of this  
37 program as a part of the development of the student's  
38 ~~core-curriculum~~ graduation plan in accordance with  
39 section 279.61.

40 Sec. \_\_\_\_\_. Section 261E.9, subsection 2, paragraph  
41 b, Code 2014, is amended to read as follows:

42 b. A regional academy may include in its curriculum  
43 virtual or internet-based coursework and courses  
44 delivered via the Iowa communications network, career  
45 and technical courses, ~~core-curriculum coursework~~,  
46 courses required pursuant to section 256.7, subsection  
47 26, or section 256.11, subsections 4 and 5, and  
48 asynchronous learning networks.

49 Sec. \_\_\_\_\_. Section 261E.9, subsection 4, Code 2014,  
50 is amended to read as follows:



1 4. Information regarding regional academies shall  
2 be provided to a student and the student's parent or  
3 guardian prior to the development of the student's ~~core~~  
4 ~~curriculum~~ graduation plan under section 279.61.

5 Sec. \_\_\_\_\_. Section 261E.10, subsection 4, Code 2014,  
6 is amended to read as follows:

7 4. Information regarding career academies shall be  
8 provided by the school district to a student and the  
9 student's parent or guardian prior to the development  
10 of the student's ~~core curriculum~~ graduation plan under  
11 section 279.61.

12 Sec. \_\_\_\_\_. Section 262.9, subsection 33, paragraph  
13 c, Code 2014, is amended by striking the paragraph.

14 Sec. \_\_\_\_\_. Section 279.61, Code 2014, is amended to  
15 read as follows:

16 279.61 Student plan for progress toward university  
17 admissions - report.

18 1. ~~For the school year beginning July 1, 2008,~~  
19 ~~and each succeeding school year, the~~ The board of  
20 directors of each school district shall cooperate  
21 with each student enrolled in grade eight to develop  
22 for the student a ~~core curriculum~~ plan to guide the  
23 student toward the goal of successfully completing, at  
24 a minimum, the ~~core curriculum developed~~ high school  
25 graduation requirements adopted by the state board of  
26 education pursuant to section 256.7, subsection 26, by  
27 the time the student graduates from high school. The  
28 plan shall include career options and shall identify  
29 the coursework needed in grades nine through twelve  
30 to support the student's postsecondary education  
31 and career options. Additionally, the plan shall  
32 include a timeline for each student to successfully  
33 complete, prior to graduation, all components of the  
34 state-designated career information and decision-making  
35 system administered by the department in accordance  
36 with section 118 of the federal Carl D. Perkins Career  
37 and Technical Education Improvement Act of 2006, Pub.  
38 L. No. 109-270. The student's parent or guardian shall  
39 sign the ~~core curriculum~~ graduation plan developed with  
40 the student and the signed plan shall be included in  
41 the student's cumulative records.

42 2. ~~For the school year beginning July 1, 2008,~~  
43 ~~and each succeeding school year, the~~ The board of  
44 directors of each school district shall report annually  
45 to each student enrolled in grades nine through twelve  
46 in the school district, and, if the student is under  
47 the age of eighteen, to each student's parent or  
48 guardian, the student's progress toward meeting the  
49 goal of successfully completing the ~~core curriculum~~  
50 ~~and~~ high school graduation requirements adopted by the

S-5203

Page 7

1 state board of education pursuant to section 256.7,  
2 subsection 26.  
3 Sec. \_\_\_\_ Section 280.3, subsection 3, Code 2014,  
4 is amended by striking the subsection.>  
5 2. By renumbering as necessary.

**By** BRAD ZAUN  
MARK SEGEBART  
KEN ROZENBOOM  
DENNIS GUTH  
JERRY BEHN

JONI ERNST  
NANCY J. BOETTGER  
JACK WHITVER  
JAKE CHAPMAN

S-5203 FILED APRIL 30, 2014  
RULED OUT OF ORDER

S-5204

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION \_\_\_\_  
6 ENVIRONMENTAL TESTING SALES TAX EXEMPTION

7 Sec. \_\_\_\_ . Section 423.2, subsection 6, paragraph a,  
8 Code 2014, is amended to read as follows:

9 a. The sales price of any of the following  
10 enumerated services is subject to the tax imposed  
11 by subsection 5: alteration and garment repair;  
12 armored car; vehicle repair; battery, tire, and  
13 allied; investment counseling; service charges of  
14 all financial institutions; barber and beauty; boat  
15 repair; vehicle wash and wax; campgrounds; carpentry;  
16 roof, shingle, and glass repair; dance schools  
17 and dance studios; dating services; dry cleaning,  
18 pressing, dyeing, and laundering; electrical and  
19 electronic repair and installation; excavating and  
20 grading; farm implement repair of all kinds; flying  
21 service; furniture, rug, carpet, and upholstery  
22 repair and cleaning; fur storage and repair; golf and  
23 country clubs and all commercial recreation; gun and  
24 camera repair; house and building moving; household  
25 appliance, television, and radio repair; janitorial and  
26 building maintenance or cleaning; jewelry and watch  
27 repair; lawn care, landscaping, and tree trimming  
28 and removal; limousine service, including driver;  
29 machine operator; machine repair of all kinds; motor  
30 repair; motorcycle, scooter, and bicycle repair;  
31 oilers and lubricators; office and business machine  
32 repair; painting, papering, and interior decorating;  
33 parking facilities; pay television; pet grooming; pipe  
34 fitting and plumbing; wood preparation; executive  
35 search agencies; private employment agencies, excluding  
36 services for placing a person in employment where the  
37 principal place of employment of that person is to be  
38 located outside of the state; reflexology; security  
39 and detective services, excluding private security  
40 and detective services furnished by a peace officer  
41 with the knowledge and consent of the chief executive  
42 officer of the peace officer's law enforcement  
43 agency; sewage services for nonresidential commercial  
44 operations; sewing and stitching; shoe repair and  
45 shoeshine; sign construction and installation;  
46 storage of household goods, mini-storage, and  
47 warehousing of raw agricultural products; swimming  
48 pool cleaning and maintenance; tanning beds or salons;  
49 taxidermy services; telephone answering service; test  
50 laboratories, including mobile testing laboratories

1 and field testing by testing laboratories, and  
2 excluding tests on humans or animals and excluding  
3 environmental testing services; termite, bug, roach,  
4 and pest eradicators; tin and sheet metal repair;  
5 transportation service consisting of the rental of  
6 recreational vehicles or recreational boats, or the  
7 rental of motor vehicles subject to registration which  
8 are registered for a gross weight of thirteen tons  
9 or less for a period of sixty days or less, or the  
10 rental of aircraft for a period of sixty days or less;  
11 Turkish baths, massage, and reducing salons, excluding  
12 services provided by massage therapists licensed  
13 under chapter 152C; water conditioning and softening;  
14 weighing; welding; well drilling; wrapping, packing,  
15 and packaging of merchandise other than processed meat,  
16 fish, fowl, and vegetables; wrecking service; wrecker  
17 and towing.

18 Sec. \_\_\_\_\_. Section 423.3, Code 2014, is amended by  
19 adding the following new subsection:

20 NEW SUBSECTION. 101. The sales price from  
21 the furnishing of environmental testing services  
22 performed at a laboratory, in the field, or by a mobile  
23 testing service. For purposes of this subsection,  
24 "environmental testing" means the physical or chemical  
25 analysis of soil, water, wastewater, air, or solid  
26 waste performed in order to ascertain the presence of  
27 environmental contamination or degradation.

28 Sec. \_\_\_\_\_. EFFECTIVE DATE. This division of this  
29 Act takes effect July 1, 2015.>

30 2. By renumbering as necessary.

**By DENNIS H. BLACK**

S-5205

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 28, after line 38 by inserting:

5 <DIVISION \_\_\_\_

6 BREAST DENSITY TASK FORCE AND REPORT

7 Sec. \_\_\_\_ BREAST DENSITY TASK FORCE AND REPORT.

8 1. The department of public health shall establish  
9 and facilitate a task force to discuss breast density  
10 and its relationship to cancer.

11 2. The membership of the task force shall include  
12 but is not limited to the following:

13 a. A representative of the department of public  
14 health.

15 b. A representative of the department of human  
16 services.

17 c. Medical professionals working with breast cancer  
18 patients.

19 d. A radiologist.

20 e. A primary care physician.

21 f. A physician assistant or advanced registered  
22 nurse practitioner.

23 g. Two advocates for notification to patients of  
24 breast density.

25 h. A legal expert in health care matters concerning  
26 notification to patients.

27 i. A representative from a hospital or other health  
28 care facility.

29 j. A representative from the insurance industry.

30 k. Other persons as the department of public health  
31 deems appropriate.

32 3. The task force shall determine the essential  
33 elements of an education tool for patients and health  
34 care professionals in Iowa regarding breast density and  
35 its relationship to cancer.

36 4. The task force shall make recommendations for  
37 the implementation of a tool to educate patients and  
38 health care professionals in Iowa about breast density  
39 and its relationship to cancer.

40 5. The task force shall develop a process to notify  
41 patients or referring health care professionals that  
42 a patient has dense breasts after a finding of dense  
43 breasts through medical testing.

44 6. The task force shall make other findings and  
45 recommendations as appropriate.

46 7. The task force shall, by November 15, 2014,  
47 submit a report of its findings and recommendations to  
48 the governor and the general assembly.>

49 2. By renumbering as necessary.

**By** BRAD ZAUN

DAVID JOHNSON

AMY SINCLAIR

JAKE CHAPMAN

TIM L. KAPUCIAN

LIZ MATHIS

HOUSE FILE 2473

S-5206

1 Amend the amendment, S-5196, to House File 2473,  
2 as amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 5, after line 12 by inserting:

5 <Sec. \_\_\_\_\_. Section 421.17, subsection 27, paragraph  
6 c, Code 2014, is amended to read as follows:

7 c. The director shall establish a formal debt  
8 collection policy for use by state agencies and  
9 local government entities which have not established  
10 their own policy. Other state agencies and local  
11 government entities may use the collection facilities  
12 of the department pursuant to formal agreement with  
13 the department. The agreement shall provide that  
14 the information provided to the department shall be  
15 sufficient to establish the obligation in a court of  
16 law and to render it as a legal judgment on behalf  
17 of the state or the local government agency. After  
18 transferring the file to the department for collection,  
19 an individual state agency or the local government  
20 agency shall terminate all collection procedures and  
21 be available to provide assistance to the department.  
22 Upon receipt of the file, the department shall assume  
23 all liability for its actions without recourse to  
24 the agency or the local government agency, and shall  
25 comply with all applicable state and federal laws  
26 governing collection of the debt. The department  
27 may use a participating agency's or local government  
28 agency's statutory collection authority to collect the  
29 participating agency's delinquent accounts, charges,  
30 fees, loans, taxes, or other indebtedness owed to or  
31 being collected by the state. The department has  
32 the powers granted in this section regarding setoff  
33 from income tax refunds or other accounts payable by  
34 the state for any of the obligations transferred by  
35 state agencies or local government agencies, except  
36 obligations originating from and associated with fines  
37 imposed pursuant to the use of an automated traffic law  
38 enforcement system. For purposes of this paragraph,  
39 "automated traffic law enforcement system" means a  
40 device with one or more sensors working in conjunction  
41 with an official traffic control signal or device or  
42 speed-measuring device to produce recorded images of  
43 vehicles being operated in violation of traffic laws.>  
44 2. By renumbering as necessary.

**By JAKE CHAPMAN**

S-5206 FILED APRIL 30, 2014

RULED OUT OF ORDER

HOUSE AMENDMENT TO SENATE AMENDMENT TO  
HOUSE FILE 2473

S-5209

1 Amend House File 2473, as amended, passed, and  
2 reprinted by the House, as follows:

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

<DIVISION I

STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1. 2013 Iowa Acts, chapter 140, is amended  
8 by adding the following new section:

9 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL  
10 YEAR 2015-2016.

11 1. For the budget process applicable to the fiscal  
12 year beginning July 1, 2015, on or before October 1,  
13 2014, in lieu of the information specified in section  
14 8.23, subsection 1, unnumbered paragraph 1, and  
15 paragraph "a", all departments and establishments of  
16 the government shall transmit to the director of the  
17 department of management, on blanks to be furnished  
18 by the director, estimates of their expenditure  
19 requirements, including every proposed expenditure, for  
20 the ensuing fiscal year, together with supporting data  
21 and explanations as called for by the director of the  
22 department of management after consultation with the  
23 legislative services agency.

24 2. The estimates of expenditure requirements  
25 shall be in a form specified by the director of  
26 the department of management, and the expenditure  
27 requirements shall include all proposed expenditures  
28 and shall be prioritized by program or the results to  
29 be achieved. The estimates shall be accompanied by  
30 performance measures for evaluating the effectiveness  
31 of the programs or results.

32 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by  
33 adding the following new section:

34 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

35 1. The appropriations made pursuant to section  
36 2.12 for the expenses of the general assembly and  
37 legislative agencies for the fiscal year beginning July  
38 1, 2014, and ending June 30, 2015, are reduced by the  
39 following amount:

40 ..... \$ 3,000,000

41 2. The budgeted amounts for the general assembly  
42 for the fiscal year beginning July 1, 2014, may be  
43 adjusted to reflect unexpended budgeted amounts from  
44 the previous fiscal year.

45 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is  
46 amended to read as follows:

47 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

48 - FY 2014-2015. Notwithstanding the standing  
49 appropriations in the following designated sections for  
50 the fiscal year beginning July 1, 2014, and ending June

S-5209

1 30, 2015, the amounts appropriated from the general  
2 fund of the state pursuant to these sections for the  
3 following designated purposes shall not exceed the  
4 following amounts:

5 1. For operational support grants and community  
6 cultural grants under section 99F.11, subsection 3,  
7 paragraph "d", subparagraph (1):

8 ..... \$ 208,351  
9 ..... 416,702

10 ~~2. For regional tourism marketing under section~~  
11 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~

12 ..... ~~\$ 582,000~~

13 3. For payment for nonpublic school transportation  
14 under section 285.2:

15 ..... \$ 8,560,931

16 If total approved claims for reimbursement for  
17 nonpublic school pupil transportation exceed the amount  
18 appropriated in accordance with this subsection, the  
19 department of education shall prorate the amount of  
20 each approved claim.

21 4. For the enforcement of chapter 453D relating to  
22 tobacco product manufacturers under section 453D.8:

23 ..... \$ 9,208  
24 ..... 18,416

25 Sec. 4. Section 257.35, Code 2014, is amended by  
26 adding the following new subsection:

27 NEW SUBSECTION. 8A. Notwithstanding subsection 1,  
28 and in addition to the reduction applicable pursuant  
29 to subsection 2, the state aid for area education  
30 agencies and the portion of the combined district cost  
31 calculated for these agencies for the fiscal year  
32 beginning July 1, 2014, and ending June 30, 2015, shall  
33 be reduced by the department of management by fifteen  
34 million dollars. The reduction for each area education  
35 agency shall be prorated based on the reduction that  
36 the agency received in the fiscal year beginning July  
37 1, 2003.

38 DIVISION II

39 CLAIMS AGAINST THE STATE AND BY THE STATE

40 Sec. 5. Section 8.55, subsection 3, paragraph a,  
41 Code 2014, is amended to read as follows:

42 a. Except as provided in paragraphs "b", "c",  
43 ~~and "d", and "0e"~~, the moneys in the Iowa economic  
44 emergency fund shall only be used pursuant to an  
45 appropriation made by the general assembly. An  
46 appropriation shall only be made for the fiscal year in  
47 which the appropriation is made. The moneys shall only  
48 be appropriated by the general assembly for emergency  
49 expenditures.

50 Sec. 6. Section 8.55, subsection 3, Code 2014, is



1 amended by adding the following new paragraph:

2 NEW PARAGRAPH. 0e. There is appropriated from the  
3 Iowa economic emergency fund to the state appeal board  
4 an amount sufficient to pay claims authorized by the  
5 state appeal board as provided in section 25.2.

6 Sec. 7. Section 25.2, subsection 4, Code 2014, is  
7 amended to read as follows:

8 4. Payments authorized by the state appeal board  
9 shall be paid from the appropriation or fund of  
10 original certification of the claim. However, if that  
11 appropriation or fund has since reverted under section  
12 8.33, then such payment authorized by the state appeal  
13 board shall be ~~out of any money in the state treasury~~  
14 not otherwise appropriated as follows:

15 a. From the appropriation made from the Iowa  
16 economic emergency fund in section 8.55 for purposes of  
17 paying such expenses.

18 b. To the extent the appropriation from the  
19 Iowa economic emergency fund described in paragraph  
20 "a" is insufficient to pay such expenses, there is  
21 appropriated from moneys in the general fund of the  
22 state not otherwise appropriated the amount necessary  
23 to fund the deficiency.

24 DIVISION III

25 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

26 Sec. 8. AIR QUALITY PROGRAM. Notwithstanding the  
27 purposes provided in section 455E.11, subsection 2,  
28 paragraph "c", there is appropriated from the household  
29 hazardous waste account of the groundwater protection  
30 fund to the department of natural resources for the  
31 fiscal year beginning July 1, 2014, and ending June 30,  
32 2015, the following amount, or so much thereof as is  
33 necessary, to be used for the purposes designated:

34 For supporting the department's air quality  
35 programs, including salaries, support, maintenance, and  
36 miscellaneous purposes:

37 ..... \$ 1,400,000

38 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There  
39 is appropriated from the general fund of the state to  
40 the department on aging for the fiscal year beginning  
41 July 1, 2014, and ending June 30, 2015, the following  
42 amount, or so much thereof as is necessary, to be used  
43 for the purposes designated:

44 To award to each area agency on aging designated  
45 under section 231.32 in the proportion that the  
46 estimated amount of older individuals in Iowa served by  
47 that area agency on aging bears to the total estimated  
48 amount of older individuals in Iowa, to be used to  
49 provide congregate meals and home-delivered meals to  
50 food-insecure older individuals in Iowa:

1 ..... \$ 250,000  
 2 Sec. 10. AIR QUALITY STAKEHOLDER GROUP. The  
 3 director of the department of natural resources shall  
 4 convene a stakeholder group for purposes of studying  
 5 the funding of air quality programs administered by  
 6 the department. By December 1, 2014, the department  
 7 shall submit a written report to the general assembly  
 8 regarding the findings and recommendations of the  
 9 stakeholder group.

10 Sec. 11. PERSONNEL SETTLEMENT AGREEMENT  
 11 PAYMENTS. The general assembly and the judicial branch  
 12 shall not enter into a personnel settlement agreement  
 13 with a state employee that contains a confidentiality  
 14 provision intended to prevent public disclosure of the  
 15 agreement or any terms of the agreement.

16 Sec. 12. Section 8.9, subsection 2, paragraph a,  
 17 Code 2014, is amended to read as follows:

18 a. All grant applications submitted and grant  
 19 moneys received by a department on behalf of the state  
 20 shall be reported to the office of grants enterprise  
 21 management. The office shall by ~~January 31~~ December  
 22 1 of each year submit to the fiscal services division  
 23 of the legislative services agency a written report  
 24 listing all grants received during the ~~previous~~  
 25 ~~calendar~~ most recently completed federal fiscal year  
 26 with a value over one thousand dollars and the funding  
 27 entity and purpose for each grant. However, the  
 28 reports on grants filed by the state board of regents  
 29 pursuant to section 8.44 shall be deemed sufficient to  
 30 comply with the requirements of this subsection. In  
 31 addition, each department shall submit and the office  
 32 shall report, as applicable, for each grant applied  
 33 for or received and other federal moneys received  
 34 the expected duration of the grant or the other  
 35 moneys, maintenance of effort or other matching fund  
 36 requirements throughout and following the period of the  
 37 grant or the other moneys, the sources of the federal  
 38 funding and any match funding, any policy, program, or  
 39 operational requirement associated with receipt of the  
 40 funding, a status report on changes anticipated in the  
 41 federal requirements associated with the grant or other  
 42 federal funding during the fiscal year in progress and  
 43 the succeeding fiscal year, and any other information  
 44 concerning the grant or other federal funding that  
 45 would be helpful in the development of policy or  
 46 budget decisions. The fiscal services division of  
 47 the legislative services agency shall compile the  
 48 information received for consideration by the standing  
 49 joint appropriations subcommittees of the general  
 50 assembly.

1 Sec. 13. Section 68B.3, Code 2014, is amended by  
2 adding the following new subsection:  
3 NEW SUBSECTION. 2A. This section does not apply to  
4 sales of services by a member of a board or commission  
5 as defined under section 7E.4 to state executive branch  
6 agencies or subunits of departments or independent  
7 agencies as defined in section 7E.4 that are not the  
8 subunit of the department or independent agency in  
9 which the person serves or are not a subunit of a  
10 department or independent agency with which the person  
11 has substantial and regular contact as part of the  
12 person's duties.

13 Sec. 14. Section 97B.52A, subsection 1, paragraph  
14 c, subparagraph (2), subparagraph division (b), Code  
15 2014, is amended to read as follows:

16 (b) For a member whose first month of entitlement  
17 is July 2004 or later, but before July ~~2014~~ 2016,  
18 covered employment does not include employment as a  
19 licensed health care professional by a public hospital.  
20 For the purposes of this subparagraph, "public  
21 hospital" means a hospital licensed pursuant to chapter  
22 135B and governed pursuant to chapter 145A, 347, 347A,  
23 or 392.

24 Sec. 15. Section 602.1302, subsection 3, Code 2014,  
25 is amended to read as follows:

26 3. A revolving fund is created in the state  
27 treasury for the payment of jury and witness fees,  
28 mileage, costs related to summoning jurors by the  
29 judicial branch, costs and fees related to the  
30 management and payment of interpreters and translators  
31 in judicial branch legal proceedings and court-ordered  
32 programs, and attorney fees paid by the state public  
33 defender for counsel appointed pursuant to section  
34 600A.6A. The judicial branch shall deposit any  
35 reimbursements to the state for the payment of jury  
36 and witness fees and mileage in the revolving fund.  
37 In each calendar quarter the judicial branch shall  
38 reimburse the state public defender for attorney fees  
39 paid pursuant to section 600A.6B. Notwithstanding  
40 section 8.33, unencumbered and unobligated receipts in  
41 the revolving fund at the end of a fiscal year do not  
42 revert to the general fund of the state. The judicial  
43 branch shall on or before February 1 file a financial  
44 accounting of the moneys in the revolving fund with  
45 the legislative services agency. The accounting shall  
46 include an estimate of disbursements from the revolving  
47 fund for the remainder of the fiscal year and for the  
48 next fiscal year.

49 Sec. 16. 2013 Iowa Acts, chapter 138, section 157,  
50 subsection 5A, if enacted by 2014 Iowa Acts, House File

1 2463, is amended by striking the subsection.

2 DIVISION IV  
3 CORRECTIVE PROVISIONS

4 Sec. 17. Section 15.353, subsection 1, paragraph c,  
5 subparagraph (2), if enacted by 2014 Iowa Acts, House  
6 File 2448, is amended to read as follows:

7 (2) The average dwelling unit cost does not exceed  
8 two hundred fifty thousand dollars per dwelling unit  
9 if the project involves the rehabilitation, repair,  
10 redevelopment, or preservation of ~~eligible property,~~  
11 ~~as that term is defined in section 404A.1, subsection~~  
12 ~~2~~ property described in section 404A.1, subsection 7,  
13 paragraph "a".

14 Sec. 18. Section 15J.4, subsection 1, paragraph b,  
15 as amended by 2014 Iowa Acts, [House File 2448](#), section  
16 34, if enacted, is amended to read as follows:

17 b. The area was in whole or in part a designated  
18 economic development enterprise zone under chapter  
19 15E, division XVIII, Code 2014, immediately prior to  
20 the effective date of this division of this Act, or  
21 the area is in whole or in part an urban renewal area  
22 established pursuant to chapter 403.

23 Sec. 19. Section 123.47, subsection 1A, paragraph  
24 c, subparagraph (2), as enacted by 2014 Iowa Acts,  
25 [Senate File 2310](#), section 1, is amended to read as  
26 follows:

27 (2) A person under legal age who consumes or  
28 possesses any alcoholic liquor, wine, or beer in  
29 connection with a religious observance, ceremony, or  
30 ~~right rite.~~

31 Sec. 20. Section 331.552, subsection 35, as amended  
32 by 2014 Iowa Acts, [House File 2273](#), section 5, if  
33 enacted, is amended to read as follows:

34 35. a. Destroy special assessment records required  
35 by section 445.11 within the county system after ten  
36 years have elapsed from the end of the fiscal year in  
37 which the special assessment was paid in full. The  
38 county treasurer shall also destroy the resolution of  
39 necessity, plat, and schedule of assessments required  
40 by section 384.51 after ten years have elapsed from the  
41 end of the fiscal year in which the entire schedule was  
42 paid in full. This ~~subsection~~ paragraph applies to  
43 documents described in this ~~subsection~~ paragraph that  
44 are in existence before, on, or after July 1, 2003.

45 b. Destroy assessment records required by chapter  
46 468 within the county system after ten years have  
47 elapsed from the end of the fiscal year in which the  
48 assessment was paid in full. The county treasurer  
49 shall also destroy the accompanying documents including  
50 any resolutions, plats, or schedule of assessments

1 after ten years have elapsed from the end of the  
2 fiscal year in which the entire schedule was paid in  
3 full. This ~~subsection~~ paragraph applies to documents  
4 described in this ~~subsection~~ paragraph that are in  
5 existence before, on, or after July 1, 2014.

6 Sec. 21. Section 422.33, subsection 4, paragraph c,  
7 Code 2014, as amended by 2014 Iowa Acts, Senate File  
8 2240, section 87, and redesignated as paragraph b,  
9 subparagraph (3), is amended to read as follows:

10 (3) Subtract an exemption amount of forty thousand  
11 dollars. This exemption amount shall be reduced, but  
12 not below zero, by an amount equal to twenty-five  
13 percent of the amount by which the alternative minimum  
14 taxable income of the taxpayer, computed without regard  
15 to the exemption amount in this ~~paragraph~~ subparagraph,  
16 exceeds one hundred fifty thousand dollars.

17 Sec. 22. Section 425.15, subsection 1, paragraph a,  
18 as enacted by 2014 Iowa Acts, Senate File 2352, section  
19 1, is amended to read as follows:

20 a. A veteran of any of the military forces of the  
21 United States, who acquired the homestead under 38  
22 U.S.C. §21.801, 21.802, prior to August 6, 1991, or  
23 under 38 U.S.C. §2101, 2102.

24 Sec. 23. Section 508.36, subsection 13, paragraph  
25 d, subparagraph (1), subparagraph division (c), as  
26 enacted by 2014 Iowa Acts, Senate File 2131, section 9,  
27 is amended to read as follows:

28 (c) Minimum reserves for all other policies ~~of~~ or  
29 contracts subject to subsection 1, paragraph "b".

30 Sec. 24. Section 508.36, subsection 16, paragraph  
31 c, subparagraph (3), as enacted by 2014 Iowa Acts,  
32 Senate File 2131, section 9, is amended to read as  
33 follows:

34 (3) Once any portion of a memorandum in support  
35 of an opinion submitted under subsection 2 or a  
36 principle-based valuation report developed under  
37 subsection 14, paragraph "b", subparagraph (3), is  
38 cited by a company in its marketing or is publicly  
39 volunteered to or before a governmental agency other  
40 than a state insurance department or is released by  
41 the company to the news media, all portions ~~of~~ of such  
42 memorandum or report shall no longer be confidential  
43 information.

44 Sec. 25. Section 508.37, subsection 6, paragraph h,  
45 subparagraph (8), as enacted by 2014 Iowa Acts, Senate  
46 File 2131, section 13, is amended to read as follows:

47 (8) For policies issued on or after the operative  
48 date of the valuation manual, the valuation manual  
49 shall provide the Commissioners Standard Mortality  
50 Table for use in determining the minimum nonforfeiture

1 standard that may be substituted for the Commissioners  
2 1961 Standard Industrial Mortality Table or the  
3 Commissioners 1961 Industrial Extended Term Insurance  
4 Table. If the commissioner approves by ~~regulation~~  
5 rule any Commissioners Standard Industrial Mortality  
6 Table adopted by the national association of insurance  
7 commissioners for use in determining the minimum  
8 nonforfeiture standard for policies issued on or after  
9 the operative date of the valuation manual, then that  
10 minimum nonforfeiture standard supersedes the minimum  
11 nonforfeiture standard provided by the valuation  
12 manual.

13 Sec. 26. Section 537.1301, subsection 46, as  
14 enacted by 2014 Iowa Acts, [House File 2324](#), section 17,  
15 is amended to read as follows:

16 46. "Threshold amount" means the threshold amount,  
17 as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b),  
18 in effect during the period the consumer credit  
19 transaction was entered into.

20 Sec. 27. 2014 Iowa Acts, [Senate File 2257](#), section  
21 15, is amended by striking the section and inserting in  
22 lieu thereof the following:

23 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,  
24 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,  
25 Code 2014, are repealed.

26 Sec. 28. REPEAL. 2014 Iowa Acts, [House File 2423](#),  
27 section 159, is repealed.

28 Sec. 29. CONTINGENT EFFECTIVENESS. The section  
29 of this division of this Act amending section 15.353,  
30 subsection 1, paragraph "c", subparagraph (2), takes  
31 effect only if 2014 Iowa Acts, [House File 2453](#), is  
32 enacted.

33 DIVISION V

34 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

35 Sec. 30. Section 2.42, subsection 13, Code 2014, is  
36 amended to read as follows:

37 13. To establish policies with regard to publishing  
38 printed and electronic versions of legal publications  
39 as provided in chapters 2A and 2B, including the Iowa  
40 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
41 bulletin, Iowa administrative code, and Iowa court  
42 rules, or any part of those publications. The  
43 publishing policies may include, but are not limited  
44 to: the style and format to be used; the frequency  
45 of publication; the contents of the publications;  
46 the numbering systems to be used; the preparation of  
47 editorial comments or notations; the correction of  
48 errors; the type of print or electronic media and  
49 data processing software to be used; the number of  
50 volumes to be published; recommended revisions; the

1 letting of contracts for publication; the pricing of  
2 the publications to which section 22.3 does not apply;  
3 access to, and the use, reproduction, legal protection,  
4 sale or distribution, and pricing of related data  
5 processing software consistent with chapter 22; and any  
6 other matters deemed necessary to the publication of  
7 uniform and understandable publications.

8 Sec. 31. Section 2A.1, subsection 2, paragraph d,  
9 unnumbered paragraph 1, Code 2014, is amended to read  
10 as follows:

11 Publication of the official legal publications  
12 of the state, including but not limited to the Iowa  
13 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative  
14 bulletin, Iowa administrative code, and Iowa court  
15 rules as provided in chapter 2B. The legislative  
16 services agency shall do all of the following:

17 Sec. 32. Section 2A.5, subsection 2, paragraph b,  
18 Code 2014, is amended by striking the paragraph.

19 Sec. 33. Section 2A.5, Code 2014, is amended by  
20 adding the following new subsection:

21 NEW SUBSECTION. 2A. The legislative services  
22 agency shall publish annually an electronic or printed  
23 version of the roster of state officials. The roster  
24 of state officials shall include a correct list of  
25 state officers and deputies; members of boards and  
26 commissions; justices of the supreme court, judges  
27 of the court of appeals, and judges of the district  
28 courts including district associate judges and judicial  
29 magistrates; and members of the general assembly.  
30 The office of the governor shall cooperate in the  
31 preparation of the list.

32 Sec. 34. Section 2B.5, subsection 3, Code 2014, is  
33 amended by striking the subsection.

34 Sec. 35. Section 2B.5A, subsection 2, Code 2014, is  
35 amended to read as follows:

36 2. In consultation with the administrative rules  
37 coordinator, the administrative code editor shall  
38 prescribe a uniform style and form required for a  
39 person filing a document for publication in the Iowa  
40 administrative bulletin or the Iowa administrative  
41 code, including but not limited to a rulemaking  
42 document. A rulemaking document includes a notice  
43 of intended action as provided in section 17A.4 or  
44 an adopted rule for filing as provided in section  
45 17A.5. The rulemaking document shall correlate each  
46 rule to the uniform numbering system established by  
47 the administrative code editor. The administrative  
48 code editor shall provide for the publication of  
49 an electronic publication version of the Iowa  
50 administrative bulletin and the Iowa administrative

1 code. The administrative code editor shall review  
2 all submitted documents for style and form and notify  
3 the administrative rules coordinator if a rulemaking  
4 document is not in proper style or form, and may return  
5 or revise a document which is not in proper style and  
6 form. The style and form prescribed shall require  
7 that a rulemaking document include a reference to the  
8 statute which the rules are intended to implement.

9 Sec. 36. Section 2B.5A, subsection 6, paragraph a,  
10 subparagraph (2), subparagraph division (b), Code 2014,  
11 is amended to read as follows:

12 (b) A print ~~edition~~ version may include an index.

13 Sec. 37. Section 2B.5B, subsection 2, Code 2014, is  
14 amended to read as follows:

15 2. The administrative code editor, upon direction  
16 by the Iowa supreme court and in accordance with the  
17 policies of the legislative council pursuant to section  
18 2.42 and the legislative services agency pursuant  
19 to section 2A.1, shall prescribe a uniform style and  
20 form required for filing a document for publication in  
21 the Iowa court rules. The document shall correlate  
22 each rule to the uniform numbering system. The  
23 administrative code editor shall provide for the  
24 publication of an electronic ~~publication~~ version of  
25 the Iowa court rules. The administrative code editor  
26 shall review all submitted documents for style and  
27 form and notify the Iowa supreme court if a rulemaking  
28 document is not in proper style or form, and may return  
29 or revise a document which is not in proper style and  
30 form.

31 Sec. 38. Section 2B.5B, subsection 3, paragraph b,  
32 subparagraph (2), subparagraph division (b), Code 2014,  
33 is amended to read as follows:

34 (b) A print version ~~shall~~ may include an index.

35 Sec. 39. Section 2B.6, subsection 2, paragraph b,  
36 Code 2014, is amended to read as follows:

37 b. The Iowa Code ~~or Code Supplement~~, as provided in  
38 section 2B.12.

39 Sec. 40. Section 2B.12, Code 2014, is amended to  
40 read as follows:

41 2B.12 Iowa Code ~~and Code Supplement~~.

42 1. The legislative services agency shall control  
43 and maintain in a secure electronic repository  
44 custodial information used to publish the Iowa Code.

45 2. The legislative services agency shall publish  
46 an annual edition of the Iowa Code as soon as  
47 possible after the final adjournment of a regular  
48 or special session of a general assembly. ~~However,~~  
49 ~~the legislative services agency may publish a new~~  
50 ~~Code Supplement in lieu of the Iowa Code as soon as~~



~~1 possible after the final adjournment of a regular  
2 session of a general assembly. The legislative  
3 services agency may publish a new edition of the Iowa  
4 Code or Code Supplement as soon as possible after the  
5 final adjournment of a special session of the general  
6 assembly.~~

7     3. An edition of the Iowa Code ~~or Code Supplement~~  
8 shall contain each Code section in its new or amended  
9 form. However, a new section or amendment which does  
10 not take effect until after the probable publication  
11 date of a succeeding Iowa Code ~~or Code Supplement~~  
12 may be deferred for publication in that succeeding  
13 Iowa Code ~~or Code Supplement~~. The sections shall  
14 be inserted in each edition in a logical order as  
15 determined by the Iowa Code editor in accordance with  
16 the policies of the legislative council.

17     4. Each section of an Iowa Code ~~or Code Supplement~~  
18 shall be indicated by a number printed in boldface  
19 type and shall have an appropriate headnote printed in  
20 boldface type.

21     5. The Iowa Code shall include all of the  
22 following:

- 23     a. The Declaration of Independence.
- 24     b. The Articles of Confederation.
- 25     c. The Constitution of the United States.
- 26     d. The laws of the United States relating to the  
27 authentication of records.
- 28     e. The Constitution of the State of Iowa, original  
29 and codified versions.
- 30     f. The Act admitting Iowa into the union as a  
31 state.
- 32     g. The arrangement of the Code into distinct units,  
33 as established by the legislative services agency,  
34 which may include titles, subunits of titles, chapters,  
35 subunits of chapters, and sections, and subunits of  
36 sections. The distinct units shall be numbered and may  
37 include names.
- 38     h. All of the statutes of Iowa of a general and  
39 permanent nature, except as provided in subsection 3.
- 40     i. A comprehensive method to search and identify  
41 its contents, including the text of the Constitution  
42 and statutes of the State of Iowa.

43     (1) An electronic version may include search and  
44 retrieval programming, analysis of titles and chapters,  
45 and an index and a summary index.

46     (2) A print version shall include an analysis of  
47 titles and chapters, and may include an index and a  
48 summary index.

49     6. The Iowa Code may include all of the following:

- 50     a. A preface.

- 1 b. A description of citations to statutes.
- 2 c. Abbreviations to other publications which may be
- 3 referred to in the Iowa Code.
- 4 d. Appropriate historical references or source
- 5 notes.
- 6 e. An analysis of the Code by titles and chapters.
- 7 f. Other reference materials as determined by the
- 8 Iowa Code editor in accordance with any policies of the
- 9 legislative council.

10 ~~7. A Code Supplement shall include all of the~~

11 ~~following:~~

12 ~~a. The text of statutes of Iowa of a general~~

13 ~~and permanent nature that were enacted during the~~

14 ~~preceding regular or special session, except as~~

15 ~~provided in subsection 3; an indication of all sections~~

16 ~~repealed during that session; and any amendments to~~

17 ~~the Constitution of the State of Iowa approved by the~~

18 ~~voters since the adjournment of the previous regular~~

19 ~~session of the general assembly.~~

20 ~~b. A chapter title and number for each chapter or~~

21 ~~part of a chapter included.~~

22 ~~c. A comprehensive method to search and identify~~

23 ~~its contents, including the text of statutes and the~~

24 ~~Constitution of the State of Iowa.~~

25 ~~(1) An electronic version may include search and~~

26 ~~retrieval programming and an index and a summary index.~~

27 ~~(2) A print version may include an index and a~~

28 ~~summary index.~~

29 ~~8. 7. The Iowa Code or Code Supplement may include~~

30 ~~appropriate tables showing the disposition of Acts of~~

31 ~~the general assembly, the corresponding sections from~~

32 ~~edition to edition of an Iowa Code or Code Supplement,~~

33 ~~and other reference material as determined by the~~

34 ~~Iowa Code editor in accordance with policies of the~~

35 ~~legislative council.~~

36 8. In lieu of or in addition to publishing an

37 annual edition of the Iowa Code, the legislative

38 services agency, in accordance with the policies of

39 the legislative council, may publish a supplement to

40 the Iowa Code, as necessary or desirable, in a manner

41 similar to the publication of an annual edition of the

42 Iowa Code.

43 Sec. 41. Section 2B.13, subsection 1, unnumbered

44 paragraph 1, Code 2014, is amended to read as follows:

45 The Iowa Code editor in preparing the copy for an

46 edition of the Iowa Code ~~or Code Supplement~~ shall not

47 alter the sense, meaning, or effect of any Act of the

48 general assembly, but may:

49 Sec. 42. Section 2B.13, subsection 1, paragraph f,

50 Code 2014, is amended to read as follows:

1 f. Transfer, divide, or combine sections or parts  
2 of sections and add or ~~amend~~ revise headnotes to  
3 sections and ~~subsections~~ section subunits. Pursuant to  
4 section 3.3, the headnotes are not part of the law.

5 Sec. 43. Section 2B.13, subsection 3, paragraph a,  
6 Code 2014, is amended to read as follows:

7 a. The Iowa Code editor may, in preparing the copy  
8 for an edition of the Iowa Code ~~or Code Supplement~~,  
9 establish standards for and change capitalization,  
10 spelling, and punctuation in any provision for purposes  
11 of uniformity and consistency in language.

12 Sec. 44. Section 2B.13, subsection 4, paragraph a,  
13 Code 2014, is amended to read as follows:

14 a. The Iowa Code editor shall seek direction  
15 from the senate committee on judiciary and the house  
16 committee on judiciary when making Iowa Code ~~or Code~~  
17 ~~Supplement~~ changes.

18 Sec. 45. Section 2B.13, subsection 5, Code 2014, is  
19 amended to read as follows:

20 5. The Iowa Code editor may prepare and publish  
21 comments deemed necessary for a proper explanation  
22 of the manner of ~~printing~~ publishing a section or  
23 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa  
24 Code editor shall maintain a record of all of the  
25 corrections made under subsection 1. The Iowa Code  
26 editor shall also maintain a separate record of the  
27 changes made under subsection 1, paragraphs "b" through  
28 "h". The records shall be available to the public.

29 Sec. 46. Section 2B.13, subsection 7, paragraph a,  
30 Code 2014, is amended to read as follows:

31 a. The effective date of an edition of the Iowa  
32 Code ~~or of a supplement to the Iowa Code Supplement~~  
33 or an edition of the Iowa administrative code is its  
34 publication date. A publication date is the date the  
35 publication is conclusively presumed to be complete,  
36 incorporating all revisions or editorial changes.

37 Sec. 47. Section 2B.13, subsection 7, paragraph  
38 b, subparagraph (1), Code 2014, is amended to read as  
39 follows:

40 (1) For the Iowa Code ~~or a supplement to the~~  
41 Iowa Code Supplement, the publication date is the  
42 first day of the next regular session of the general  
43 assembly convened pursuant to Article III, section 2,  
44 of the Constitution of the State of Iowa. However,  
45 the legislative services agency may establish an  
46 alternative publication date, which may be the date  
47 that the publication is first available to the public  
48 accessing the general assembly's internet site. The  
49 legislative services agency shall provide notice of  
50 such an alternative publication date on the general

1 assembly's internet site.

2 Sec. 48. Section 2B.17, subsection 2, paragraph b,  
3 Code 2014, is amended to read as follows:

4 b. For statutes, the official versions of  
5 publications shall be known as the Iowa Acts, the Iowa  
6 Code, and the Code Supplement for supplements for the  
7 years 1979 through 2011.

8 Sec. 49. Section 2B.17, subsection 4, paragraph c,  
9 Code 2014, is amended to read as follows:

10 c. The Iowa Code shall be cited as the Iowa  
11 Code. ~~The Code Supplement~~ Supplements to the Iowa  
12 Code published for the years 1979 through 2011 shall  
13 be cited as the Code Supplement. Subject to the  
14 legislative services agency style manual, the Iowa Code  
15 may be cited as the Code of Iowa or Code and the Code  
16 Supplement may be cited as the Iowa Code Supplement,  
17 with references identifying parts of the publication,  
18 including but not limited to title or chapter, section,  
19 or subunit of a section. If the citation refers to a  
20 past edition of the Iowa Code or Code Supplement, the  
21 citation shall identify the year of publication. The  
22 legislative services agency style manual shall provide  
23 for a citation form for any supplements to the Iowa  
24 Code published after the year 2013.

25 Sec. 50. Section 2B.18, subsection 1, Code 2014, is  
26 amended to read as follows:

27 1. The Iowa Code editor is the custodian of the  
28 official legal publications known as the Iowa Acts,  
29 Iowa Code, and Code Supplement for supplements to the  
30 Iowa Code for the years 1979 through 2011, and for any  
31 other supplements to the Iowa Code. The Iowa Code  
32 editor may attest to and authenticate any portion  
33 of such official legal publication for purposes of  
34 admitting a portion of the official legal publication  
35 in any court or office of any state, territory,  
36 or possession of the United States or in a foreign  
37 jurisdiction.

38 Sec. 51. Section 3.1, subsection 1, paragraphs a  
39 and b, Code 2014, are amended to read as follows:

40 a. Shall refer to the numbers of the sections or  
41 chapters of the Code ~~or Code Supplement~~ to be amended  
42 or repealed, but it is not necessary to refer to the  
43 sections or chapters in the title.

44 b. Shall refer to the session of the general  
45 assembly and the sections and chapters of the Acts to  
46 be amended if the bill relates to a section or sections  
47 of an Act not appearing in the Code ~~or codified in a~~  
48 ~~supplement to the Code.~~

49 Sec. 52. Section 3.3, Code 2014, is amended to read  
50 as follows:

1 3.3 Headnotes and historical references.

2 1. Proper headnotes may be placed at the beginning  
3 of a section of a bill or at the beginning of a Code  
4 ~~section, and at the end of a Code section there may~~  
5 ~~be placed a reference to the section number of the~~  
6 ~~Code, or any Iowa Act from which the matter of the Code~~  
7 ~~section was taken~~ or Code section subunit. However,  
8 except as provided for the uniform commercial code  
9 pursuant to section 554.1107, headnotes shall not be  
10 considered as part of the law as enacted.

11 2. At the end of a Code section there may be placed  
12 a reference to the section number of the Code, or any  
13 Iowa Act from which the matter of the Code section was  
14 taken. Historical references shall not be considered  
15 as a part of the law as enacted.

16 DIVISION VI

17 SNOWMOBILES

18 Sec. 53. Section 321G.3, subsection 1, Code 2014,  
19 is amended to read as follows:

20 1. Each snowmobile used by a resident on public  
21 land, public ice, or a designated snowmobile trail  
22 of this state shall be currently registered in this  
23 state pursuant to section 321G.4. A ~~person~~ resident  
24 shall not operate, maintain, or give permission for  
25 the operation or maintenance of a snowmobile on public  
26 land, public ice, or a designated snowmobile trail  
27 unless the snowmobile is registered in accordance with  
28 this chapter ~~or applicable federal laws or in accordance~~  
29 ~~with an approved numbering system of another state~~  
30 ~~and the evidence of registration is in full force and~~  
31 ~~effect~~. A The owner of a snowmobile must also be  
32 issued obtain a user permit in accordance with ~~this~~  
33 ~~chapter~~ section 321G.4A.

34 Sec. 54. Section 321G.4, subsections 2 and 4, Code  
35 2014, are amended to read as follows:

36 2. The owner of the snowmobile shall file an  
37 application for registration with the department  
38 through the county recorder of the county of residence,  
39 ~~or in the case of a nonresident owner, in the county~~  
40 ~~of primary use~~, in the manner established by the  
41 commission. The application shall be completed by the  
42 owner and shall be accompanied by a fee of fifteen  
43 dollars and a writing fee as provided in section  
44 321G.27. A snowmobile shall not be registered by the  
45 county recorder until the county recorder is presented  
46 with receipts, bills of sale, or other satisfactory  
47 evidence that the sales or use tax has been paid for  
48 the purchase of the snowmobile or that the owner is  
49 exempt from paying the tax. A snowmobile that has an  
50 expired registration certificate from another state may

1 be registered in this state upon proper application,  
2 payment of all applicable registration and writing  
3 fees, and payment of a penalty of five dollars.

4 4. Notwithstanding subsections 1 and 2, a  
5 snowmobile ~~that is more than thirty years old~~  
6 manufactured prior to 1984 may be registered as an  
7 antique snowmobile for a one-time fee of twenty-five  
8 dollars, which shall exempt the owner from annual  
9 registration and fee requirements for that snowmobile.  
10 However, if ownership of ~~such a~~ an antique snowmobile  
11 is transferred, the new owner shall register the  
12 snowmobile and pay the one-time fee as required under  
13 this subsection. A snowmobile may be registered  
14 under this section with only a signed bill of sale as  
15 evidence of ownership.

16 Sec. 55. NEW SECTION. 321G.4B Nonresident  
17 requirements - penalties.

18 1. A nonresident wishing to operate a snowmobile  
19 on public land, public ice, or a designated snowmobile  
20 trail of this state shall obtain a user permit in  
21 accordance with section 321G.4A. In addition to  
22 obtaining a user permit, a nonresident shall display  
23 a current registration decal or other evidence of  
24 registration or numbering required by the owner's state  
25 of residence unless the owner resides in a state that  
26 does not register or number snowmobiles.

27 2. A violation of subsection 1 is punishable as a  
28 scheduled violation under section 805.8B, subsection  
29 2, paragraph "a". When the scheduled fine is paid, the  
30 violator shall submit proof to the department that a  
31 user permit has been obtained and provide evidence of  
32 registration or numbering as required by the owner's  
33 state of residence, if applicable, to the department  
34 within thirty days of the date the fine is paid. A  
35 person who violates this section is guilty of a simple  
36 misdemeanor.

37 Sec. 56. Section 321G.20, Code 2014, is amended by  
38 striking the section and inserting in lieu thereof the  
39 following:

40 321G.20 Operation by persons under sixteen.

41 A person under sixteen years of age shall not  
42 operate a snowmobile on a designated snowmobile  
43 trail, public land, or public ice unless the operation  
44 is under the direct supervision of a parent, legal  
45 guardian, or another person of at least eighteen years  
46 of age authorized by the parent or guardian, who is  
47 experienced in snowmobile operation and who possesses a  
48 valid driver's license, as defined in section 321.1, or  
49 an education certificate issued under this chapter.

50 Sec. 57. Section 321G.24, subsection 1, Code 2014,

1 is amended to read as follows:

2 1. A person ~~under eighteen~~ twelve through seventeen  
3 years of age shall not operate a snowmobile on public  
4 land, public ice, a designated snowmobile trail, or  
5 land purchased with snowmobile registration funds  
6 in this state without obtaining ~~a valid~~ an education  
7 certificate approved by the department and having  
8 the certificate in the person's possession, unless  
9 the person is accompanied on the same snowmobile by  
10 a responsible person of at least eighteen years of  
11 age who is experienced in snowmobile operation and  
12 possesses a valid driver's license, as defined in  
13 section 321.1, or an education certificate issued under  
14 this chapter.

15 Sec. 58. Section 805.8B, subsection 2, paragraph a,  
16 Code 2014, is amended to read as follows:

17 a. For registration or user permit violations under  
18 section 321G.3, subsection 1, or section 321G.4B, the  
19 scheduled fine is fifty dollars.

20 DIVISION VII

21 INCOME TAX CHECKOFFS

22 Sec. 59. NEW SECTION. 422.12D Income tax checkoff  
23 for the Iowa state fair foundation fund.

24 1. A person who files an individual or a joint  
25 income tax return with the department of revenue under  
26 section 422.13 may designate one dollar or more to be  
27 paid to the foundation fund of the Iowa state fair  
28 foundation as established in section 173.22. If the  
29 refund due on the return or the payment remitted with  
30 the return is insufficient to pay the amount designated  
31 by the taxpayer to the foundation fund, the amount  
32 designated shall be reduced to the remaining amount  
33 of the refund or the remaining amount remitted with  
34 the return. The designation of a contribution to the  
35 foundation fund under this section is irrevocable.

36 2. The director of revenue shall draft the income  
37 tax form to allow the designation of contributions to  
38 the foundation fund on the tax return. The department,  
39 on or before January 31, shall transfer the total  
40 amount designated on the tax form due in the preceding  
41 year to the foundation fund. However, before a  
42 checkoff pursuant to this section shall be permitted,  
43 all liabilities on the books of the department of  
44 administrative services and accounts identified  
45 as owing under section 8A.504 and the political  
46 contribution allowed under section 68A.601 shall be  
47 satisfied.

48 3. The Iowa state fair board may authorize payment  
49 from the foundation fund for purposes of supporting  
50 foundation activities.

1 4. The department of revenue shall adopt rules to  
2 implement this section.

3 5. This section is subject to repeal under section  
4 422.12E.

5 Sec. 60. NEW SECTION. 422.12L Joint income tax  
6 checkoff for veterans trust fund and volunteer fire  
7 fighter preparedness fund.

8 1. A person who files an individual or a joint  
9 income tax return with the department of revenue under  
10 section 422.13 may designate one dollar or more to  
11 be paid jointly to the veterans trust fund created  
12 in section 35A.13 and to the volunteer fire fighter  
13 preparedness fund created in section 100B.13. If the  
14 refund due on the return or the payment remitted with  
15 the return is insufficient to pay the additional amount  
16 designated by the taxpayer, the amount designated  
17 shall be reduced to the remaining amount of refund or  
18 the remaining amount remitted with the return. The  
19 designation of a contribution under this section is  
20 irrevocable.

21 2. The director of revenue shall draft the income  
22 tax form to allow the designation of contributions  
23 to the veterans trust fund and to the volunteer fire  
24 fighter preparedness fund as one checkoff on the  
25 tax return. The department of revenue, on or before  
26 January 31, shall transfer one-half of the total  
27 amount designated on the tax return forms due in the  
28 preceding calendar year to the veterans trust fund and  
29 the remaining one-half to the volunteer fire fighter  
30 preparedness fund. However, before a checkoff pursuant  
31 to this section shall be permitted, all liabilities on  
32 the books of the department of administrative services  
33 and accounts identified as owing under section 8A.504  
34 and the political contribution allowed under section  
35 68A.601 shall be satisfied.

36 3. The department of revenue shall adopt rules to  
37 administer this section.

38 4. This section is subject to repeal under section  
39 422.12E.

40 Sec. 61. REPEAL. Sections 422.12D and 422.12L,  
41 Code 2014, are repealed.

42 Sec. 62. RETROACTIVE APPLICABILITY. This division  
43 of this Act applies retroactively to January 1, 2014,  
44 for tax years beginning on or after that date.

45 DIVISION VIII  
46 COUNTY RECORDERS

47 Sec. 63. Section 321G.1, Code 2014, is amended by  
48 adding the following new subsection:

49 NEW SUBSECTION. 9A. "Document" means a snowmobile  
50 certificate of title, registration certificate or



1 registration renewal, user permit, or duplicate  
2 special registration certificate issued by the county  
3 recorder's office.

4 Sec. 64. Section 321G.29, subsection 7, Code 2014,  
5 is amended to read as follows:

6 7. The county recorder shall maintain a an  
7 electronic record of any certificate of title which the  
8 county recorder issues ~~and shall keep each certificate~~  
9 ~~of title on record~~ until the certificate of title has  
10 been inactive for five years. When issuing a title  
11 for a new snowmobile, the county recorder shall obtain  
12 and keep the certificate of origin on file ~~a copy of~~  
13 ~~the certificate of origin~~. When issuing a title and  
14 registration for a used snowmobile for which there  
15 is no title or registration, the county recorder  
16 shall obtain and keep on file the affidavit for the  
17 unregistered and untitled snowmobile.

18 Sec. 65. Section 321G.32, subsection 1, paragraph  
19 a, Code 2014, is amended to read as follows:

20 a. To perfect the security interest, an application  
21 for security interest must be presented along with  
22 the original title. The county recorder shall note  
23 the security interest on the face of the title and ~~on~~  
24 in the copy in electronic record maintained by the  
25 recorder's office.

26 Sec. 66. Section 321I.1, Code 2014, is amended by  
27 adding the following new subsection:

28 NEW SUBSECTION. 10A. "Document" means an  
29 all-terrain vehicle certificate of title, vehicle  
30 registration or registration renewal, user permit, or  
31 duplicate special registration certificate issued by  
32 the county recorder's office.

33 Sec. 67. Section 321I.31, subsection 7, Code 2014,  
34 is amended to read as follows:

35 7. The county recorder shall maintain a an  
36 electronic record of any certificate of title which the  
37 county recorder issues ~~and shall keep each certificate~~  
38 ~~of title on record~~ until the certificate of title has  
39 been inactive for five years. When issuing a title for  
40 a new all-terrain vehicle, the county recorder shall  
41 obtain and keep the certificate of origin on file a  
42 ~~copy of the certificate of origin~~. When issuing a  
43 title and registration for a used all-terrain vehicle  
44 for which there is no title or registration, the county  
45 recorder shall obtain and keep on file the affidavit  
46 for the unregistered and untitled all-terrain vehicle.

47 Sec. 68. Section 321I.34, subsection 1, paragraph  
48 a, Code 2014, is amended to read as follows:

49 a. To perfect the security interest, an application  
50 for security interest must be presented along with

1 the original title. The county recorder shall note  
2 the security interest on the face of the title and ~~on~~  
3 in the copy in electronic record maintained by the  
4 recorder's office.

5 Sec. 69. Section 331.602, subsection 39, Code 2014,  
6 is amended to read as follows:

7 39. Accept applications for passports if approved  
8 to accept such applications by the United States  
9 department of state.

10 Sec. 70. Section 359A.10, Code 2014, is amended to  
11 read as follows:

12 359A.10 Entry and record of orders.

13 Such orders, decisions, notices, and returns shall  
14 be entered of record at length by the township clerk,  
15 and a copy thereof certified by the township clerk to  
16 the county recorder, who shall record the same in the  
17 recorder's office in ~~a book kept for that purpose~~ the  
18 manner specified in sections 558.49 and 558.52, and  
19 index such record in the name of each adjoining owner  
20 as grantor to the other. The county recorder shall  
21 collect fees specified in section 331.604.

22 Sec. 71. Section 462A.5, subsection 1, paragraph a,  
23 Code 2014, is amended to read as follows:

24 a. The owner of the vessel shall file an  
25 application for registration with the appropriate  
26 county recorder on forms provided by the commission.  
27 The application shall be completed and signed by the  
28 owner of the vessel and shall be accompanied by the  
29 appropriate fee, and the writing fee specified in  
30 section 462A.53. Upon applying for registration, the  
31 owner shall display a bill of sale, receipt, or other  
32 satisfactory proof of ownership as provided by the  
33 rules of the commission to the county recorder. If the  
34 county recorder is not satisfied as to the ownership  
35 of the vessel or that there are no undisclosed  
36 security interests in the vessel, the county recorder  
37 may register the vessel but shall, as a condition  
38 of issuing a registration certificate, require the  
39 applicant to follow the procedure provided in section  
40 462A.5A. Upon receipt of the application in approved  
41 form accompanied by the required fees, the county  
42 recorder shall enter it upon the records of the  
43 recorder's office and shall issue to the applicant a  
44 pocket-size registration certificate. The certificate  
45 shall be executed ~~in triplicate, one copy to be and~~  
46 ~~delivered to the owner, one copy to the commission, and~~  
47 ~~one copy to be retained on file by the county recorder.~~  
48 The county recorder shall maintain an electronic  
49 record of each registration certificate issued by the  
50 county recorder under this chapter. The registration

1 certificate shall bear the number awarded to the  
2 vessel, the passenger capacity of the vessel, and the  
3 name and address of the owner. In the use of all  
4 vessels except nonpowered sailboats, nonpowered canoes,  
5 and commercial vessels, the registration certificate  
6 shall be carried either in the vessel or on the person  
7 of the operator of the vessel when in use. In the  
8 use of nonpowered sailboats, nonpowered canoes, or  
9 commercial vessels, the registration certificate may be  
10 kept on shore in accordance with rules adopted by the  
11 commission. The operator shall exhibit the certificate  
12 to a peace officer upon request or, when involved in an  
13 occurrence of any nature with another vessel or other  
14 personal property, to the owner or operator of the  
15 other vessel or personal property.

16 Sec. 72. Section 462A.77, subsection 7, Code 2014,  
17 is amended to read as follows:

18 7. The county recorder shall maintain a an  
19 electronic record of ~~any~~ each certificate of title  
20 ~~which issued by the county recorder issues and shall~~  
21 ~~keep each certificate of title on record under this~~  
22 chapter until the certificate of title has been  
23 inactive for five years.

24 Sec. 73. Section 462A.84, subsection 1, paragraph  
25 a, Code 2014, is amended to read as follows:

26 a. To perfect the security interest, an application  
27 for security interest must be presented along with  
28 the original title. The county recorder shall note  
29 the security interest on the face of the title and ~~on~~  
30 in the ~~copy in~~ electronic record maintained by the  
31 recorder's office.

32 DIVISION IX

33 FOSTER CARE

34 Sec. 74. Section 232.46, subsection 1, Code 2014,  
35 is amended to read as follows:

36 1. a. At any time after the filing of a petition  
37 and prior to entry of an order of adjudication  
38 pursuant to section 232.47, the court may suspend the  
39 proceedings on motion of the county attorney or the  
40 child's counsel, enter a consent decree, and continue  
41 the case under terms and conditions established by  
42 the court. These terms and conditions may include  
43 ~~prohibiting a any of the following:~~

44 (1) Prohibiting the child from driving a motor  
45 vehicle for a specified period of time or under  
46 specific circumstances, or the supervision. The court  
47 shall notify the department of transportation of an  
48 order prohibiting the child from driving.

49 (2) Supervision of the child by a juvenile court  
50 officer or other agency or person designated by the

1 court, ~~and may include the requirement that the child~~  
2 ~~perform.~~

3 (3) The performance of a work assignment of  
4 value to the state or to the public ~~or make making~~  
5 restitution consisting of a monetary payment to the  
6 victim or a work assignment directly of value to the  
7 victim. The court shall notify the state department of  
8 transportation of an order prohibiting the child from  
9 driving.

10 (4) Placement of the child in a group or family  
11 foster care setting, if the court makes a determination  
12 that such a placement is the least restrictive option.

13 b. A child's need for shelter placement or for  
14 inpatient mental health or substance abuse treatment  
15 does not preclude entry or continued execution of a  
16 consent decree.

17 Sec. 75. Section 234.35, subsection 1, paragraph e,  
18 Code 2014, is amended to read as follows:

19 e. When a court has entered an order transferring  
20 the legal custody of the child to a foster care  
21 placement pursuant to section 232.46, section 232.52,  
22 subsection 2, paragraph "d", or section 232.102,  
23 subsection 1. However, payment for a group foster  
24 care placement shall be limited to those placements  
25 which conform to a service area group foster care plan  
26 established pursuant to section 232.143.

27 DIVISION X

28 SOLAR TAX CREDITS

29 Sec. 76. 2014 Iowa Acts, [Senate File 2340](#), if  
30 enacted, is amended by adding the following new  
31 section:

32 Sec. \_\_\_\_\_. Section 422.33, subsection 29, paragraph  
33 a, Code 2014, is amended to read as follows:

34 a. The taxes imposed under this division shall  
35 be reduced by a solar energy system tax credit equal  
36 to ~~fifty~~ sixty percent of the federal energy credit  
37 related to solar energy systems provided in section ~~48~~  
38 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of  
39 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty  
40 thousand dollars.

41 Sec. 77. Section 422.11L, subsection 1, paragraphs  
42 a and b, as amended by 2014 Iowa Acts, Senate File  
43 2340, section 1, if enacted, is amended to read as  
44 follows:

45 a. Sixty percent of the federal residential energy  
46 efficient property credit related to solar energy  
47 provided in section ~~25D~~ 25E(a)(1) and section 25D(a)(2)  
48 of the Internal Revenue Code, not to exceed five  
49 thousand dollars.

50 b. Sixty percent of the federal energy credit

1 related to solar energy systems provided in section  
2 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)  
3 of the Internal Revenue Code, not to exceed twenty  
4 thousand dollars.

5 Sec. 78. Section 422.60, subsection 12, paragraph  
6 a, as enacted by 2014 Iowa Acts, House File 2438,  
7 section 27, is amended to read as follows:

8 a. The taxes imposed under this division shall  
9 be reduced by a solar energy system tax credit equal  
10 to ~~fifty~~ sixty percent of the federal energy credit  
11 related to solar energy systems provided in section ~~48~~  
12 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III) of  
13 the Internal Revenue Code, not to exceed ~~fifteen~~ twenty  
14 thousand dollars.

15 Sec. 79. EFFECTIVE UPON ENACTMENT. The following  
16 provision or provisions of this division of this Act,  
17 being deemed of immediate importance, take effect upon  
18 enactment:

19 1. The section amending section 422.33, subsection  
20 29, paragraph "a".

21 2. The section amending section 422.11L, subsection  
22 1, paragraphs "a" and "b".

23 3. The section amending section 422.60, subsection  
24 12, paragraph "a".

25 Sec. 80. RETROACTIVE APPLICABILITY. The following  
26 provision or provisions of this division of this Act  
27 apply retroactively to January 1, 2014, for tax years  
28 beginning on or after that date:

29 1. The section of this Act amending section 422.33,  
30 subsection 29, paragraph "a".

31 2. The section of this Act amending section  
32 422.11L, subsection 1, paragraphs "a" and "b".

33 3. The section of this Act amending section 422.60,  
34 subsection 12, paragraph "a".

35 DIVISION XI

36 ACCOUNT FOR HEALTH CARE TRANSFORMATION

37 Sec. 81. ACCOUNT FOR HEALTH CARE TRANSFORMATION  
38 - FY 2013-2014. As of December 31, 2013, any funds  
39 remaining in the account for health care transformation  
40 created in section 249J.23, Code 2013, shall revert to  
41 the general fund of the state.

42 Sec. 82. IOWACARE ACCOUNT. Until June 30, 2015,  
43 any funds remaining in the IowaCare account created in  
44 section 249J.24, Code 2013, shall remain available and  
45 are appropriated to the department of human services  
46 for the payment of valid claims.

47 Sec. 83. IMMEDIATE EFFECTIVE DATE. This division  
48 of this Act, being deemed of immediate importance,  
49 takes effect upon enactment.

50 Sec. 84. RETROACTIVE APPLICABILITY. The

1 following sections of this division of this Act apply  
2 retroactively to July 1, 2013:

3 1. The section relating to the reversion of funds  
4 remaining in the account for health care transformation  
5 to the general fund of the state.

6 2. The section relating to availability and  
7 appropriation of the funds remaining in the IowaCare  
8 account.

9 DIVISION XII  
10 FLOOD MITIGATION

11 Sec. 85. Section 28F.12, Code 2014, is amended to  
12 read as follows:

13 28F.12 Additional powers of the entity.

14 If the entity is comprised solely of cities,  
15 counties, and sanitary districts established under  
16 chapter 358 or any combination thereof, the entity  
17 shall have in addition to all the powers enumerated  
18 in this chapter, the powers which a county has with  
19 respect to solid waste disposal projects and the powers  
20 which a governmental entity established under chapter  
21 418 has with respect to projects undertaken under  
22 chapter 418.

23 Sec. 86. Section 418.1, subsection 4, paragraph c,  
24 unnumbered paragraph 1, Code 2014, is amended to read  
25 as follows:

26 A joint board or other legal or administrative  
27 entity established or designated in an agreement  
28 pursuant to chapter 28E or chapter 28F between any of  
29 the following:

30 Sec. 87. Section 418.1, subsection 4, paragraph  
31 c, Code 2014, is amended by adding the following new  
32 subparagraph:

33 NEW SUBPARAGRAPH. (4) One or more counties, one or  
34 more cities that are located in whole or in part within  
35 those counties, and a sanitary district established  
36 under chapter 358 or a combined water and sanitary  
37 district established under chapter 357 or 358 located  
38 in whole or in part within those counties.

39 Sec. 88. Section 418.11, subsection 3, paragraph c,  
40 Code 2014, is amended to read as follows:

41 c. For projects approved for a governmental entity  
42 as defined in section 418.1, subsection 4, paragraph  
43 "c", the area used to determine the sales tax increment  
44 shall include the incorporated areas of each city that  
45 is participating in the chapter 28E agreement, the  
46 unincorporated areas of ~~the~~ each participating county,  
47 ~~and~~ the area of any participating drainage district not  
48 otherwise included in the areas of the participating  
49 cities or county, and the area of any participating  
50 sanitary district or combined water and sanitary

1 district not otherwise included in the areas of the  
2 participating cities or county, as applicable.

3 Sec. 89. Section 418.12, subsection 5, Code 2014,  
4 is amended to read as follows:

5 5. If the department of revenue determines that  
6 the revenue accruing to the fund or accounts within  
7 the fund exceeds ~~thirty million dollars or exceeds~~ the  
8 amount necessary for the purposes of this chapter ~~if the~~  
9 ~~amount necessary is less than thirty million dollars,~~  
10 then, as limited by subsection 4, paragraph "a", those  
11 excess moneys shall be credited by the department of  
12 revenue for deposit in the general fund of the state.

13 Sec. 90. Section 418.14, subsection 3, paragraph a,  
14 Code 2014, is amended to read as follows:

15 a. Except as otherwise provided in this section,  
16 bonds issued pursuant to this section shall not be  
17 subject to the provisions of any other law or charter  
18 relating to the authorization, issuance, or sale of  
19 bonds. Bonds issued under this section shall not limit  
20 or restrict the authority of a governmental entity as  
21 defined in section 418.1, subsection 4, paragraphs  
22 "a" and "b", or a city, county, or drainage special  
23 district participating in a governmental entity as  
24 defined in section 418.1, subsection 4, paragraph "c",  
25 to issue bonds for the project under other provisions  
26 of the Code.

27 Sec. 91. Section 418.15, subsection 4, Code 2014,  
28 is amended to read as follows:

29 4. All property and improvements acquired by  
30 a governmental entity as defined in section 418.1,  
31 subsection 4, paragraph "c", relating to a project  
32 shall be transferred to the county, city, or ~~drainage~~  
33 special district designated in the chapter 28E  
34 agreement to receive such property and improvements.  
35 The county, city, or ~~drainage~~ special district to which  
36 such property or improvements are transferred shall,  
37 unless otherwise provided in the chapter 28E agreement,  
38 be solely responsible for the ongoing maintenance and  
39 support of such property and improvements.

40 Sec. 92. EFFECTIVE UPON ENACTMENT. This division  
41 of this Act, being deemed of immediate importance,  
42 takes effect upon enactment.>

43 2. Title page, by striking lines 1 through 3  
44 and inserting <An Act relating to state and local  
45 finances by making appropriations, providing for fees,  
46 providing for legal responsibilities, and providing for  
47 regulatory requirements, taxation, and other properly  
48 related matters, and including penalties and effective  
49 date and retroactive applicability provisions.>

RECEIVED FROM THE HOUSE

REPORT OF THE CONFERENCE COMMITTEE  
ON SENATE FILE 2342

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2342, a bill for an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and including effective date and retroactive applicability provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8288.
2. That the House recedes from its amendment, S-5156.
3. That Senate File 2342, as amended, passed, and reprinted by the Senate, is amended to read as follows:
  1. Page 17, by striking lines 22 through 29.
  2. Page 17, after line 31 by inserting:

<DIVISION \_\_\_\_

UNCLAIMED LIFE INSURANCE DEATH BENEFITS

Sec. \_\_\_\_ . NEW SECTION. **507B.4C Unclaimed life insurance.**

1. *Purpose.* The purpose of this section is to require complete and proper disclosure, transparency, and accountability relating to any method of payment for life insurance death benefits regulated by the commissioner.
2. *Definitions.* As used in this section, unless the context otherwise requires:
  - a. "Account owner" means the owner of a retained asset account who is a resident of this state.
  - b. "Annuity" means an annuity contract issued in this state. "Annuity" does not include any annuity contract used to fund an employment-based retirement plan or program where the insurer takes direction from the plan sponsor or plan administrator.



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*c.* "Authorized person" means a policy owner, insured, annuity owner, annuitant, or account holder, as applicable under a policy, annuity, or retained asset account.

*d.* "Death master file" means the United States social security administration's death master file or any other database or service that is at least as comprehensive as the United States social security administration's death master file for determining that a person has died.

*e.* "Death master file match" means a search of the death master file that results in a match of an authorized person's name and social security number or an authorized person's name and date of birth.

*f.* "Insurer" means a life insurance company regulated under chapter 508.

*g.* "Policy" means any policy or certificate of life insurance issued in this state. "Policy" does not include any of the following:

(1) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to the federal Employee Retirement Income Security Act of 1974, Pub. L. No. 93-406, as codified at 29 U.S.C. §1002 et seq.

(2) A policy or certificate of life insurance which provides a death benefit under an employee benefit plan subject to a federal employee benefit program.

(3) A policy or certificate of life insurance which is used to fund a preneed plan for cemetery merchandise, funeral merchandise, funeral services, or a combination thereof.

(4) A policy or certificate of credit life or accidental death insurance.

(5) A policy issued to a group master policyowner for which the insurer does not provide recordkeeping services.

*h.* "Recordkeeping services" means services provided by an insurer who has entered into an agreement with a group policy customer to be responsible for obtaining, maintaining, and

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administering in the insurer's own recordkeeping systems at least all of the following information about each individual insured under the insured's group insurance contract or a line of coverage thereunder:

- (1) Social security number or name and date of birth.
- (2) Beneficiary designation information.
- (3) Coverage eligibility.
- (4) Benefit amount.
- (5) Premium payment status.

*i.* "Retained asset account" means an interest-bearing account set up by an insurer in the name of the beneficiary of a policy or annuity upon the death of the insured.

*3. Insurer duties.*

*a.* For any in-force policy, annuity, or retained asset account issued for delivery in this state for which the insurer has not previously been notified of a claim, an insurer shall perform a comparison of such policy, annuity, or retained asset account against the death master file, on at least a semiannual basis, to identify potential death master file matches.

(1) An insurer may comply with the requirements of this subsection by using the full death master file for the initial comparison and thereafter using the death master file update files for subsequent comparisons.

(2) Nothing in this section shall be interpreted to limit the right of an insurer to request a valid death certificate as part of any claims validation process.

*b.* If an insurer learns of the possible death of an authorized person through a death master file match or otherwise, the insurer shall, within ninety days, do all of the following:

(1) Complete a good faith effort, which shall be documented by the insurer, to confirm the death of the authorized person against other available records and information.

(2) Review the insurer's records to determine whether the

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deceased authorized person had purchased any other products from the insurer.

(3) Determine whether benefits may be due in accordance with the applicable policy, annuity, or retained asset account.

(4) If the beneficiary or an authorized person has not communicated with the insurer within the ninety-day period, take reasonable steps, which shall be documented by the insurer, to locate and contact any beneficiary or other authorized person on the policy, annuity, or retained asset account, including sending the beneficiary or other authorized person information regarding the insurer's claims process and regarding the need to provide an official death certificate, if applicable under the policy, annuity, or retained asset account.

*c.* Every insurer shall implement procedures to account for all of the following:

(1) Common nicknames, initials used in lieu of a first or middle name, use of a middle name, compound first and middle names, and interchanged first and middle names.

(2) Compound last names, maiden or married names, and hyphens, blank spaces, or apostrophes in last names.

(3) Transposition of the month and date portions of the date of birth.

(4) Incomplete social security numbers.

*d.* An insurer may disclose minimum necessary personal information about a beneficiary or authorized person to an individual or entity whom the insurer reasonably believes may be able to assist the insurer in locating the beneficiary or authorized person entitled to payment of the claims proceeds.

*e.* An insurer or its service provider shall not charge a beneficiary or authorized person any fees or costs associated with a death master file search conducted pursuant to this section.

*f.* The benefits from a policy, annuity, or retained asset

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account, plus any applicable accrued interest, shall first be payable to designated beneficiaries or authorized persons, and in the event that the beneficiaries or authorized persons cannot be found, shall be reported and remitted to the state as unclaimed property pursuant to chapters 556 and 633.

4. *Rules.* The commissioner shall adopt rules to administer the provisions of this section.

5. *Orders.* The commissioner may issue an order doing any of the following:

a. Limiting the death master file comparisons required under subsection 3, paragraph "a", to an insurer's electronic searchable files or approving a plan and timeline for conversion of an insurer's files to electronic searchable files.

b. Exempting an insurer from the death master file comparisons required under subsection 3, paragraph "a", or permitting an insurer to perform such comparisons less frequently than semiannually upon a demonstration of financial hardship by the insurer.

c. Phasing in requirements for compliance with this section according to a plan and timeline approved by the commissioner.

6. *Unfair trade practice.* Failure to meet any requirement of this section with such frequency as to constitute a general business practice is an unfair method of competition and an unfair or deceptive act or practice in the business of insurance under this chapter.

7. *Insurer unclaimed property reporting.*

a. If an insurer identifies a person as deceased through a death master file match as described in subsection 3, paragraph "a", or other information source, and validates such information through a secondary information source, the insurer may report and remit the proceeds of the policy, annuity, or retained asset account due to the state prior to the dates required for such reporting and remittance under chapter 556,

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without further notice to or consent by the state, after attempting to contact any beneficiary under either of the following circumstances:

(1) The insurer is unable to locate a beneficiary who is located in this state under the policy, annuity contract, or retained asset account, after conducting reasonable search efforts of up to one year after the insurer's validation of the death master file match.

(2) No beneficiary or person, as applicable for unclaimed property reporting purposes under chapter 556, has a last known address in this state.

b. Once the insurer has reported upon and remitted the proceeds of the policy, annuity, or retained asset account to the state pursuant to chapter 556, the insurer is relieved from any and all additional liability to any beneficiary or authorized person relating to the proceeds reported upon and remitted.

Sec. \_\_\_\_ . EFFECTIVE DATE. This division of this Act takes effect July 1, 2015.>

3. Page 17, after line 31 by inserting:

<DIVISION \_\_\_\_  
IOWA PRODUCTS

Sec. \_\_\_\_ . IOWA PRODUCTS. As a condition of receiving an appropriation, any agency appropriated moneys pursuant to this 2014 Act shall give first preference when purchasing a product to an Iowa product or a product produced by an Iowa-based business. Second preference shall be given to a United States product or a product produced by a business based in the United States.>

4. By striking page 17, line 34, through page 18, line 24, and inserting:

<Sec. \_\_\_\_ . PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a condition of the appropriations in this Act, the moneys appropriated and any other moneys available shall not be used

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for payment of a personnel settlement agreement that contains a confidentiality provision intended to prevent public disclosure of the agreement or any terms of the agreement.>

5. Page 18, by striking lines 28 and 29.

6. Title page, line 4, after <atters,> by inserting <including penalties,>

7. Title page, line 4 and 5, by striking <and retroactive applicability>

8. By renumbering as necessary.

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

---

LIZ MATHIS, CHAIRPERSON

---

RALPH WATTS, CHAIRPERSON

---

MICHAEL E. GRONSTAL

---

DAN KELLEY

---

MATT McCOY

---

JOHN LANDON

---

DAWN PETTENGILL

FILED APRIL 30, 2014

ADOPTED

REPORT OF THE CONFERENCE COMMITTEE  
ON SENATE FILE 2349

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and House of Representatives on Senate File 2349, a bill for an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, and the revenue bonds capitals II fund, and providing for related matters, and including effective date provisions, respectfully make the following report:

1. That the House recedes from its amendment, S-5153.

2. That Senate File 2349, as amended, passed, and reprinted by the Senate, is amended to read as follows:

1. Page 1, after line 7 by inserting:

<1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For projects related to routine maintenance of state buildings and facilities:

FY 2014-2015:

..... \$ 4,000,000>

2. Page 1, line 33, by striking <100,000> and inserting <200,000>

3. By striking page 1, line 34, through page 2, line 6.

4. Page 2, by striking lines 14 through 20.

5. By striking page 2, line 25, through page 3, line 3.

6. Page 3, line 13, by striking <3,000,000> and inserting <2,000,000>

7. By striking page 3, line 25, through page 4, line 5.

8. Page 4, by striking lines 21 through 25.

9. By striking page 4, line 32, through page 5, line 3.

10. Page 5, by striking lines 19 and 20 and inserting:

<b. For construction improvement projects for Iowa national

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guard installations and readiness centers to support operations and training requirements:>

11. Page 6, after line 8 by inserting:

<FY 2015-2016:

..... \$ 13,000,000

FY 2016-2017:

..... \$ 29,000,000

FY 2017-2018:

..... \$ 22,300,000>

12. Page 6, after line 14 by inserting:

<FY 2015-2016:

..... \$ 11,000,000

FY 2016-2017:

..... \$ 19,500,000

FY 2017-2018:

..... \$ 19,500,000>

13. Page 6, after line 19 by inserting:

<FY 2015-2016:

..... \$ 11,000,000

FY 2016-2017:

..... \$ 13,600,000

FY 2017-2018:

..... \$ 6,300,000>

14. By striking page 6, line 31, through page 7, line 19, and inserting:

<..... \$ 6,000,000

Of the amount appropriated in this lettered paragraph, \$1,000,000 shall be used only for grants to refurbish existing trail bridges that have documented historical and architectural significance. A grant recipient that receives funding pursuant to the allocation in this paragraph shall not receive more than \$500,000 for a project and the grant recipient shall provide at least a dollar-for-dollar match from both private and public sources excluding funding from the state. Any match



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requirements regarding federal moneys shall not apply to grants received from moneys allocated in this paragraph.>

15. Page 8, by striking lines 4 through 33.

16. Page 10, after line 18 by inserting:

<\_\_\_. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

For implementation of a statewide mass notification and emergency messaging system, as enacted in this Act:

FY 2014-2015:

..... \$ 400,000>

17. By striking page 11, line 30, through page 12, line 3.

18. Page 12, line 5, by striking <a.>

19. Page 12, by striking lines 10 through 15.

20. Page 12, after line 25 by inserting:

<DIVISION \_\_\_\_

IOWA COMMUNICATIONS NETWORK — CONTRACTS

Sec. \_\_\_\_. IOWA COMMUNICATIONS NETWORK — AUTHORIZATION FOR CONTRACTS. Pursuant to section 8D.11, subsection 1, paragraph "a", the general assembly authorizes the Iowa telecommunications and technology commission to enter into a contract or contracts in excess of the contract limitation amount established in section 8D.11, subsection 1, paragraph "c", for purposes of the commission's network managed services request for proposals process. This authorization applies for the duration of the commission's project and to all affected contracts associated with the project, whether or not the award is made to a single vendor or multiple vendors.>

21. Page 16, line 34, by striking <0> and inserting <24,000,000>

22. Page 16, after line 34 by inserting:

<Sec. \_\_\_\_. 2013 Iowa Acts, chapter 142, section 1, subsection 2, paragraph b, is amended to read as follows:

b. For the planning, design, construction, and renovation of the state historical building:

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FY 2014-2015:

..... \$ 3,800,000  
0

~~By October 15, 2014, the department shall submit a report to the general assembly on the results of the planning and study of the building including the use of and anticipated cash flow needs for the final building design.>~~

23. Page 19, by striking line 34 and inserting <million two hundred eighty thousand dollars to the technology>

24. Page 20, after line 1 by inserting:

<DIVISION \_\_\_\_

IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND

Sec. \_\_\_\_ . IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND — APPROPRIATION. Notwithstanding the amount of the standing appropriation from the general fund of the state to the Iowa resources enhancement and protection fund as provided in section 455A.18, and in addition to moneys appropriated in 2014 Iowa Acts, House File 2458, and any other Act enacted in the 2014 legislative session of the eighty-fifth general assembly, there is appropriated from the rebuild Iowa infrastructure fund, the following amount, or so much thereof as is necessary, for deposit in the Iowa resources enhancement and protection fund to be allocated as provided in section 455A.19, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 2014-2015:

..... \$ 4,000,000>

25. Page 20, after line 18 by inserting:

<Sec. \_\_\_\_ . STATUTE OF REPOSE — IMPROVEMENTS TO REAL PROPERTY — LEGISLATIVE INTENT. It is the intent of the general assembly that the joint appropriations subcommittee on transportation, infrastructure, and capitals consider issues during the 2015 legislative session of the eighty-sixth general assembly relating to the statute of repose periods for bringing civil actions in cases arising out of the unsafe or defective

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conditions of improvements to real property.

Sec. \_\_\_\_\_. DEPARTMENT OF TRANSPORTATION STUDY. The department of transportation shall conduct a study to identify administrative needs, projected demand, necessary capital and operating costs, and public transit service structures including park-and-ride lots, employer or public van pool programs, and traditional fixed-route transit. The department shall submit a report with findings and recommendations to the general assembly on or before December 15, 2014.

DIVISION \_\_\_\_

MASS NOTIFICATION AND EMERGENCY MESSAGING SYSTEM

Sec. \_\_\_\_\_. Section 22.7, subsection 67, Code 2014, is amended to read as follows:

67. Electronic mail addresses of individuals or phone numbers of individuals, and personally identifiable information about those individuals, collected by state departments and agencies for the sole purpose of disseminating emergency or routine information and notices through electronic communications that are not prepared for a specific recipient.

Sec. \_\_\_\_\_. Section 29C.2, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 6A. *"Mass notification and emergency messaging system"* means a system which disseminates emergency and public safety related information to the public by various means including but not limited to telephone, wireless communications service, dual party relay service or telecommunications device, text messaging, electronic mail, and facsimile, and which integrates with federal emergency messaging systems.

Sec. \_\_\_\_\_. NEW SECTION. 29C.17A **Mass notification and emergency messaging system fund.**

1. A mass notification and emergency messaging system fund is created in the state treasury under the control of the department. The fund shall consist of moneys appropriated

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by the general assembly and any other moneys available to and obtained or accepted by the department for placement in the fund. Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund. Notwithstanding section 8.33, moneys credited to the fund that remain unexpended or unobligated at the end of a fiscal year shall not revert to any other fund.

2. Amounts contained in the fund shall be used exclusively to provide for the purchase and ongoing operation of a system capable of providing mass notification and emergency messaging to the public. The system shall be purchased from a vendor selected by the department pursuant to a competitive bidding process, and shall, once purchased, be under the control of the department.

3. Information disseminated to the public through the mass notification and emergency messaging system shall be limited to imminent emergency and public safety-related issues. The department may provide access to the system for use at the county and local level. Access by a county or local government shall be at the department's sole discretion, and if approved by the department, shall be under the control of the local commission. The commission shall establish an operational plan and procedure which meets standards adopted by the department by rule, and shall submit the operational plan and procedure for approval by the department prior to access being granted. Additional access criteria and procedures for administering the fund shall be established by the department by rule.

4. All personal information collected for use in the mass notification and emergency messaging system, including but not limited to the names and contact information of emergency messaging recipients, shall be considered confidential records under section 22.7. The director may, however, provide all or part of such confidential information to state or local governmental agencies possessing emergency planning or response

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functions if the director is satisfied that the need to know the information and its intended use are reasonable. An agency receiving confidential information pursuant to this subsection shall not redisseminate the information in any form without prior approval by the director. The release of confidential information by the department, a county or local government, or a state or local governmental agency other than as authorized pursuant to this section, and the sale of such confidential information, is strictly prohibited.>

26. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

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MATT McCOY, CHAIRPERSON

---

DAN HUSEMAN, CHAIRPERSON

---

BILL ANDERSON

---

DENNIS COHOON

---

DARYL BEALL

---

NANCY DUNKEL

---

TOD R. BOWMAN

---

JOHN LANDON

---

TIM L. KAPUCIAN

---

DAVE MAXWELL

FILED APRIL 30, 2014  
ADOPTED

REPORT OF THE CONFERENCE COMMITTEE  
ON HOUSE FILE 398

To the Speaker of the House of Representatives and the  
President of the Senate:

We, the undersigned members of the conference committee  
appointed to resolve the differences between the House of  
Representatives and the Senate on House File 398, a bill for an  
Act relating to the duties and responsibilities of insurance  
producers under insurance policies or contracts, respectfully  
make the following report:

1. That the House recedes from its amendment, S-5194.
2. That the Senate recedes from its amendment, H-8369.
3. That House File 398, as passed by the House, is amended  
to read as follows:

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

<Section 1. Section 522B.1, Code 2014, is amended by adding the following new subsection:

NEW SUBSECTION. 12A. "*Policy owner*" means a person who is identified as the legal owner of an insurance policy or contract under the terms of the insurance policy or contract, or who is otherwise vested with legal title to the insurance policy or contract through a valid assignment completed in accordance with the terms of the insurance policy or contract and is properly recorded as the legal owner of the policy or contract in the records of the insurer. "*Policy owner*" does not include a person who has a mere beneficial interest in an insurance policy or contract.

Sec. 2. Section 522B.11, subsection 7, Code 2014, is amended by adding the following new paragraphs:

NEW PARAGRAPH. *c.* Notwithstanding the holding in *Pitts v. Farm Bureau Life Ins. Co.*, 818 N.W.2d 91 (Iowa 2012), an insurance producer, while acting within the scope and course of the license provided for by this chapter, is not in the business of supplying information to others unless the requirements of paragraph "*a*" relating to expanded duties and responsibilities are met.

NEW PARAGRAPH. *d.* Neither an insurance producer nor an insurer has a duty to change the beneficiary of an insurance policy or contract unless clear written evidence of the policy owner's intent to change a beneficiary of the policy or contract is presented to the insurance producer or insurer in the manner required by the policy or contract prior to the payment of any insurance benefits under the policy or contract. Such evidence shall be provided in the same manner as a claim for benefits under the policy or contract.

NEW PARAGRAPH. *e.* Notwithstanding the holding in *St. Malachy Roman Catholic Congregation v. Ingram*, 841 N.W.2d

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338 (Iowa 2013), an insurance producer owes any duties and responsibilities referred to in this subsection only to the policy owner, the person in privity of contract with the insurance producer, and the principal in the agency relationship with the insurance producer.>

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

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CHIP BALTIMORE, CHAIRPERSON

---

BILL ANDERSON

---

PETER COWNIE

---

RANDY FEENSTRA

---

MEGAN HESS

---

MICHAEL E. GRONSTAL

FILED APRIL 30, 2014

ADOPTED



REPORT OF THE CONFERENCE COMMITTEE  
ON HOUSE FILE 2458

To the Speaker of the House of Representatives and the President of the Senate:

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2458, a bill for an Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, making related statutory changes, providing for eminent domain procedures, and including effective and applicability date provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-8283.

2. That House File 2458, as amended, passed, and reprinted by the House, is amended to read as follows:

1. Page 1, line 17, by striking <17,605,492> and inserting <17,655,492>

2. Page 1, line 24, by striking <238,000> and inserting <288,000>

3. Page 7, by striking lines 18 through 23 and inserting <quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record under section 22.7.>

4. Page 8, line 4, by striking <permeable> and inserting <permeable or pervious>

5. Page 8, line 27, by striking <1,500,000> and inserting <1,325,000>

6. Page 11, line 26, by striking <comprehensive> and inserting <comprehensive petroleum>

7. Page 12, line 35, by striking <200,000> and inserting <450,000>

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8. Page 13, by striking lines 6 through 31.

9. Page 16, line 35, by striking <7,375,000> and inserting <6,750,000>

10. Page 18, line 2, by striking <800,000> and inserting <600,000>

11. Page 18, line 4, by striking <\$600,000> and inserting <\$450,000>

12. Page 18, line 10, by striking <\$200,000> and inserting <\$150,000>

13. Page 18, by striking lines 15 through 25.

14. Page 19, line 8, by striking <4,610,000> and inserting <6,135,000>

15. Page 20, after line 22 by inserting:

<10A. FORESTRY HEALTH MANAGEMENT PROGRAMS

For purposes of providing forestry health management programs:

..... \$ 50,000>

16. By striking page 22, line 12, through page 24, line 4.

17. Page 24, line 28, by striking <PERSONAL> and inserting <PERSONNEL>

18. By striking page 25, line 18, through page 33, line 24, and inserting:

<DIVISION \_\_\_\_\_

RELATED STATUTORY CHANGES FOR CODIFICATION IN 2014

WATER QUALITY INITIATIVE — CONFIDENTIALITY

Sec. \_\_\_\_ . NEW SECTION. 466B.49 Confidentiality of information.

Any information received, collected, or held under this subchapter is a confidential record, and is exempted from public access as provided in section 22.7, if all of the following apply:

1. The information is received, collected, or held by a nonprofit organization that conducts nutrient management research, including but not limited to conducting evaluations,

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assessments, or validations.

2. The information identifies any of the following:

a. A person who holds a legal interest in agricultural land or who has previously held a legal interest in agricultural land.

b. A person who is involved or who has previously been involved in managing the agricultural land or producing crops or livestock on the agricultural land.

c. The identifiable location of the agricultural land.

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

DIVISION \_\_\_\_

RECREATIONAL LAKE AND WATER QUALITY DISTRICTS

Sec. \_\_\_\_ . NEW SECTION. 357E.15 **Exemption from taxation — refunds.**

1. The property and facilities of a district shall not be taxable in any manner by the state or any of its political subdivisions.

2. A district is a tax-certifying body for purposes of section 423.4, subsection 1.

Sec. \_\_\_\_ . Section 427.1, subsection 2, Code 2014, is amended to read as follows:

2. *Municipal and military property.* The property of a county, township, city, school corporation, levee district, drainage district, district organized under chapter 357E, or the Iowa national guard, when devoted to public use and not held for pecuniary profit, except property of a municipally owned electric utility held under joint ownership and property of an electric power facility financed under chapter 28F or 476A that shall be subject to taxation under chapter 437A and facilities of a municipal utility that are used for the provision of local exchange services pursuant to chapter 476, but only to the extent such facilities are used to provide such

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services, which shall be subject to taxation under chapter 433, except that section 433.11 shall not apply. The exemption for property owned by a city or county also applies to property which is operated by a city or county as a library, art gallery or museum, conservatory, botanical garden or display, observatory or science museum, or as a location for holding athletic contests, sports or entertainment events, expositions, meetings or conventions, or leased from the city or county for any such purposes, or leased from the city or county by the Iowa national guard or by a federal agency for the benefit of the Iowa national guard when devoted for public use and not for pecuniary profit. Food and beverages may be served at the events or locations without affecting the exemptions, provided the city has approved the serving of food and beverages on the property if the property is owned by the city or the county has approved the serving of food and beverages on the property if the property is owned by the county. The exemption for property owned by a city or county also applies to property which is located at an airport and leased to a fixed base operator providing aeronautical services to the public.

Sec. \_\_\_\_ . IMPLEMENTATION OF ACT. Section 25B.7 does not apply to the property tax exemption established in this division of this Act.

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

Sec. \_\_\_\_ . RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2014, for property tax assessment years beginning on or after that date.

Sec. \_\_\_\_ . RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2014, for sales and use tax paid on or after that date.

DIVISION \_\_\_\_

REPEAL

CCH-2458

Sec. \_\_\_\_ . REPEAL. 2013 Iowa Acts, chapter 132, section 44, is repealed.>

19. Title page, by striking lines 1 through 5 and inserting <An Act relating to and making appropriations involving state government entities involved with agriculture, natural resources, and environmental protection, providing for taxable property, making related statutory changes, and including effective date and retroactive applicability provisions.>

20. By renumbering as necessary.

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

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JACK DRAKE, CHAIRPERSON

---

DENNIS H. BLACK, CHAIRPERSON

---

BRUCE BEARINGER

---

DICK L. DEARDEN

---

JARAD KLEIN

---

MARY JO WILHELM

---

FRANK WOOD

FILED APRIL 30, 2014

ADOPTED