

**EIGHTY-SIXTH GENERAL ASSEMBLY  
2016 REGULAR SESSION  
DAILY  
SENATE CLIP SHEET**

FEBRUARY 23, 2016

SENATE FILE 502

S-5013

1 Amend Senate File 502 as follows:

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

4 <Section 1. NEW SECTION. 162.9 Commercial breeders  
5 - quality assurance council and certificate.

6 1. A quality assurance council is established  
7 within the department. The council shall be composed  
8 of one member appointed by the secretary of agriculture  
9 who has an interest in the welfare of dogs and cats,  
10 one member appointed by the Iowa voters for companion  
11 animals, and one member appointed by the Iowa pet  
12 breeders association. A member shall serve for a term  
13 of two years, except the initial members shall serve  
14 staggered terms as designated by the secretary of  
15 agriculture. The members may elect a chairperson and  
16 adopt rules of procedure. A member is not entitled to  
17 receive a per diem as specified in section 7E.6 and is  
18 not entitled to be reimbursed for actual or necessary  
19 expenses incurred in the performance of the member's  
20 duties.

21 2. The council shall review applications submitted  
22 by commercial breeders who seek to receive a quality  
23 assurance certificate denoting the breeder as one of  
24 the leading commercial breeders in this state. The  
25 council shall award quality assurance certificates  
26 to those applicants who have demonstrated a long  
27 history of caring for dogs or cats in a manner that  
28 consistently exceeds the standard of care required in  
29 this chapter and the Animal Welfare Act.>

30 2. Title page, by striking lines 1 through 4 and  
31 inserting <An Act relating to commercial establishments  
32 keeping nonagricultural animals, by establishing a  
33 quality assurance council and providing for a quality  
34 assurance certificate awarded to selected commercial  
35 breeders.>

COMMITTEE ON COMMERCE  
JANET PETERSEN, CHAIRPERSON

S-5013 FILED FEBRUARY 22, 2016

SENATE FILE 2009

S-5016

- 1 Amend Senate File 2009 as follows:  
2 1. Page 3, after line 27 by inserting:  
3 <Sec. \_\_\_\_ . EFFECTIVE UPON ENACTMENT. This Act,  
4 being deemed of immediate importance, takes effect upon  
5 enactment.>  
6 2. Page 3, line 29, by striking <2017> and  
7 inserting <2016>  
8 3. Title page, line 2, after <including> by  
9 inserting <effective date and>  
10 4. By renumbering as necessary.

**By** RITA HART

S-5016 FILED FEBRUARY 22, 2016

ADOPTED

SENATE FILE 2009

S-5017

- 1 Amend Senate File 2009 as follows:  
2 1. Page 3, after line 27 by inserting:  
3 <Sec. \_\_\_\_ . EFFECTIVE UPON ENACTMENT. This Act,  
4 being deemed of immediate importance, takes effect upon  
5 enactment.>  
6 2. Page 3, line 29, by striking <2017> and  
7 inserting <2016>  
8 3. Title page, line 2, after <including> by  
9 inserting <effective date and>  
10 4. By renumbering as necessary.

**By** MARK CHELGREN

S-5017 FILED FEBRUARY 22, 2016

RULED OUT OF ORDER

SENATE FILE 2145

S-5012

1 Amend Senate File 2145 as follows:

2 1. Page 1, by striking lines 1 through 3 and  
3 inserting:

4 <Sec. \_\_\_\_\_. HAWK-I COVERED SPEECH THERAPY  
5 BENEFIT. The hawk-i covered speech therapy benefit  
6 shall provide for>

7 2. Page 1, after line 10 by inserting:

8 <Sec. \_\_\_\_\_. HAWK-I BOARD DUTIES - BENEFIT  
9 PACKAGE. The hawk-i board shall review the benefit  
10 package design of, the noninclusive list of benefits  
11 for, and the definition of medically necessary utilized  
12 under the hawk-i program, and shall approve a benefit  
13 package and adopt rules, pursuant to the duties  
14 specified in section 514I.5, to provide benefits  
15 uniformly and consistently across all participating  
16 insurers, in the type and manner that reflects and  
17 meets the needs of the child population, including  
18 children with special health care needs, under the  
19 hawk-i program.>

20 3. Title page, line 1, after <therapy> by inserting  
21 <and other>

22 4. Title page, line 2, by striking <Medicaid  
23 managed care> and inserting <the hawk-i program>

**By** PAM JOCHUM

S-5012 FILED FEBRUARY 22, 2016

SENATE FILE 2151

S-5011

1 Amend Senate File 2151 as follows:  
2 1. Page 7, after line 35 by inserting:  
3 <Sec. \_\_\_\_ . ALCOHOLIC BEVERAGES – AUTOMATED  
4 DISPENSING DEVICE – LIMITED WAIVER. A licensee or  
5 permittee who applied for and was denied a waiver by  
6 the alcoholic beverages division of the department of  
7 commerce to dispense wine or beer through a vending  
8 machine or an automated dispensing device prior  
9 to January 1, 2016, may apply for and be granted a  
10 waiver to dispense beer, wine, or spirits through a  
11 vending machine or an automated dispensing device,  
12 notwithstanding the requirement that the vending  
13 machine or automated dispensing device and any  
14 associated component designed to grant access to the  
15 device be deactivated at the end of each business  
16 day, subject to the requirements of this section.  
17 To be granted a waiver, the licensee or permittee  
18 must have acquired the vending machine or automated  
19 dispensing device incapable of being deactivated prior  
20 to January 1, 2016, and shall designate, in the waiver  
21 application, that the vending machine or automated  
22 dispensing device is the device that will be used  
23 to dispense beer, wine, or spirits pursuant to the  
24 waiver, if granted, and that all other requirements  
25 for granting a waiver will be complied with. If the  
26 licensee or permittee replaces or ceases to use the  
27 vending machine or automated dispensing device that  
28 is incapable of being deactivated, the authority of  
29 the alcoholic beverages division of the department of  
30 commerce to grant the licensee or permittee the waiver  
31 pursuant to this section shall cease and the licensee  
32 or permittee shall be required to comply with all  
33 the requirements to be granted the waiver to dispense  
34 beer, wine, or spirits through a vending machine or an  
35 automated dispensing device.

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Page 2

1 Sec. \_\_\_\_ . EFFECTIVE UPON ENACTMENT. The following  
2 provision or provisions of this Act, being deemed of  
3 immediate importance, take effect upon enactment:

4 1. The section of this Act authorizing a limited  
5 waiver for an automated dispensing device.>

6 2. Title page, line 3, after <commerce> by  
7 inserting <and including effective date provisions>

8 3. By renumbering as necessary.

By JEFF DANIELSON

S-5011 FILED FEBRUARY 22, 2016

SENATE FILE 2224

S-5014

1 Amend Senate File 2224 as follows:

2 1. Page 1, after line 33 by inserting:

3 <Sec. \_\_\_\_ . Section 321.385A, Code 2016, is amended  
4 to read as follows:

5 321.385A Citation for unlighted headlamp, rear lamp,  
6 bicycle or rider lamp, or rear registration plate light.

7 1. a. A citation issued for failure to have  
8 headlamps as required under section 321.385 shall first  
9 provide for a seventy-two hour period within which the  
10 person charged with the violation shall replace or  
11 repair the headlamp.

12 b. A citation issued for failure to have rear  
13 lamps as required under section 321.387 or a rear  
14 registration plate light as required under section  
15 321.388 shall first provide for a seventy-two hour  
16 period within which the person charged with the  
17 violation shall replace or repair the lamps or light.

18 c. A citation issued for failure to have a front  
19 lamp or rear lamp on a bicycle or on a bicycle rider  
20 as required under section 321.397 shall first provide  
21 for a seventy-two hour period within which the person  
22 charged with the violation shall replace or repair the  
23 lamp or lamps.

24 2. If the person complies with the directive to  
25 replace or repair the headlamp, rear lamps, bicycle or  
26 rider lamp, or rear registration plate light within the  
27 allotted time period, the citation shall be expunged.  
28 If the person fails to comply within the allotted time  
29 period, the citation shall be processed in the same  
30 manner as other citations.

31 3. A citation issued under this section shall  
32 include a written notice of replacement or repair which  
33 shall indicate the date of replacement or repair and  
34 the manner in which the replacement or repair occurred  
35 and which shall be returned to the issuing authority

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Page 2

1 within the seventy-two hour time period.

2 Sec. \_\_\_\_\_. Section 321.397, Code 2016, is amended to  
3 read as follows:

4 321.397 Lamps on bicycles and bicycle riders.

5 ~~Every~~ At the times specified in section 321.384,  
6 a bicycle or its rider shall be equipped with a lamp  
7 on the front exhibiting a white light,~~at the times~~  
8 ~~specified in section 321.384,~~ visible from a distance  
9 of at least three hundred feet to the front and with a  
10 lamp on the rear exhibiting a red light visible from a  
11 distance of three hundred feet to the rear;~~except that~~  
12 ~~a red reflector may be used in lieu of a rear light.~~ A  
13 peace officer riding a police bicycle is not required  
14 to use either front or rear lamps if duty so requires.

15 Sec. \_\_\_\_\_. EFFECTIVE DATE. The following provisions  
16 of this Act take effect January 1, 2017:

17 1. The section of this Act amending section  
18 321.385A.

19 2. The section of this Act amending section  
20 321.397.>

21 2. Title page, by striking lines 1 and 2 and  
22 inserting <An Act relating to bicyclists, including  
23 the overtaking and passing of bicyclists by motor  
24 vehicles and the use of lighted lamps on bicycles and  
25 bicyclists, applying existing penalties, and including  
26 effective date provisions.>

27 3. By renumbering as necessary.

**By** JOE BOLKCOM

**S-5014** FILED FEBRUARY 22, 2016

**SENATE FILE 2231**

**S-5018**

1 Amend Senate File 2231 as follows:

2 1. Page 1, line 10, after <to> by inserting <a  
3 request for the expenditure of disaster aid from the  
4 contingent fund created in section 29C.20 or to>

**By** ROBERT E. DVORSKY

**S-5018** FILED FEBRUARY 22, 2016

SENATE FILE 2244

S-5019

1 Amend Senate File 2244 as follows:  
2 1. Page 1, lines 8 and 9, by striking <an  
3 authorized representative> and inserting <a trustee>  
4 2. Page 1, line 9, by striking <an irrevocable> and  
5 inserting <a>  
6 3. Page 1, lines 9 and 10, by striking <the primary  
7 user> and inserting <a current trust beneficiary  
8 permitted to operate the motor vehicle or trailer>  
9 4. Page 1, line 24, by striking <primary user's>  
10 and inserting <current trust beneficiary's>  
11 5. Page 2, line 2, by striking <primary user> and  
12 inserting <current trust beneficiary>  
13 6. Page 2, line 10, by striking <primary user> and  
14 inserting <current trust beneficiary>  
15 7. Title page, line 2, by striking <irrevocable>  
By HERMAN C. QUIRMBACH

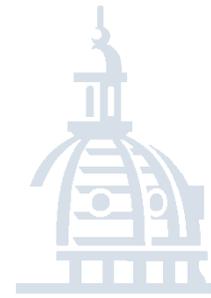
S-5019 FILED FEBRUARY 22, 2016

SENATE FILE 2283

S-5015

1 Amend Senate File 2283 as follows:  
2 1. Page 54, by striking lines 4 through 7.  
3 2. By renumbering, redesignating, and correcting  
4 internal references as necessary.  
COMMITTEE ON JUDICIARY  
STEVEN J. SODDERS, CHAIRPERSON

S-5015 FILED FEBRUARY 22, 2016



**SF 2009** – Preschool Eligibility Age (LSB5436XS)

Analyst: John Parker (Phone: (515-725-2249) ([john.parker@legis.iowa.gov](mailto:john.parker@legis.iowa.gov)))

Fiscal Note Version – New

**Description**

**Senate File 2009** expands the Statewide Voluntary Preschool Program (SWVPP) for four-year-old children to include five-year-old children that have not previously enrolled in a preschool program. The bill applies to FY 2018 and beyond.

**Background**

The SWVPP was originally established in FY 2008. The Program was implemented with a phase-in that provided funding to approved school districts in the initial year of start-up through a State General Fund appropriation. Following the initial year of Program implementation, the school district program received funding through the preschool formula, based on the previous year's enrollment. The following table provides the funding and enrollment history. Program funding for the initial year of school district participation totaled \$57.6 million, while formula funding is estimated to total \$501.4 million through FY 2017.

**Legislative Services Agency: Statewide Voluntary Preschool Program for Four-Year-Olds (SWVPP) Funding Levels (Dollars in Millions)**

	Appropriation Amount for Initial Year	Preschool Formula Funding	Total State Funding for Statewide Voluntary Preschool Program	Estimated Number of Preschool Students Enrolled in Program*	Preschool Formula Weighting
FY 2008	\$ 15.0	N.A.	\$ 15.0	5,126	N.A.
FY 2009	14.8	\$ 17.1	31.8	9,676	3,075.6
FY 2010	11.5	33.3	44.9	13,666	5,805.6
FY 2011	16.2	48.3	64.5	19,799	8,199.6
FY 2012	N.A.	58.4	58.4	19,800	9,900.0
FY 2013	N.A.	60.4	60.4	19,900	9,950.0
FY 2014	N.A.	66.1	66.1	21,381	10,690.5
FY 2015	N.A.	70.0	70.0	21,926	10,963.0
FY 2016	N.A.	73.3	73.3	22,690	11,345.0
Est. FY 2017	N.A.	74.6	74.6	23,141	11,570.5
<b>Total</b>	<b>\$ 57.6</b>	<b>\$ 501.4</b>	<b>\$ 558.9</b>		

Notes:

FY 2011 appropriation amount for initial year includes \$12.2 million from the General Fund and \$4.0 million from the Cash Reserve Fund.

Beginning in FY 2012, the preschool formula weighting was reduced from 0.6 to 0.5.

\*Enrollment amounts for FY 2008 - FY 2011 are based on the June 2014 SWVPP Fact Sheet release by the Department of Education. Enrollment amounts for FY 2012 - FY 2017 are calculated based on the preschool formula weighting amounts. Preschool formula weighting is the amount of weighting that was used to generate funding for the fiscal year.

The estimated FY 2017 amount is based on the State cost per pupil of \$6,446. The amount will increase if the General Assembly enacts a State percent of growth for FY 2017.

Estimates as of February 19, 2016.

Totals may not add due to rounding.

Sources:

Iowa Department of Management, School Aid files.

LSA Analysis and Calculations.

## **Assumptions**

Assumptions include:

- The potential number of five-year-olds that will enroll in the SWVPP and generate funding is between 2,200 and 5,400 students. Approximately 2,200 students attended the SWVPP that attended kindergarten two years later. This is the potential number of students whose parents may have waited until their child was five-years-old to enroll in the SWVPP if funding was available. Approximately 5,400 students were greater than six-years old when they entered kindergarten. This is the potential number of students whose parents may have enrolled their five-year-old child in the SWVPP if funding was available.
- Weighting will remain at 0.5 per student.
- The state cost per pupil is \$6,446. Any increase in the state percent of growth will increase the estimated impact.
- The number of parents that will decide not to send their children to kindergarten at age five and instead send them to the SWVPP is unknown. This will impact the aid to school districts through the formula by delaying kindergarten enrollment.

## **Fiscal Impact**

The estimated cost to the State General Fund for FY 2018 is between \$7.1 million and \$17.4 million.

## **Sources**

Iowa Department of Education  
LSA analysis and calculations

/s/ Holly M. Lyons

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February 22, 2016

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

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