

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

MARCH 9, 2016

SENATE FILE 2113

S-5069

1 Amend Senate File 2113 as follows:
2 1. Page 3, line 27, by striking <year-round> and
3 inserting <between May 20 and July 6 and between
4 December 10 and January 3 each year, all dates
5 inclusive>
6 2. Page 3, line 29, by striking <and July 11 each
7 year> and inserting <and July 6 each year, both dates
8 inclusive>
9 3. Page 6, line 33, by striking <a.>
10 4. Page 6, line 34, by striking <authorize> and
11 inserting <prohibit or limit>
12 5. Page 7, line 1, by striking <not>
13 6. Page 7, line 3, by striking <not>
14 7. Page 7, by striking lines 5 through 11.
15 8. Page 7, line 18, by striking <a.>
16 9. Page 7, line 19, by striking <authorize> and
17 inserting <prohibit or limit>
18 10. Page 7, by striking lines 21 through 30.
19 11. Page 9, line 18, by striking <not authorized>
20 and inserting <prohibited or limited>
21 12. Page 10, line 3, by striking <not authorized>
22 and inserting <prohibited or limited>
23 13. Page 10, by striking lines 7 through 12.
24 14. Page 10, line 13, by striking <(3)> and
25 inserting <(2)>
26 15. Page 10, by striking lines 19 through 31 and
27 inserting:
28 <a. A person shall not use or explode consumer
29 fireworks on days other than June 24 through July 6 and
30 December 24 through January 3 of each year, all dates
31 inclusive.
32 b. A person shall not use or explode consumer
33 fireworks at times other than between the hours of 9:00
34 a.m. and 10:00 p.m., except that on the following dates
35 consumer fireworks shall not be used at times other

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1 than between the hours of 9:00 a.m. and 12:30 a.m. on
2 the immediately following day:

3 (1) July 4 and the Saturdays and Sundays
4 immediately preceding and following July 4.

5 (2) December 31 and the Saturdays and Sundays
6 immediately preceding and following December 31.>

7 16. Page 10, line 32, by striking <b.> and
8 inserting <c.>

9 17. Page 11, line 1, by striking <c.> and inserting
10 d.>

By JEFF DANIELSON

THOMAS G. COURTNEY

JAKE CHAPMAN

WILLIAM A. DOTZLER, JR.

RICK BERTRAND

BRIAN SCHOENJAHN

RICH TAYLOR

WALLY E. HORN

MICHAEL BREITBACH

JACK WHITVER

TIM KRAAYENBRINK

BILL ANDERSON

SENATE FILE 2190

S-5065

1 Amend Senate File 2190 as follows:

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

4 <DIVISION I

5 COUNTY CHEMICAL SUBSTANCE ABUSE MONITORING PILOT
6 PROGRAMS

7 Section 1. COUNTY CHEMICAL SUBSTANCE ABUSE
8 MONITORING PILOT PROGRAMS.

9 1. The department of public safety, in
10 collaboration with the governor's traffic safety
11 bureau, may, in an effort to reduce the number of
12 crimes that have a nexus with chemical substance abuse,
13 adopt rules providing for the creation and approval of
14 an application from a county for the implementation of
15 a countywide chemical substance abuse monitoring pilot
16 program that is available twenty-four hours per day,
17 seven days per week.

18 2. A chemical substance abuse monitoring pilot
19 program shall do all of the following:

20 a. Make the program available to a person who has
21 been charged with, pled guilty to, or been convicted
22 of a crime that has a nexus with chemical substance
23 abuse. The program shall require a participating
24 person to abstain from all chemical substances for
25 a period of time. A person wishing to participate
26 in the program shall apply to the court on a form
27 designed by the county, and the court may order the
28 person's participation in the program as a component
29 or condition of pretrial release or probation. The
30 application form shall include an itemization of all
31 costs associated with participation in the program.
32 This paragraph shall not apply to a person who has
33 been charged with, pled guilty to, or been convicted
34 of a first offense of operating while intoxicated in
35 violation of section 321J.2 where the person's alcohol

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1 concentration was lower than .15 and no accident
2 resulting in personal injury or property damage
3 occurred, unless upon application and a hearing the
4 court permits participation in the program by such a
5 person.

6 b. Require the person to be subject to testing
7 to determine whether a chemical substance is present
8 in the person's body. The commissioner of public
9 safety shall approve the use of appropriate devices
10 and technology for this purpose, and may, in the case
11 of alcohol concentration testing, designate certain
12 portable breath test devices for this purpose. Testing
13 shall occur in the following manner:

14 (1) At least twice per day at a central location.

15 (2) Where testing under subparagraph (1) is
16 impractical, by continuous transdermal or electronic
17 monitoring.

18 c. Provide that allegations of a test failure, a
19 refusal to submit to a test, or a failure to appear for
20 testing shall be communicated ex parte to a magistrate
21 as soon as practicable. A magistrate who receives
22 such a communication may order immediate incarceration
23 pending a hearing on the allegation but lasting no
24 longer than twenty-four hours after the issuance of the
25 order or, if the person failed to appear for testing as
26 scheduled, the magistrate may issue a warrant for the
27 arrest of the person for a violation of the terms of
28 pretrial release or probation, as applicable.

29 d. Require a person participating in the program
30 to pay program costs, including costs of installation,
31 monitoring, and deactivation of any testing devices.

32 3. An approved pilot program shall begin on October
33 1, 2016, or upon the effective date of department
34 rules, whichever is earlier, and shall be conducted for
35 a minimum of one year.

1 4. The department of public safety shall adopt
2 rules pursuant to chapter 17A to implement this section
3 including but not limited to provisions relating to
4 applications for, approval of, costs of, and oversight
5 of the pilot programs and reporting requirements for
6 participating counties.

7 5. The department of public safety shall submit a
8 report on the results of the pilot programs and make
9 recommendations to the general assembly by December 15,
10 2017.

11 6. For the purposes of this section, "chemical
12 substance" means any alcoholic beverage as defined in
13 section 321J.1 and any controlled substance as defined
14 in section 124.101.

15 DIVISION II

16 OPERATING WHILE INTOXICATED

17 Sec. 2. Section 321J.2, subsection 3, paragraph d,
18 subparagraphs (1) and (2), Code 2016, are amended to
19 read as follows:

20 (1) A defendant whose alcohol concentration is .08
21 or more ~~but not more than .10~~ shall not be eligible for
22 any temporary restricted license for at least thirty
23 days if a test was obtained and an accident resulting
24 in personal injury or property damage occurred. ~~The~~
25 ~~department shall require the defendant to install an~~
26 ~~ignition interlock device of a type approved by the~~
27 ~~commissioner of public safety on all vehicles owned~~
28 ~~or operated by the defendant if the defendant seeks a~~
29 ~~temporary restricted license. There shall be no such~~
30 ~~period of ineligibility if no such accident occurred,~~
31 ~~and the defendant shall not be required to install an~~
32 ~~ignition interlock device.~~

33 (2) ~~A defendant whose alcohol concentration is~~
34 ~~more than .10 shall not be eligible for any temporary~~
35 ~~restricted license for at least thirty days if a test~~

1 ~~was obtained, and an accident resulting in personal~~
2 ~~injury or property damage occurred or the defendant's~~
3 ~~alcohol concentration exceeded .15. There shall be~~
4 ~~no such period of ineligibility if no such accident~~
5 ~~occurred and the defendant's alcohol concentration~~
6 ~~did not exceed .15. In either case, where~~ Where a
7 defendant's alcohol concentration is more than .10,
8 the department shall require the defendant to install
9 an ignition interlock device of a type approved by the
10 commissioner of public safety on all vehicles owned
11 or operated by the defendant if the defendant seeks a
12 temporary restricted license.

13 Sec. 3. Section 321J.4, subsections 1, 2, and 3,
14 Code 2016, are amended to read as follows:

15 1. If a defendant is convicted of a violation of
16 section 321J.2 and the defendant's driver's license or
17 nonresident operating privilege has not been revoked
18 under section 321J.9 or 321J.12 for the occurrence from
19 which the arrest arose, the department shall revoke the
20 defendant's driver's license or nonresident operating
21 privilege for one hundred eighty days if the defendant
22 submitted to chemical testing and has had no previous
23 conviction or revocation under this chapter and shall
24 revoke the defendant's driver's license or nonresident
25 operating privilege for one year if the defendant
26 refused to submit to chemical testing and has had no
27 previous conviction or revocation under this chapter.
28 The defendant shall not be eligible for any temporary
29 restricted license for at least ninety days if a test
30 was refused under section 321J.9.

31 a. A defendant whose alcohol concentration is .08
32 or more ~~but not more than .10~~ shall not be eligible for
33 any temporary restricted license for at least thirty
34 days if a test was obtained and an accident resulting
35 in personal injury or property damage occurred. ~~The~~

1 ~~department shall require the defendant to install an~~
2 ~~ignition interlock device of a type approved by the~~
3 ~~commissioner of public safety on all vehicles owned~~
4 ~~or operated by the defendant if the defendant seeks a~~
5 ~~temporary restricted license. There shall be no such~~
6 ~~period of ineligibility if no such accident occurred,~~
7 ~~and the defendant shall not be required to install an~~
8 ~~ignition interlock device.~~

9 b. ~~A defendant whose alcohol concentration is~~
10 ~~more than .10 shall not be eligible for any temporary~~
11 ~~restricted license for at least thirty days if a test~~
12 ~~was obtained and an accident resulting in personal~~
13 ~~injury or property damage occurred or the defendant's~~
14 ~~alcohol concentration exceeded .15. There shall be~~
15 ~~no such period of ineligibility if no such accident~~
16 ~~occurred and the defendant's alcohol concentration~~
17 ~~did not exceed .15. In either case, where Where a~~
18 ~~defendant's alcohol concentration is more than .10,~~
19 ~~the department shall require the defendant to install~~
20 ~~an ignition interlock device of a type approved by the~~
21 ~~commissioner of public safety on all vehicles owned~~
22 ~~or operated by the defendant if the defendant seeks a~~
23 ~~temporary restricted license.~~

24 c. If the defendant is under the age of twenty-one,
25 the defendant shall not be eligible for a temporary
26 restricted license for at least sixty days after the
27 effective date of revocation.

28 2. If a defendant is convicted of a violation
29 of section 321J.2, and the defendant's driver's
30 license or nonresident operating privilege has not
31 already been revoked under section 321J.9 or 321J.12
32 for the occurrence from which the arrest arose, the
33 department shall revoke the defendant's driver's
34 license or nonresident operating privilege for one
35 year if the defendant submitted to chemical testing

1 and has had a previous conviction or revocation under
2 this chapter and shall revoke the defendant's driver's
3 license or nonresident operating privilege for two
4 years if the defendant refused to submit to chemical
5 testing and has had a previous revocation under this
6 chapter. The defendant shall not be eligible for any
7 temporary restricted license for forty-five days after
8 the effective date of revocation if the defendant
9 submitted to chemical testing and an accident resulting
10 in personal injury or property damage occurred and
11 shall not be eligible for any temporary restricted
12 license for ninety days after the effective date of
13 revocation if the defendant refused chemical testing.
14 The temporary restricted license shall be issued in
15 accordance with section 321J.20, subsection 2. The
16 department shall require the defendant to install an
17 ignition interlock device of a type approved by the
18 commissioner of public safety on all vehicles owned
19 or operated by the defendant if the defendant seeks a
20 temporary restricted license at the end of the minimum
21 period of ineligibility. A temporary restricted
22 license shall not be granted by the department until
23 the defendant installs the ignition interlock device.
24 3. If the court defers judgment pursuant to section
25 907.3 for a violation of section 321J.2, and if the
26 defendant's driver's license or nonresident operating
27 privilege has not been revoked under section 321J.9
28 or 321J.12, or has not otherwise been revoked for the
29 occurrence from which the arrest arose, the department
30 shall revoke the defendant's driver's license or
31 nonresident operating privilege for a period of not
32 less than thirty days nor more than ninety days. The
33 defendant shall not be eligible for any temporary
34 restricted license for at least ninety days if a test
35 was refused.

1 a. A defendant whose alcohol concentration is .08
2 or more ~~but not more than .10~~ shall not be eligible for
3 any temporary restricted license for at least thirty
4 days if a test was obtained and an accident resulting
5 in personal injury or property damage occurred. ~~The~~
6 ~~department shall require the defendant to install an~~
7 ~~ignition interlock device of a type approved by the~~
8 ~~commissioner of public safety on all vehicles owned~~
9 ~~or operated by the defendant if the defendant seeks a~~
10 ~~temporary restricted license.~~ There shall be no such
11 period of ineligibility if no such accident occurred,
12 ~~and the defendant shall not be required to install an~~
13 ~~ignition interlock device.~~

14 b. ~~A defendant whose alcohol concentration is~~
15 ~~more than .10 shall not be eligible for any temporary~~
16 ~~restricted license for at least thirty days if a test~~
17 ~~was obtained and an accident resulting in personal~~
18 ~~injury or property damage occurred or the defendant's~~
19 ~~alcohol concentration exceeded .15. There shall be~~
20 ~~no such period of ineligibility if no such accident~~
21 ~~occurred and the defendant's alcohol concentration~~
22 ~~did not exceed .15. In either case, where~~ Where a
23 defendant's alcohol concentration is more than .10,
24 the department shall require the defendant to install
25 an ignition interlock device of a type approved by the
26 commissioner of public safety on all vehicles owned
27 or operated by the defendant if the defendant seeks a
28 temporary restricted license.

29 c. If the defendant is under the age of twenty-one,
30 the defendant shall not be eligible for a temporary
31 restricted license for at least sixty days after the
32 effective date of the revocation.

33 Sec. 4. Section 321J.12, subsections 1 and 2, Code
34 2016, are amended to read as follows:

35 1. Upon certification, subject to penalty for

1 perjury, by the peace officer that there existed
2 reasonable grounds to believe that the person had been
3 operating a motor vehicle in violation of section
4 321J.2, that there existed one or more of the necessary
5 conditions for chemical testing described in section
6 321J.6, subsection 1, and that the person submitted to
7 chemical testing and the test results indicated the
8 presence of a controlled substance or other drug, or
9 an alcohol concentration equal to or in excess of the
10 level prohibited by section 321J.2, or a combination
11 of alcohol and another drug in violation of section
12 321J.2, the department shall revoke the person's
13 driver's license or nonresident operating privilege for
14 the following periods of time:

15 a. One hundred eighty days if the person has had no
16 revocation under this chapter.

17 b. One year if the person has had a one previous
18 revocation under this chapter.

19 c. Two years if the person has had two or more
20 previous revocations under this chapter.

21 2. a. A person whose driver's license or
22 nonresident operating privileges have been revoked
23 under subsection 1, paragraph "a", whose alcohol
24 concentration is .08 or more ~~but not more than .10~~
25 shall not be eligible for any temporary restricted
26 license for at least thirty days after the effective
27 date of the revocation if a test was obtained and an
28 accident resulting in personal injury or property
29 damage occurred. ~~The department shall require the~~
30 ~~defendant to install an ignition interlock device of~~
31 ~~a type approved by the commissioner of public safety~~
32 ~~on all vehicles owned or operated by the defendant if~~
33 ~~the defendant seeks a temporary license. There shall~~
34 be no such period of ineligibility if no such accident
35 occurred, ~~and the defendant shall not be required to~~

1 ~~install an ignition interlock device.~~
2 b. ~~A defendant whose alcohol concentration is~~
3 ~~more than .10 shall not be eligible for any temporary~~
4 ~~restricted license for at least thirty days if a test~~
5 ~~was obtained and an accident resulting in personal~~
6 ~~injury or property damage occurred or the defendant's~~
7 ~~alcohol concentration exceeded .15. There shall be~~
8 ~~no such period of ineligibility if no such accident~~
9 ~~occurred and the defendant's alcohol concentration~~
10 ~~did not exceed .15. In either case, where~~ Where a
11 defendant's alcohol concentration is more than .10,
12 the department shall require the defendant to install
13 an ignition interlock device of a type approved by the
14 commissioner of public safety on all vehicles owned
15 or operated by the defendant if the defendant seeks a
16 temporary restricted license.

17 c. If the person is under the age of twenty-one,
18 the person shall not be eligible for a temporary
19 restricted license for at least sixty days after the
20 effective date of the revocation.

21 d. A person whose license or privileges have been
22 revoked under subsection 1, paragraph "b", for one year
23 shall not be eligible for any temporary restricted
24 license for forty-five days after the effective date
25 of the revocation, ~~and~~ if a test was obtained and an
26 accident resulting in personal injury or property
27 damage occurred. If a person's license or privileges
28 have been revoked under subsection 1, paragraph "b",
29 the department shall require the person to install an
30 ignition interlock device of a type approved by the
31 commissioner of public safety on all vehicles owned
32 or operated by the defendant if the defendant seeks a
33 temporary restricted license at the end of the minimum
34 period of ineligibility. The temporary restricted
35 license shall be issued in accordance with section

1 321J.20, subsection 2. A temporary restricted license
2 shall not be granted by the department until the
3 defendant installs the ignition interlock device.
4 e. A person whose license or privileges have
5 been revoked under subsection 1, paragraph "c", for
6 two years shall not be eligible for any temporary
7 restricted license for forty-five days after the
8 effective date of the revocation. The department shall
9 require the person to install an ignition interlock
10 device of a type approved by the commissioner of
11 public safety on all vehicles owned or operated by
12 the defendant if the defendant seeks a temporary
13 restricted license at the end of the minimum period
14 of ineligibility. The temporary restricted license
15 shall be issued in accordance with section 321J.20,
16 subsection 2. A temporary restricted license shall
17 not be granted by the department until the defendant
18 installs the ignition interlock device.

19 Sec. 5. Section 321J.17, subsection 3, Code 2016,
20 is amended to read as follows:

21 3. The department shall also require certification
22 of installation of an ignition interlock device of a
23 type approved by the commissioner of public safety on
24 all motor vehicles owned or operated by any person
25 seeking reinstatement following a second or subsequent
26 revocation under section 321J.4, 321J.9, or 321J.12.
27 The requirement for the installation of an approved
28 ignition interlock device shall be for one year from
29 the date of reinstatement unless a longer time period
30 is required by statute. The one-year period a person
31 is required to maintain an ignition interlock device
32 under this subsection shall be reduced by any period
33 of time the person held a valid temporary restricted
34 license during the period of the revocation for the
35 occurrence from which the arrest arose, including

1 any period in which the person participated in a 24-7
2 sobriety program, as defined in section 321J.20. The
3 person shall not operate any motor vehicle which is not
4 equipped with an approved ignition interlock device
5 during the period in which an ignition interlock device
6 must be maintained, and the department shall not grant
7 reinstatement unless the person certifies installation
8 of an ignition interlock device as required in this
9 subsection.

10 Sec. 6. Section 321J.20, subsection 1, paragraph a,
11 unnumbered paragraph 1, Code 2016, is amended to read
12 as follows:

13 The department may, on application, issue a
14 temporary restricted license to a person whose
15 noncommercial driver's license is revoked under this
16 chapter allowing the person to drive to and from the
17 person's home and specified places at specified times
18 which can be verified by the department and which
19 are required by the person's full-time or part-time
20 employment, continuing health care or the continuing
21 health care of another who is dependent upon the
22 person, continuing education while enrolled in an
23 educational institution on a part-time or full-time
24 basis and while pursuing a course of study leading to a
25 diploma, degree, or other certification of successful
26 educational completion, substance abuse treatment,
27 court-ordered community service responsibilities, ~~and~~
28 appointments with the person's parole or probation
29 officer, and participation in a 24-7 sobriety program,
30 if the person's driver's license has not been revoked
31 previously under section 321J.4, 321J.9, or 321J.12 and
32 if any of the following apply:

33 Sec. 7. Section 321J.20, subsection 1, paragraph b,
34 Code 2016, is amended to read as follows:

35 b. A temporary restricted license may be issued

1 under this subsection if the person's noncommercial
2 driver's license is revoked for two years under section
3 321J.4, subsection 2, or section 321J.9, subsection 1,
4 paragraph "b", and the ~~first three hundred sixty five~~
5 ~~days of the revocation have~~ minimum period of
6 ineligibility for issuance of a temporary restricted
7 license has expired.

8 Sec. 8. Section 321J.20, subsection 2, paragraph a,
9 Code 2016, is amended to read as follows:

10 a. Notwithstanding section 321.560, the department
11 may, on application, and upon the expiration of
12 the minimum period of ineligibility for a temporary
13 restricted license provided for under section
14 321.560, 321J.4, 321J.9, or 321J.12, issue a temporary
15 restricted license to a person whose noncommercial
16 driver's license has either been revoked under this
17 chapter, or revoked or suspended under chapter 321
18 solely for violations of this chapter, or who has been
19 determined to be a habitual offender under chapter
20 321 based solely on violations of this chapter or on
21 violations listed in section 321.560, subsection 1,
22 paragraph "b", and who is not eligible for a temporary
23 restricted license under subsection 1. However, the
24 department may not issue a temporary restricted license
25 under this subsection for a violation of section
26 321J.2A or to a person under the age of twenty-one
27 whose license is revoked under section 321J.4, 321J.9,
28 or 321J.12. A temporary restricted license issued
29 under this subsection may allow the person to drive
30 to and from the person's home and specified places at
31 specified times which can be verified by the department
32 and which are required by the person's full-time or
33 part-time employment; continuing education while
34 enrolled in an educational institution on a part-time
35 or full-time basis and while pursuing a course of study

1 leading to a diploma, degree, or other certification of
2 successful educational completion; ~~or~~ substance abuse
3 treatment; or participation in a 24-7 sobriety program.

4 Sec. 9. Section 321J.20, subsection 3, Code 2016,
5 is amended to read as follows:

6 3. If a person required to install an ignition
7 interlock device or participate in a 24-7 sobriety
8 program operates a motor vehicle which does not have
9 an approved ignition interlock device or while not
10 in compliance with the 24-7 sobriety program, or if
11 the person tampers with or circumvents an ignition
12 interlock device, in addition to other penalties
13 provided, the person's temporary restricted license
14 shall be revoked.

15 Sec. 10. Section 321J.20, Code 2016, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 10. Notwithstanding any other
18 provision of law to the contrary, in any circumstance
19 in which this chapter requires the installation of an
20 ignition interlock device in all vehicles owned or
21 operated by a person as a condition of the person's
22 license or privilege to operate noncommercial motor
23 vehicles, the department may accept, in lieu of
24 installation of an ignition interlock device, a
25 certification of the person's participation in and
26 compliance with a 24-7 sobriety program. As used in
27 this section, "24-7 sobriety program" means as defined
28 in 23 U.S.C. §164(a), as amended by the federal Fixing
29 America's Surface Transportation Act, Pub. L. No.
30 114-94, §1414. The department, in consultation with
31 the department of public safety, may adopt rules for
32 issuing and accepting a certification of participation
33 in and compliance with a 24-7 sobriety program. This
34 subsection shall be construed and implemented to comply
35 with 23 U.S.C. §164(a), as amended by the federal

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1 Fixing America's Surface Transportation Act, Pub.
2 L. No. 114-94, §1414, and shall not apply if such
3 application results in a finding of noncompliance
4 with 23 U.S.C. §164 that results or will result in
5 a reservation or transfer of funds pursuant to 23
6 U.S.C. §164(b). This subsection shall not authorize
7 the operation of a motor vehicle for any purpose not
8 otherwise authorized by this chapter.>

9 2. Title page, by striking lines 1 and
10 2 and inserting <An Act providing for the
11 establishment of county chemical substance abuse
12 monitoring pilot programs and modifying temporary
13 restricted license eligibility requirements for
14 operating-while-intoxicated offenders.>

By STEVEN J. SODDERS

S-5065 FILED MARCH 8, 2016

ADOPTED

SENATE FILE 2204

S-5061

1 Amend Senate File 2204 as follows:

2 1. Page 1, line 13, after <chapter 154B,> by
3 inserting <an advanced registered nurse practitioner
4 licensed pursuant to chapter 152 or 152E, a dietician
5 licensed pursuant to chapter 152A,>

6 2. Page 2, line 7, after <psychologist,> by
7 inserting <advanced registered nurse practitioner,
8 dietician,>

9 3. Page 2, line 13, after <psychologist,> by
10 inserting <advanced registered nurse practitioner,
11 dietician,>

12 4. Page 2, line 17, after <psychologist,> by
13 inserting <advanced registered nurse practitioner,
14 dietician,>

15 5. Page 2, line 29, after <psychologist,> by
16 inserting <advanced registered nurse practitioner,
17 dietician,>

By MATT McCOY

S-5061 FILED MARCH 8, 2016

ADOPTED

SENATE FILE 2248

S-5060

1 Amend Senate File 2248 as follows:

2 1. By striking page 1, line 3, through page 6, line
3 25, and inserting:

4 <Sec. _____. Section 321.1, Code 2016, is amended by
5 adding the following new subsection:

6 NEW SUBSECTION. 06A. "Autocycle" means a
7 three-wheeled motor vehicle originally designed with
8 two front wheels and one rear wheel, a steering wheel
9 rather than handlebars, no more than two permanent
10 seats that do not require the operator or a passenger
11 to straddle or sit astride the vehicle, and foot
12 pedals that control the brakes, acceleration, and
13 clutch, where applicable. A motor vehicle meeting the
14 definition of "autocycle" is an autocycle even if the
15 vehicle bears a vehicle identification number, or is
16 accompanied by a manufacturer's certificate of origin,
17 that identifies the vehicle as a motorcycle.

18 Sec. _____. Section 321.1, subsection 40, paragraph
19 a, Code 2016, is amended to read as follows:

20 a. "Motorcycle" means every motor vehicle having a
21 saddle or seat for the use of the rider and designed to
22 travel on not more than three wheels in contact with
23 the ground including a motor scooter but excluding a
24 tractor, an autocycle, and a motorized bicycle.

25 Sec. _____. Section 321.34, subsection 1, Code 2016,
26 is amended to read as follows:

27 1. Plates issued. The county treasurer upon
28 receiving application, accompanied by proper fee, for
29 registration of a vehicle shall issue to the owner one
30 registration plate for a motorcycle, motorized bicycle,
31 autocycle, truck tractor, trailer, or semitrailer and
32 two registration plates for every other motor vehicle.
33 The registration plates, including special registration
34 plates, shall be assigned to the owner of a vehicle.
35 When the owner of a registered vehicle transfers or

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1 assigns ownership of the vehicle to another person, the
2 owner shall remove the registration plates from the
3 vehicle. The owner shall forward the plates to the
4 county treasurer where the vehicle is registered or the
5 owner may have the plates assigned to another vehicle
6 within thirty days after transfer, upon payment of the
7 fees required by law. The owner shall immediately
8 affix registration plates retained by the owner
9 to another vehicle owned or acquired by the owner,
10 providing the owner complies with section 321.46.
11 The department shall adopt rules providing for the
12 assignment of registration plates to the transferee of
13 a vehicle for which a credit is allowed under section
14 321.46, subsection 6.

15 Sec. _____. Section 321.34, subsection 5, paragraph
16 a, Code 2016, is amended to read as follows:

17 a. Upon application and the payment of a fee of
18 twenty-five dollars, the director may issue to the
19 owner of a motor vehicle registered in this state or
20 a trailer or travel trailer registered in this state,
21 personalized registration plates marked with up to
22 seven initials, letters, or combination of numerals and
23 letters requested by the owner. However, personalized
24 registration plates for autocycles, motorcycles, and
25 motorized bicycles shall be marked with no more than
26 six initials, letters, or combinations of numerals and
27 letters. Upon receipt of the personalized registration
28 plates, the applicant shall surrender the regular
29 registration plates to the county treasurer. The fee
30 for issuance of the personalized registration plates
31 shall be in addition to the regular annual registration
32 fee.

33 Sec. _____. Section 321.34, subsection 8, paragraph
34 a, Code 2016, is amended to read as follows:

35 a. The owner of a motor vehicle subject to

1 registration under section 321.109, subsection
2 1, autocycle, motorcycle, trailer, or motor truck
3 who has been awarded the medal of honor may, upon
4 written application to the department, order special
5 registration plates which shall be red, white, and blue
6 in color and shall bear an emblem of the medal of honor
7 and an identifying number. Each applicant applying for
8 special registration plates under this subsection may
9 order only one set of registration plates under this
10 subsection. The application is subject to approval
11 by the department and the special registration plates
12 shall be issued at no charge to the applicant in
13 exchange for the registration plates previously issued
14 to the person. A person who is issued special plates
15 under this subsection is exempt from payment of any
16 annual registration fee for the motor vehicle bearing
17 the special plates. The department shall validate
18 the special plates in the same manner as regular
19 registration plates are validated under this section.
20 The department shall not issue special registration
21 plates until service organizations in the state have
22 furnished the department either the special dies or the
23 cost of the special dies necessary for the manufacture
24 of the special registration plate.

25 Sec. _____. Section 321.34, subsection 8A, paragraph
26 a, Code 2016, is amended to read as follows:

27 a. The owner of a motor vehicle subject to
28 registration under section 321.109, subsection 1,
29 autocycle, motorcycle, trailer, or motor truck who was
30 a prisoner of war during a time of military conflict
31 may, upon written application to the department, order
32 only one set of special registration plates with an
33 ex-prisoner of war processed emblem. The emblem shall
34 be designed by the department in cooperation with the
35 adjutant general and shall signify that the owner was

1 a prisoner of war as described in this subsection. The
2 application is subject to approval by the department,
3 in consultation with the adjutant general. The special
4 plates shall be issued at no charge and are subject to
5 an annual registration fee of fifteen dollars. The
6 county treasurer shall validate the special plates in
7 the same manner as regular registration plates are
8 validated under this section.

9 Sec. _____. Section 321.34, subsection 11, paragraph
10 a, Code 2016, is amended to read as follows:

11 a. Upon application and payment of the proper fees,
12 the director may issue natural resources plates to the
13 owner of a motor vehicle subject to registration under
14 section 321.109, subsection 1, autocycle, motor truck,
15 motor home, multipurpose vehicle, motorcycle, trailer,
16 or travel trailer.

17 Sec. _____. Section 321.34, subsection 11A, paragraph
18 a, Code 2016, is amended to read as follows:

19 a. Upon application and payment of the proper fees,
20 the director may issue "love our kids" plates to the
21 owner of a motor vehicle subject to registration under
22 section 321.109, subsection 1, autocycle, motor truck,
23 motor home, multipurpose vehicle, motorcycle, trailer,
24 or travel trailer.

25 Sec. _____. Section 321.34, subsection 11B, paragraph
26 a, Code 2016, is amended to read as follows:

27 a. Upon application and payment of the proper fees,
28 the director may issue "motorcycle rider education"
29 plates to the owner of a motor vehicle subject to
30 registration under section 321.109, subsection 1,
31 autocycle, motor truck, motor home, multipurpose
32 vehicle, motorcycle, trailer, or travel trailer.

33 Sec. _____. Section 321.34, subsection 12, paragraphs
34 a and d, Code 2016, are amended to read as follows:

35 a. The owner of a motor vehicle subject to

1 registration pursuant to section 321.109, subsection
2 1, autocycle, motor truck, motor home, multipurpose
3 vehicle, motorcycle, trailer, or travel trailer may,
4 upon written application to the department, order
5 special registration plates with a distinguishing
6 processed emblem as authorized by this section or as
7 approved by the department. The fee for the issuance
8 of special registration plates is twenty-five dollars
9 for each vehicle, unless otherwise provided by this
10 section, which fee is in addition to the regular annual
11 registration fee. The county treasurer shall validate
12 special registration plates with a distinguishing
13 processed emblem in the same manner as regular
14 registration plates, upon payment of five dollars in
15 addition to the regular annual registration fee.

16 d. A special registration plate issued for a
17 motorcycle, autocycle, or motorized bicycle under this
18 section shall be designated in the manner provided for
19 personalized registration plates under subsection 5,
20 paragraph "a".

21 Sec. _____. Section 321.34, subsection 15, paragraph
22 a, Code 2016, is amended to read as follows:

23 a. The owner of a motor vehicle subject to
24 registration under section 321.109, subsection 1,
25 autocycle, motorcycle, trailer, or motor truck who has
26 been awarded the legion of merit shall be issued one
27 set of special registration plates with a legion of
28 merit processed emblem, upon written application to
29 the department and presentation of satisfactory proof
30 of the award of the legion of merit as established by
31 the Congress of the United States. The emblem shall
32 be designed by the department in cooperation with the
33 adjutant general and shall signify that the owner
34 was awarded the legion of merit. The application is
35 subject to approval by the department, in consultation

1 with the adjutant general. The special plates shall
2 be issued at no charge and are subject to an annual
3 registration fee of fifteen dollars. The county
4 treasurer shall validate the special plates in the same
5 manner as regular registration plates are validated
6 under this section.

7 Sec. _____. Section 321.37, subsections 1 and 2, Code
8 2016, are amended to read as follows:

9 1. Registration plates issued for a motor vehicle
10 other than ~~a~~ an autocycle, motorcycle, motorized
11 bicycle, or ~~a~~ truck tractor shall be attached to
12 the motor vehicle, one in the front and the other in
13 the rear. The registration plate issued for ~~a~~ an
14 autocycle, motorcycle, or other vehicle required to be
15 registered hereunder shall be attached to the rear of
16 the vehicle. The registration plate issued for a truck
17 tractor shall be attached to the front of the truck
18 tractor. The special plate issued to a dealer shall be
19 attached on the rear of the vehicle when operated on
20 the highways of this state.

21 2. Registration plates issued for a motor vehicle
22 which is model year 1948 or older, and reconstructed
23 or specially constructed vehicles built to resemble
24 a model year 1948 vehicle or older, other than a
25 truck registered for more than five tons, autocycle,
26 motorcycle, or truck tractor, may display one
27 registration plate on the rear of the vehicle if the
28 other registration plate issued to the vehicle is
29 carried in the vehicle at all times when the vehicle is
30 operated on a public highway.

31 Sec. _____. Section 321.69, subsection 9, Code 2016,
32 is amended to read as follows:

33 9. Except for subsections 10 and 11, this section
34 does not apply to motor trucks and truck tractors with
35 a gross vehicle weight rating of sixteen thousand

1 pounds or more, vehicles more than seven model years
2 old, autocycles, motorcycles, motorized bicycles, and
3 special mobile equipment. This section does apply to
4 motor homes. The requirement in subsection 1 that
5 the new certificate of title and registration receipt
6 shall state on the face whether a prior owner had
7 disclosed that the vehicle was damaged to the extent
8 that it was a wrecked or salvage vehicle as defined
9 in section 321.52, subsection 4, paragraph "d", does
10 not apply to a vehicle with a certificate of title
11 bearing a designation that the vehicle was previously
12 titled on a salvage certificate of title pursuant to
13 section 321.52, subsection 4, paragraph "b", or to a
14 vehicle with a certificate of title bearing a "REBUILT"
15 or "SALVAGE" designation pursuant to section 321.24,
16 subsection 4 or 5. Except for subsections 10 and 11,
17 this section does not apply to new motor vehicles
18 with a true mileage, as defined in section 321.71, of
19 one thousand miles or less, unless such vehicle has
20 incurred damage as described in subsection 2.

21 Sec. _____. Section 321.105A, subsection 2, paragraph
22 c, subparagraph (6), Code 2016, is amended to read as
23 follows:

24 (6) Vehicles, excluding autocycles, motorcycles,
25 and motorized bicycles, subject to registration in
26 any state when purchased for rental or registered and
27 titled by a motor vehicle dealer licensed pursuant to
28 chapter 322 for rental use, and held for rental for a
29 period of one hundred twenty days or more and actually
30 rented for periods of sixty days or less by a person
31 regularly engaged in the business of renting vehicles,
32 including but not limited to motor vehicle dealers
33 licensed pursuant to chapter 322 who rent automobiles
34 to users, if the rental of the vehicles is subject to
35 taxation under section 423.2 or chapter 423C.

1 Sec. _____. Section 321.109, subsection 1, paragraph
2 a, Code 2016, is amended to read as follows:
3 a. The annual fee for all motor vehicles including
4 vehicles designated by manufacturers as station
5 wagons, 1993 and subsequent model year multipurpose
6 vehicles, and 2010 and subsequent model year motor
7 trucks with an unladen weight of ten thousand pounds
8 or less, except motor trucks registered under section
9 321.122, business-trade trucks, special trucks, motor
10 homes, motorsports recreational vehicles, ambulances,
11 hearses, autocycles, motorcycles, motorized bicycles,
12 and 1992 and older model year multipurpose vehicles,
13 shall be equal to one percent of the value as fixed by
14 the department plus forty cents for each one hundred
15 pounds or fraction thereof of weight of vehicle,
16 as fixed by the department. The weight of a motor
17 vehicle, fixed by the department for registration
18 purposes, shall include the weight of a battery,
19 heater, bumpers, spare tire, and wheel. Provided,
20 however, that for any new vehicle purchased in this
21 state by a nonresident for removal to the nonresident's
22 state of residence the purchaser may make application
23 to the county treasurer in the county of purchase for
24 a transit plate for which a fee of ten dollars shall
25 be paid. And provided, however, that for any used
26 vehicle held by a registered dealer and not currently
27 registered in this state, or for any vehicle held
28 by an individual and currently registered in this
29 state, when purchased in this state by a nonresident
30 for removal to the nonresident's state of residence,
31 the purchaser may make application to the county
32 treasurer in the county of purchase for a transit
33 plate for which a fee of three dollars shall be paid.
34 The county treasurer shall issue a nontransferable
35 certificate of registration for which no refund shall

1 be allowed; and the transit plates shall be void thirty
2 days after issuance. Such purchaser may apply for a
3 certificate of title by surrendering the manufacturer's
4 or importer's certificate or certificate of title,
5 duly assigned as provided in this chapter. In this
6 event, the treasurer in the county of purchase shall,
7 when satisfied with the genuineness and regularity of
8 the application, and upon payment of a fee of twenty
9 dollars, issue a certificate of title in the name and
10 address of the nonresident purchaser delivering the
11 title to the owner. If there is a security interest
12 noted on the title, the county treasurer shall mail to
13 the secured party an acknowledgment of the notation
14 of the security interest. The county treasurer shall
15 not release a security interest that has been noted on
16 a title issued to a nonresident purchaser as provided
17 in this paragraph. The application requirements of
18 section 321.20 apply to a title issued as provided
19 in this subsection, except that a natural person
20 who applies for a certificate of title shall provide
21 either the person's social security number, passport
22 number, or driver's license number, whether the license
23 was issued by this state, another state, or another
24 country. The provisions of this subsection relating to
25 multipurpose vehicles are effective for all 1993 and
26 subsequent model years. The annual registration fee
27 for multipurpose vehicles that are 1992 model years and
28 older shall be in accordance with section 321.124.

29 Sec. _____. Section 321.117, Code 2016, is amended to
30 read as follows:

31 321.117 Motorcycle, autocycle, ambulance, and hearse
32 fees.

33 For all motorcycles and autocycles the annual
34 registration fee shall be twenty dollars. For all
35 motorized bicycles the annual registration fee shall

1 be seven dollars. When the motorcycle or autocycle is
2 more than five model years old, the annual registration
3 fee shall be ten dollars. The annual registration fee
4 for ambulances and hearses shall be fifty dollars.
5 Passenger car plates shall be issued for ambulances and
6 hearses.

7 Sec. _____. Section 321.166, subsections 1, 3, and 4,
8 Code 2016, are amended to read as follows:

9 1. a. Registration plates shall be of metal and
10 of a size not to exceed six inches by twelve inches,
11 except that the size of plates issued for use on
12 autocycles, motorized bicycles, motorcycles, motorcycle
13 trailers, and trailers with an empty weight of two
14 thousand pounds or less shall be established by the
15 department.

16 b. Trailers with empty weights of two thousand
17 pounds or less may, upon request, be licensed with
18 regular-sized license plates.

19 3. The registration plate number shall be displayed
20 in characters which shall not exceed a height of four
21 inches nor a stroke width exceeding five-eighths of an
22 inch. Special plates issued to dealers shall display
23 the alphabetical character "D", which shall be of the
24 same size as the characters in the registration plate.
25 The registration plate number issued for autocycles,
26 motorized bicycles, motorcycles, trailers with an empty
27 weight of two thousand pounds or less, and motorcycle
28 trailers shall be a size prescribed by the department.

29 4. The registration plate number, except on
30 autocycles, motorized bicycles, motorcycles, motorcycle
31 trailers, and trailers with an empty weight of two
32 thousand pounds or less, shall be of sufficient size to
33 be readable from a distance of one hundred feet during
34 daylight.

35 Sec. _____. Section 322.2, Code 2016, is amended by

1 adding the following new subsection:

2 NEW SUBSECTION. 1A. "Autocycle" means as defined
3 in section 321.1.

4 Sec. _____. Section 322.5, subsection 6, paragraph a,
5 unnumbered paragraph 1, Code 2016, is amended to read
6 as follows:

7 Upon application for and receipt of a temporary
8 permit issued by the department under this subsection,
9 a motor vehicle dealer authorized to sell used
10 motorcycles or autocycles may display, offer for sale,
11 and negotiate sales of used motorcycles or autocycles
12 at a motorcycle rally located in this state that meets
13 all of the following conditions:

14 Sec. _____. Section 322.5, subsection 6, paragraph
15 b, subparagraph (1), Code 2016, is amended to read as
16 follows:

17 (1) The person presents the department with a
18 current motor vehicle dealer license valid for the sale
19 of used motorcycles or autocycles at retail in the
20 person's state of residence.

21 Sec. _____. Section 322.5, subsection 6, paragraph d,
22 Code 2016, is amended to read as follows:

23 d. A sale of a motorcycle or autocycle at a
24 motorcycle rally shall not be completed and an
25 agreement for the sale of a motorcycle or autocycle
26 shall not be signed at a motorcycle rally. All
27 such sales shall be consummated at the motor vehicle
28 dealer's principal place of business.

29 Sec. _____. Section 322.36, Code 2016, is amended to
30 read as follows:

31 322.36 Motorcycle and autocycle dealer business
32 hours.

33 A person in the business of selling motorcycles
34 or autocycles under chapter 322D is not required
35 to maintain regular business hours at the dealer's

1 principal place of business or other place of business.
2 Sec. _____. Section 322D.1, subsection 2, Code 2016,
3 is amended to read as follows:

4 2. "Attachment" means a machine or part of a
5 machine designed to be used on and in conjunction with
6 a farm implement, motorcycle, autocycle, all-terrain
7 vehicle, or snowmobile.

8 Sec. _____. Section 322D.1, Code 2016, is amended by
9 adding the following new subsection:

10 NEW SUBSECTION. 2A. "Autocycle" means as defined
11 in section 321.1.

12 Sec. _____. Section 322D.1, subsection 4, paragraphs
13 b and e, Code 2016, are amended to read as follows:

14 b. The franchisee is granted the right to offer
15 and sell farm implements, motorcycles, autocycles,
16 all-terrain vehicles, snowmobiles, or related parts
17 or attachments manufactured or distributed by the
18 franchiser.

19 e. The operation of the franchisee's business
20 is substantially reliant on the franchiser for the
21 continued supply of farm implements, motorcycles,
22 autocycles, all-terrain vehicles, snowmobiles, or
23 related parts or attachments.

24 Sec. _____. Section 322D.1, subsections 5, 6, and 7,
25 Code 2016, are amended to read as follows:

26 5. "Franchisee" means a person who receives farm
27 implements, motorcycles, autocycles, all-terrain
28 vehicles, snowmobiles, or related parts or attachments
29 from the franchiser under a franchise and who offers
30 and sells the farm implements, motorcycles, autocycles,
31 all-terrain vehicles, snowmobiles, or related parts or
32 attachments to the general public.

33 6. "Franchiser" means a person who manufactures,
34 wholesales, or distributes farm implements,
35 motorcycles, autocycles, all-terrain vehicles,

1 snowmobiles, or related parts or attachments, and who
2 enters into a franchise.

3 7. "Motorcycle" means a motor vehicle as defined
4 in section 321.1 other than an all-terrain vehicle,
5 which has a saddle or seat for the use of a rider and
6 that is designed to travel on not more than two wheels
7 in contact with the ground, but excluding a motorized
8 bicycle or autocycle as defined in section 321.1.

9 Sec. _____. Section 322D.2, Code 2016, is amended to
10 read as follows:

11 322D.2 Franchisee's rights to payment.

12 1. A franchisee who enters into a written
13 franchise with a franchiser to maintain a stock of
14 farm implements, motorcycles, autocycles, all-terrain
15 vehicles, snowmobiles, or related parts or attachments
16 has the following rights to payment, at the option of
17 the franchisee, if the franchise is terminated:

18 a. One hundred percent of the net cost of new,
19 unused, complete farm implements, motorcycles,
20 autocycles, all-terrain vehicles, snowmobiles, or
21 related attachments, which were purchased from the
22 franchiser. In addition, the franchisee shall have
23 a right of payment for transportation charges on the
24 farm implements, motorcycles, autocycles, all-terrain
25 vehicles, or snowmobiles, which have been paid by the
26 franchisee.

27 b. Eighty-five percent of the net prices of any
28 repair parts, including superseded parts, which
29 were purchased from the franchiser and held by the
30 franchisee on the date that the franchise terminated.

31 c. Five percent of the net prices of parts resold
32 under paragraph "b" for handling, packing, and loading
33 of the parts. However, this payment shall not be due
34 to the franchisee if the franchiser elects to perform
35 the handling, packing, and loading.

1 2. Upon receipt of the payments due under
2 subsection 1, the franchiser is entitled to possession
3 of and title to the farm implements, motorcycles,
4 autocycles, all-terrain vehicles, snowmobiles, or
5 related parts or attachments.

6 3. The cost of farm implements, motorcycles,
7 autocycles, all-terrain vehicles, snowmobiles, or
8 related attachments and the price of repair parts shall
9 be determined by reference to the franchiser's price
10 list or catalog in effect at the time of the franchise
11 termination.

12 Sec. _____. Section 322D.3, subsections 7 and 9, Code
13 2016, are amended to read as follows:

14 7. A farm implement, motorcycle, autocycle,
15 all-terrain vehicle, or snowmobile which is not in new,
16 unused, undamaged, or complete condition.

17 9. A farm implement, motorcycle, autocycle,
18 all-terrain vehicle, or snowmobile which was purchased
19 twenty-four months or more prior to the termination of
20 the franchise.

21 Sec. _____. Section 322D.8, Code 2016, is amended to
22 read as follows:

23 322D.8 Application – motorcycle or autocycle
24 franchise agreements.

25 The rights under section 322D.2, subsection 1,
26 apply to motorcycle or autocycle franchise agreements
27 in effect on July 1, 1985, which have no expiration
28 date and are continuing agreements, and to those
29 entered into or renewed after July 1, 1985, but only to
30 motorcycles, autocycles, and motorcycle or autocycle
31 attachments and parts purchased after July 1, 1985.

32 Sec. _____. Section 322G.2, subsection 13, Code 2016,
33 is amended to read as follows:

34 13. "Motor vehicle" means a self-propelled vehicle
35 purchased or leased in this state, except as provided

1 in section 322G.15, and primarily designed for the
2 transportation of persons or property over public
3 streets and highways, but does not include mopeds,
4 motorcycles, autocycles, motor homes, or vehicles over
5 fifteen thousand pounds gross vehicle weight rating.>

6 2. Page 8, by striking lines 25 through 34 and
7 inserting:

8 <Sec. _____. Section 321.194, Code 2016, is amended
9 to read as follows:

10 321.194 Special minors' licenses.

11 1. ~~Driver's license issued for travel to and from~~
12 ~~school~~ Persons eligible. Upon certification of a
13 special need by the school board, superintendent of
14 the applicant's school, or principal, if authorized by
15 the superintendent, the department may issue a class
16 C or M driver's license to a person between the ages
17 of fourteen and eighteen years ~~whose~~ if all of the
18 following apply:

19 a. The person's driving privileges have not been
20 suspended, revoked, or barred under this chapter or
21 chapter 321J during, and ~~who~~ the person has not been
22 convicted of a moving traffic violation or involved
23 in a motor vehicle accident for, the six-month period
24 immediately preceding the application for the special
25 minor's license ~~and who~~.

26 b. The person has successfully completed an
27 approved driver education course. However, the
28 completion of a course is not required if the applicant
29 demonstrates to the satisfaction of the department
30 that completion of the course would impose a hardship
31 upon the applicant. The department shall adopt rules
32 defining the term "hardship" and establish procedures
33 for the demonstration and determination of when
34 completion of the course would impose a hardship upon
35 an applicant.

1 2. Driving privileges.

2 a. Permitted operations. The driver's license
3 entitles the holder, while having the license in
4 immediate possession, to operate a motor vehicle other
5 than a commercial motor vehicle or as a chauffeur:

6 (1) During the hours of 5:00 a.m. to 10:00 p.m.
7 over the most direct and accessible route between the
8 licensee's residence and schools of enrollment or
9 the closest school bus stop or public transportation
10 service, and between schools of enrollment, for
11 the purpose of attending duly scheduled courses of
12 instruction and extracurricular activities within the
13 school district of enrollment.

14 (2) During the hours of 5:00 a.m. to 10:00 p.m.
15 over the most direct and accessible route between the
16 licensee's residence or school of enrollment and a
17 site, facility, or school that is not the ~~student's~~
18 licensee's school of enrollment for the purpose of
19 participating in extracurricular activities conducted
20 under a sharing agreement with the ~~student's~~ licensee's
21 school of enrollment or conducted at a site or facility
22 designated by the licensee's school district for
23 the accommodation of the school's extracurricular
24 activities, provided the site, facility, or school is
25 within the licensee's school district of enrollment
26 or is within a school district contiguous to the
27 licensee's school district of enrollment.

28 (3) To a service station for the purpose of
29 refueling, so long as the service station is the
30 station closest to the route the licensee is traveling
31 on under subparagraph (1) or (2).

32 (4) At any time when the licensee is accompanied in
33 accordance with section 321.180B, subsection 1.

34 b. Restrictions.

35 (1) Passengers. Unless accompanied in accordance

1 with section 321.180B, subsection 1, a person issued
2 a driver's license pursuant to this section must
3 limit the number of unrelated minor passengers in
4 the motor vehicle when the licensee is operating the
5 motor vehicle to one. For purposes of this section,
6 "unrelated minor passenger" means a passenger who is
7 under eighteen years of age and who is not a sibling of
8 the driver, a stepsibling of the driver, or a child who
9 resides in the same household as the driver.

10 (2) Electronic communication devices. A person
11 issued a driver's license under this section shall not
12 use an electronic communication device or an electronic
13 entertainment device while driving a motor vehicle
14 unless the motor vehicle is at a complete stop off the
15 traveled portion of the roadway. This subparagraph
16 does not apply to the use of electronic equipment which
17 is permanently installed in the motor vehicle or to a
18 portable device which is operated through permanently
19 installed equipment. The department, in cooperation
20 with the department of public safety, shall establish
21 educational programs to foster compliance with the
22 requirements of this subparagraph.

23 ~~e.~~ 3. Certification of need and issuance of
24 license. Each application shall be accompanied by
25 a statement from the school board, superintendent,
26 or principal, if authorized by the superintendent,
27 of the applicant's school. The statement shall be
28 upon a form provided by the department. The school
29 board, superintendent, or principal, if authorized by
30 the superintendent, shall certify that a need exists
31 for the license and that the board, superintendent,
32 or principal authorized by the superintendent is not
33 responsible for actions of the applicant which pertain
34 to the use of the driver's license. Upon receipt of a
35 statement of necessity, the department shall issue the

1 driver's license provided the applicant is otherwise
2 eligible for issuance of the license. The fact that
3 the applicant resides at a distance less than one mile
4 from the applicant's school of enrollment is prima
5 facie evidence of the nonexistence of necessity for
6 the issuance of a license. The school board shall
7 develop and adopt a policy establishing the criteria
8 that shall be used by a school district administrator
9 to approve or deny certification that a need exists for
10 a license. The student may appeal to the school board
11 the decision of a school district administrator to
12 deny certification. The decision of the school board
13 is final. The driver's license shall not be issued
14 for purposes of attending a public school in a school
15 district other than either of the following:

16 (1) a. The district of residence of the parent or
17 guardian of the student.

18 (2) b. A district which is contiguous to the
19 district of residence of the parent or guardian of
20 the student, if the student is enrolled in the public
21 school which is not the school district of residence
22 because of open enrollment under section 282.18 or as
23 a result of an election by the student's district of
24 residence to enter into one or more sharing agreements
25 pursuant to the procedures in chapter 282.

26 ~~d. (1) A person issued a driver's license under~~
27 ~~this section shall not use an electronic communication~~
28 ~~device or an electronic entertainment device while~~
29 ~~driving a motor vehicle unless the motor vehicle is~~
30 ~~at a complete stop off the traveled portion of the~~
31 ~~roadway. This subparagraph does not apply to the use~~
32 ~~of electronic equipment which is permanently installed~~
33 ~~in the motor vehicle or to a portable device which is~~
34 ~~operated through permanently installed equipment.~~

35 (2) ~~The department, in cooperation with the~~

~~1 department of public safety, shall establish
2 educational programs to foster compliance with the
3 requirements of subparagraph (1).~~

4 ~~2.~~ 4. Suspension and revocation. A driver's
5 license issued under this section is subject to
6 suspension or revocation for the same reasons and
7 in the same manner as suspension or revocation of
8 any other driver's license. The department may also
9 suspend a driver's license issued under this section
10 upon receiving satisfactory evidence that the licensee
11 has violated the restrictions of the license or has
12 been involved in one or more accidents chargeable to
13 the licensee. The department may suspend a driver's
14 license issued under this section upon receiving a
15 record of the licensee's conviction for one violation.
16 The department shall revoke the license upon receiving
17 a record of conviction for two or more violations of a
18 law of this state or a city ordinance regulating the
19 operation of motor vehicles on highways other than
20 parking violations as defined in section 321.210.
21 After a person licensed under this section receives two
22 or more convictions which require revocation of the
23 person's license under this section, the department
24 shall not grant an application for a new driver's
25 license until the expiration of thirty days.

26 ~~3.~~ 5. Citations for violation of restrictions. A
27 person who violates the restrictions imposed under
28 subsection ~~1, paragraph "a" or "d",~~ 2 may be issued a
29 citation under this section and shall not be issued a
30 citation under section 321.193. A violation of the
31 restrictions imposed under subsection ~~1, paragraph "a"~~
32 ~~or "d",~~ 2 shall not be considered a moving violation.

33 Sec. _____. Section 321.482A, unnumbered paragraph 1,
34 Code 2016, is amended to read as follows:

35 Notwithstanding section 321.482, a person who is

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1 convicted of operating a motor vehicle in violation
2 of section 321.178, subsection 2, paragraph "a",
3 subparagraph (2), section 321.180B, subsection 6,
4 section 321.194, subsection 4 2, paragraph "d" "b",
5 subparagraph (2), section 321.256, section 321.257,
6 section 321.275, subsection 4, section 321.276,
7 321.297, 321.298, 321.299, 321.302, 321.303, 321.304,
8 321.305, 321.306, 321.307, 321.308, section 321.309,
9 subsection 2, or section 321.311, 321.319, 321.320,
10 321.321, 321.322, 321.323, 321.324, 321.324A, 321.327,
11 321.329, 321.333, or 321.372, subsection 3, causing
12 serious injury to or the death of another person may be
13 subject to the following penalties in addition to the
14 penalty provided for a scheduled violation in section
15 805.8A or any other penalty provided by law:>
16 3. By renumbering as necessary.

By TOD R. BOWMAN

S-5060 FILED MARCH 8, 2016
DEFERRED

SENATE FILE 2248

S-5064

1 Amend Senate File 2248 as follows:
2 1. Page 9, line 8, by striking <a single> and
3 inserting <each>

By RANDY FEENSTRA

S-5064 FILED MARCH 8, 2016

SENATE FILE 2267

S-5062

1 Amend Senate File 2267 as follows:

2 1. By striking page 1, line 1, through page 14,
3 line 20, and inserting:

4 <Sec. _____. NEW SECTION. 321.183A Application for
5 driver's license or nonoperator's identification card –
6 race and primary language – annual report.

7 1. A person who applies for a driver's license or
8 nonoperator's identification card or for renewal of a
9 driver's license or nonoperator's identification card,
10 shall be requested by the application to specify the
11 person's race and primary language.

12 2. The department shall file a report with the
13 general assembly beginning January 15, 2018, and
14 every January 15, thereafter, detailing the number of
15 driver's licenses and nonoperator's identification
16 cards containing encrypted data specified in subsection
17 1.>

18 2. Page 14, by striking lines 23 through 25 and
19 inserting:

20 <NEW PARAGRAPH. 0d. The department shall encrypt
21 race and primary language information on a driver's
22 license provided pursuant to section 321.183A.>

23 3. By striking page 14, line 35, through page 15,
24 line 1.

25 4. Title page, by striking lines 1 through 6 and
26 inserting <An Act relating to encrypting information
27 on a driver's license or nonoperator's identification
28 card.>

29 5. By renumbering as necessary.

By JANET PETERSEN

S-5062 FILED MARCH 8, 2016

SENATE FILE 2267

S-5066

1 Amend Senate File 2267 as follows:

2 1. By striking page 1, line 1, through page 14,
3 line 20, and inserting:

4 <Sec. ____ . NEW SECTION. 321.183A Application for
5 driver's license or nonoperator's identification card –
6 race, ethnicity, and primary language – annual report.

7 1. A person who applies for a driver's license or
8 nonoperator's identification card or for renewal of a
9 driver's license or nonoperator's identification card,
10 shall be requested by the application to specify the
11 person's race, ethnicity, and primary language.

12 2. The department shall file a report with the
13 general assembly beginning January 15, 2018, and
14 every January 15, thereafter, detailing the number of
15 driver's licenses and nonoperator's identification
16 cards containing encrypted data specified in subsection
17 1.>

18 2. Page 14, by striking lines 23 through 25 and
19 inserting:

20 <NEW PARAGRAPH. 0d. The department shall encrypt
21 race, ethnicity, and primary language information
22 on a driver's license provided pursuant to section
23 321.183A.>

24 3. By striking page 14, line 35, through page 15,
25 line 1.

26 4. Title page, by striking lines 1 through 6 and
27 inserting <An Act relating to encrypting information
28 on a driver's license or nonoperator's identification
29 card.>

30 5. By renumbering as necessary.

By JANET PETERSEN

S-5066 FILED MARCH 8, 2016

SENATE FILE 2272

S-5063

1 Amend Senate File 2272 as follows:

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

4 <Section 1. Section 614.1, subsection 9, paragraph
5 a, Code 2016, is amended to read as follows:

6 a. Except as provided in paragraph "b", those
7 founded on injuries to the person or wrongful death
8 against any physician and surgeon, osteopathic
9 physician and surgeon, dentist, podiatric physician,
10 optometrist, pharmacist, chiropractor, physician
11 assistant, or nurse, licensed under chapter 147, or a
12 hospital licensed under chapter 135B, arising out of
13 patient care, within two years after the date on which
14 the claimant knew, or through the use of reasonable
15 diligence should have known, or received notice in
16 writing of the existence of, the injury or death for
17 which damages are sought in the action, whichever of
18 the dates occurs first, but in no event shall any
19 action be brought more than six years after the date
20 on which occurred the act or omission or occurrence
21 alleged in the action to have been the cause of the
22 injury or death unless a foreign object unintentionally
23 left in the body caused the injury or death or as
24 provided in paragraph "c".

25 Sec. 2. Section 614.1, subsection 9, Code 2016, is
26 amended by adding the following new paragraph:

27 NEW PARAGRAPH. c. (1) An action subject to
28 paragraph "a" may be brought more than six years after
29 the date on which the act, omission, or occurrence
30 alleged in the action occurred if either of the
31 following are true:

32 (a) The plaintiff alleges in a pretrial motion and
33 the judge finds that the undisputed facts demonstrate
34 that the plaintiff was induced to refrain from
35 bringing a timely action by the defendant's fraud,

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1 misrepresentation, or concealment of material facts or
2 that the plaintiff continued to receive medical care
3 from the defendant more than six years after the date
4 on which the act, omission, or occurrence alleged in
5 the action occurred and the substandard care alleged in
6 the action continued throughout the period of time the
7 defendant provided such care.

8 (b) The plaintiff alleges in a pretrial motion, the
9 judge determines that the facts are disputed, and the
10 jury finds that the plaintiff was induced to refrain
11 from bringing a timely action by the defendant's fraud,
12 misrepresentation, or concealment of material facts or
13 that the plaintiff continued to receive medical care
14 from the defendant more than six years after the date
15 on which the act, omission, or occurrence alleged in
16 the action occurred and the substandard care alleged in
17 the action continued throughout the period of time the
18 defendant provided such care.

19 (2) This paragraph "c" does not supersede the
20 provisions of chapter 135P.>

21 2. Title page, by striking line 1 and inserting
22 <An Act relating to the statute of repose for medical
23 malpractice claims.>

By STEVEN J. SODDERS

S-5070

1 Amend Senate File 2278 as follows:

2 1. Page 2, by striking lines 24 through 30 and
3 inserting:

4 <4. a. A member who is a producer or livestock
5 market representative described in subsection 1,
6 paragraphs "a" through "c", shall serve a three-year
7 term. The member shall not serve more than two
8 consecutive full terms.

9 b. Except for an ex officio members member,
10 vacancies a vacancy in the council executive committee
11 resulting from death, inability or refusal to serve,
12 or failure to meet the qualifications of this chapter
13 shall be filled by the council executive committee.
14 If the council executive committee fails to fill
15 a vacancy, the secretary shall fill it. Vacancy
16 appointments A vacancy appointment shall be filled only
17 for the remainder of the unexpired term.>

18 2. Page 4, line 28, after <assessment> by inserting
19 - rate>

20 3. Page 5, after line 8 by inserting:

21 <3. The rate of the recommenced state assessment
22 shall be the same as the rate that was last in
23 effect under section 181.19 immediately prior to the
24 suspension of the state assessment.>

25 4. By striking page 5, line 9, through page 6, line
26 5, and inserting:

27 <Sec. ____ . Section 181.8, Code 2016, is amended to
28 read as follows:

29 181.8 Entering Executive committee - entering
30 premises - examining records.

31 The council executive committee may authorize
32 its agents to enter at a reasonable time upon the
33 premises of any purchaser charged by this chapter with
34 remitting the state assessment to the council executive
35 committee, and to examine records and other instruments

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1 relating to the collection of the state assessment.
2 However, the ~~council~~ executive committee must first
3 have reasonable grounds to believe that the state
4 assessment has not been remitted or fully accounted
5 for.

6 ~~The council may enter into arrangements with persons~~
7 ~~purchasing cattle outside of this state for remitting~~
8 ~~the state assessment by such purchasers.~~

9 Sec. ____ Section 181.11, Code 2016, is amended to
10 read as follows:

11 181.11 Collection of state assessment.

12 1. A state assessment imposed as provided in
13 this chapter shall be levied and collected from the
14 purchaser on each sale of cattle at a rate provided in
15 this chapter. The state assessment shall be imposed
16 on any person selling cattle and shall be deducted by
17 the purchaser from the price paid to the seller. The
18 purchaser, at the time of the sale, shall make and
19 deliver to the seller a separate invoice for each sale
20 showing the names and addresses of the seller and the
21 purchaser, the number of cattle sold, and the date of
22 sale. The purchaser shall forward the state assessment
23 to the ~~council~~ executive committee at a time prescribed
24 by the ~~council~~ executive committee, but not later than
25 the last day of the month following the end of the
26 prior reporting period in which the cattle are sold.

27 2. The executive committee may enter into
28 arrangements with persons purchasing cattle outside of
29 this state for remitting the state assessment by such
30 purchasers.

31 5. Page 6, line 11, by striking <sixty> and
32 inserting <sixty ninety>

33 6. Page 8, line 29, by striking <fifty cents> and
34 inserting <fifty cents one dollar>

35 7. Page 9, line 5, by striking <of fifty cents> and

1 inserting ~~<of fifty cents~~ not to exceed one dollar>

2 8. Page 9, after line 14 by inserting:

3 <Sec. _____. REPEAL. 2004 Iowa Acts, chapter 1037,
4 section 17, is repealed.>

5 9. Page 9, by striking lines 26 and 27 and

6 inserting <establish terms for any number of the five
7 members first elected or reelected by the Iowa beef
8 cattle producers association under that section on or
9 after the effective date of this Act to ensure elected
10 members serve staggered terms. The executive committee
11 may also establish initial terms for the two new
12 members appointed by the Iowa cattlemen's association
13 under that section as amended by this Act to ensure
14 appointed>

15 10. Page 10, after line 6 by inserting:

16 <Sec. _____. EFFECTIVE UPON ENACTMENT. This Act,
17 being deemed of immediate importance, takes effect upon
18 enactment.>

19 11. Title page, by striking lines 1 and 2 and

20 inserting <An Act providing for certain excise taxes
21 imposed on the sale of cattle and including effective
22 date provisions.>

23 12. By renumbering as necessary.

By CHRIS BRASE

SENATE FILE 2301

S-5067

1 Amend Senate File 2301 as follows:
2 1. Page 1, line 1, by striking <e and g> and
3 inserting <e, g, and i>
4 2. Page 1, by striking lines 9 through 17 and
5 inserting:
6 <i. "Participant" means any of the following
7 persons that have entered into a participation
8 agreement under this chapter for the advance payment of
9 higher education costs on behalf of a beneficiary:
10 (1) An individual.
11 (2) An individual's legal representative.
12 (3) A trust.
13 (4) An estate.
14 (5) An organization described in section 501(c)(3)
15 of the Internal Revenue Code and exempt from taxation
16 under section 501(a) of the Internal Revenue Code,
17 provided the organization does not allow any person
18 making a contribution to the organization to designate
19 that any part of the contribution be used for the
20 direct benefit of any dependent of the contributor or
21 any other beneficiary designated by the contributor.>
By JANET PETERSEN

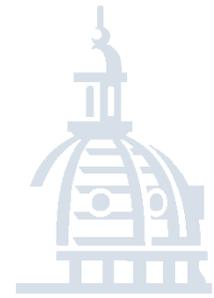
S-5067 FILED MARCH 8, 2016

HOUSE FILE 2266

S-5068

1 Amend House File 2266, as passed by the House, as
2 follows:
3 1. Page 1, line 16, by striking <relative> and
4 inserting <person authorized to control the decedent's
5 remains under section 144C.5>
6 2. Page 1, line 30, by striking <relative> and
7 inserting <person authorized to control the decedent's
8 remains under section 144C.5>
COMMITTEE ON VETERANS AFFAIRS
WALLY E. HORN, CHAIRPERSON

S-5068 FILED MARCH 8, 2016



SF 2101 – Medicaid Supported Employment (LSB5599SV)
Analyst: Jess Benson (Phone: 515-281-4611) (jess.benson@legis.iowa.gov)
Fiscal Note Version – New

Description

Senate File 2101 provides a 20.0% increase in reimbursement rates for providers of supported employment under the Medicaid Program beginning January 1, 2016 (FY 2016) and for a full year in FY 2017. The bill is effective on enactment and is retroactive to July 1, 2015.

Background

Supported employment assists Medicaid members with disabilities in both obtaining and maintaining community-based employment. A supported employment provider assists Medicaid members in determining employment opportunities, preparing resumes or filling out applications, and practicing interview skills. Once a job is obtained, the provider assists the member in learning job responsibilities, the culture and values of the work environment, job accommodations, and explaining how employment impacts their benefits.

Fiscal Impact

Increasing supported employment rates by 20% will cost the General Fund \$750,000 in FY 2016, and \$1.5 million per year in FY 2017 and FY 2018. The General Assembly appropriated \$750,000 for this purpose in FY 2016 in **SF 505** (FY 2016 Health and Human Services Appropriations Act) as part of the Medicaid appropriation, but the necessary language directing the DHS to implement this provision was not included. This bill amends **SF 505** to include the necessary language. Due to the omission, the DHS redirected the \$750,000 to the Medicaid shortfall.

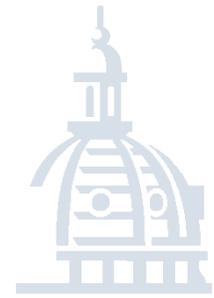
In addition to the impact of this bill, the DHS has promulgated rules (**ARC 2380C**) that will increase supported employment rates, but at the same time decrease prevocational services rates by a corresponding amount making the rule cost neutral. The Legislative Services Agency has requested information from the DHS as to how the rule will impact this bill, the supported employment increase, and the prevocational services decrease. The DHS has yet to respond to the request to information so a fiscal impact of the rule in conjunction with the bill cannot be determined. The decrease in prevocational services rates will likely offset a large portion of the cost of this bill.

Source

Department of Human Services

/s/ Holly M. Lyons

March 8, 2016



SF 2267 – Racial Profiling (LSB5787SV)

Analyst: Alice Wisner (Phone: 515-281-6764) (alice.wisner@legis.iowa.gov)

Fiscal Note Version – New

Description

Senate File 2267 standardizes the collection, compilation, and reporting of law enforcement officer stop and complaint data. The bill also provides for officer training, creates a Community Policing Advisory Board (CPAB), and provides for penalties.

Background

This bill directs the Attorney General (AG) to establish a CPAB. This board is to be racially and ethnically diverse, gender-balanced, and consist of 15 voting and two ex officio, nonvoting members. The AG is to provide staff for the CPAB. Members of the CPAB will not receive per diem, but will receive reimbursement for necessary travel and actual expenses. The CPAB is tasked with doing the following by April 1, 2017:

- Adopt rules pursuant to **Chapter 17A**.
- Develop a standard notice form for each individual stopped by a law enforcement (LE) officer. This notice will inform the individual being stopped of their right to file a complaint with the Iowa Civil Rights Commission (ICRC) if they believe they have been a victim of profiling.
- Advise the AG regarding the development of guidelines for the collection, compilation, and reporting of traffic, bicycle, and pedestrian stop data.
- Evaluate and comment on the data compiled and reported to the AG, and the analysis of this data by the Juvenile Justice Planning Division (CJJP) of the Department of Human Rights.
- Assess the collection, compilation, and reporting of the traffic, bicycle, and pedestrian stop data by LE agencies, the effectiveness of LE training, and determine if these activities can be improved or made more effective.
- Work with state and local LE agencies to review and analyze profiling across geographic areas of Iowa.
- Consult available evidence-based research on intentional and implicit biases, and the impact on LE stop, search, and seizure tactics.
- Issue an annual report providing the CPAB analysis, required Board activities, and detailed findings regarding the past and current status of profiling and other discriminatory practices. This report is to include each reporting LE agency's total results for data collection criteria for the year. The report is to be issued by February 1 each year beginning in 2018.
- Hold at least three annual public meetings to discuss profiling and potential reforms to prevent profiling.

Every LE agency is required to collect, compile, and report annually to the AG on a standardized form the following information on each traffic, bicycle, or pedestrian stop:

- Time, date, location, and duration of the stop.
- Reason for the stop.
- Results of the stop.
- Warning given or citation issued, if applicable.
- Offense the individual was arrested for, if applicable.

- Identifying characteristics of the individual stopped (taken from the individual's driver's license or other ID card), including:
 - Perceived race
 - Ethnicity
 - English language proficiency
 - Sex
 - Approximate age
- Actions taken by an officer during the stop, including:
 - Whether the officer asked for consent to search the individual, and whether consent was provided.
 - Whether the officer searched the individual or any property, the basis for any search, the scope and duration of the search, and the type of contraband or evidence discovered in the search.
 - Whether the officer seized any property, along with a complete description of the property, and the basis for seizing it.
 - Whether the officer used physical force or physical force was used against the officer, and a description of the extent the force was used.
 - Whether the search involved the use of a canine or advanced technology.
- Other information considered appropriate.

Each LE agency is also required to report annually to the AG the total number of citizen complaints received by the LE agency or a citizen's review board that alleges misconduct by an officer. The information reported must include:

- All citizen complaints received by the LE agency alleging criminal conduct by officers.
 - All citizen complaints received by a LE agency alleging profiling by officers, categorized by race, color, ethnicity, religion, national origin, gender identity or expression, sexual orientation, English language proficiency, or mental or physical disability.
 - All citizen complaint dispositions including sustained, exonerated, not sustained, unfounded.
- If a LE agency is noncompliant with the collection, compilation and reporting duties, the AG shall take necessary action to secure compliance.

The AG will adopt rules as follows:

- Require each LE agency to collect, compile, and report data to the AG.
- Require each LE agency to prominently publicize the data on at least a monthly basis.
- Require each LE agency to maintain all data for at least 4 years.
- Protect the privacy of any personal identifying information about the officer or the individual stopped.

The AG is also required to provide guidelines recommending best practices to alleviate profiling.

Each LE agency is required to provide annual training to officers on issues related to profiling prevention, data collection, and reporting methods. Every officer in the state must participate in annual training. The Iowa Law Enforcement Academy (ILEA) is required to disseminate training guidelines for all officers. The training guidelines must include:

- An emphasis on officer understanding and respect of diverse communities, and the importance of effective, noncombative methods of carrying out LE activities in a diverse community.
- Instruction on diverse communities to foster mutual respect and cooperation between LE and members of all diverse communities.
- An examination of the patterns, practices, and protocols that cause profiling, and the tools to prevent such actions.

- An examination and identification of key indices and perspectives that make up differences among residents in a local community.
- Instruction on implicit bias and consideration of the negative impact of bias, including how historical perceptions of profiling have harmed community relations.
- Instruction on the perspectives of diverse local constituency groups from experts on particular cultural and LE-community relations issues in a local area.
- A presentation of the history and role of the civil rights movement, and the impact on LE.
- Instruction about the prohibition of profiling and each officer's specific obligations to prevent, report, and respond to profiling by fellow officers and to comply with the collection, compilation, and reporting responsibilities.

An officer or employee of a LE agency that retaliates against an officer or employee that files a report of an occurrence of profiling against an officer commits a simple misdemeanor.

Correctional Impact

This bill creates a new crime, and there is no historical information available to determine the possible correctional impact. The average state cost for one serious misdemeanor conviction ranges from \$220 to \$5,800. For additional information, refer to the Legislative Services Agency (LSA) [Correctional Impact Statements Memo](#) dated February 18, 2016.

Minority Impact

It is not possible to estimate a minority impact at this time. Refer to the LSA [Minority Impact Statements Memo](#) dated January 26, 2016, for information related to minorities in the criminal justice system.

Fiscal Impact

The fiscal impact cannot be determined at this time, but is likely to be significant. The LSA will continue to work with state agencies and representatives of local law enforcement agencies to analyze the potential fiscal impact. The bill may contain a state mandate as defined in Code section [25B.3](#).

/s/ Holly M. Lyons

March 8, 2016

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 LSA upon request.



HF 2324 – Computer Science Advisory Council (LSB5204HV.1)
Analyst: Tim Crellin (Phone: 515-725-1286) (timothy.crellin@legis.iowa.gov)
Fiscal Note Version – As amended and passed by the House

Description

House File 2324, as amended and passed by the House, creates a computer science advisory council to make recommendations related to computer science courses.

Background

The bill requires the Director of the Department of Education to convene a computer science advisory council to make recommendations related to each accredited high school offering at least one high-quality computer science course by the 2018-2019 school year, including recommendations on:

- Computer science standards, with one or more models for such courses to be developed by the Department by July 1, 2017.
- Whether one or more computer science courses could be integrated into a career and technical education pathway.
- How one or more computer science courses could satisfy the high school graduation requirements for mathematics.
- Multiple settings for the delivery of high school computer science courses, including traditional high school classes, concurrent enrollment classes, and online learning classes.
- Guidelines for creating a kindergarten through grade 12 career pathway in computer science.
- Licensure and professional development for teachers.

The council's recommendations must also include an estimate for adding one unit of high-quality computer science education to the minimum educational program for grades 9 through 12 and revising the technology education component of the minimum educational program to include one unit on computer coding for grades 7 and 8 for the school years beginning on or after July 1, 2018. The council must submit recommendations to the Governor and the General Assembly by October 1, 2016.

Fiscal Impact

The Department of Education will incur costs related to the advisory council but has indicated the cost can be absorbed within the current budget.

Source

Department of Education

/s/ Holly M. Lyons

March 08, 2016

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 LSA upon request.
