

Sec. 3. Section 356.36, unnumbered paragraph 1, Code 1995, is amended to read as follows:

The Iowa department of corrections, in consultation with the Iowa state sheriff's association, the Iowa association of chiefs of police and peace officers, the Iowa league of ~~municipalities~~ cities, and the Iowa board of supervisors association, shall draw up minimum standards for the regulation of jails, alternative jails, facilities established pursuant to chapter 356A and municipal holding facilities. When completed by the department, the standards shall be adopted as rules pursuant to chapter 17A.

Sec. 4. Section 364.5, unnumbered paragraphs 2 and 3, Code 1995, are amended to read as follows:

The financial condition and the transactions of the Iowa league of ~~Iowa municipalities~~ cities shall be audited in the same manner as cities as provided in section 11.6.

It is unlawful for the Iowa league of ~~Iowa municipalities~~ cities to provide any form of aid to a political party or to the campaign of a candidate for political or public office. Any person violating or being an accessory to a violation of this section is guilty of a simple misdemeanor.

Sec. 5. Section 411.36, subsection 1, paragraph c, Code 1995, is amended to read as follows:

c. The city treasurers of four participating cities, one of whom is from a city having a population of less than forty thousand, and three of whom are from cities having a population of forty thousand or more. The city treasurers shall be appointed by the governing body of the Iowa league of ~~Iowa municipalities~~ cities.

Approved February 17, 1995

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## CHAPTER 4

### EXPANSION OF EDUCATIONAL EXCELLENCE PROGRAM

S.F. 32

**AN ACT** relating to the inclusion of school nurses and area education agency professionals in the educational excellence program and providing effective and retroactive applicability dates.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 294A.2, subsection 5, Code 1995, is amended to read as follows:

5. "Teacher" means an individual holding a practitioner's license issued under chapter 272, or a letter of authorization or statement of professional recognition issued by the board of educational examiners, who is employed in a nonadministrative position by a school district or area education agency pursuant to a contract issued by a board of directors under section 279.13. A teacher may be employed in both an administrative and a nonadministrative position by a board of directors and shall be considered a part-time teacher for the portion of time that the teacher is employed in a nonadministrative position.

~~Effective July 1, 1988, "teacher"~~ "Teacher" includes a licensed individual employed on less than a full-time basis by a school district through a contract between the school district and an institution of higher education with a practitioner preparation program in which the licensed teacher is enrolled in any practitioner preparation program.

Sec. 2. **RETROACTIVE APPLICABILITY.** This Act, being deemed of immediate importance, takes effect upon enactment and is retroactively applicable to July 1, 1994.

Approved February 20, 1995

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## CHAPTER 5

### INDIVIDUAL HEALTH INSURANCE MARKET REFORM – TAXATION

S.F. 84

**AN ACT** relating to individual health insurance and individual health benefit plan reforms, and establishing an income tax credit for certain individuals.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 422.7, Code 1995, is amended by adding the following new subsection:

**NEW SUBSECTION.** 32. Subtract, to the extent not otherwise deducted in computing adjusted gross income, the amounts paid by the taxpayer for the purchase of health benefits coverage or insurance for the taxpayer or taxpayer's spouse or dependent.

Sec. 2. Section 422.9, subsection 2, Code 1995, is amended by adding the following new paragraph:

**NEW PARAGRAPH.** i. If the taxpayer has a deduction for medical care expenses under section 213 of the Internal Revenue Code, the taxpayer shall recompute for the purposes of this subsection the amount of the deduction under section 213 by excluding from medical care, as defined in section 213, the amount subtracted under section 422.7, subsection 32.

Sec. 3. **NEW SECTION.** 513C.1 **SHORT TITLE.**

This chapter shall be known and may be cited as the "Individual Health Insurance Market Reform Act".

Sec. 4. **NEW SECTION.** 513C.2 **PURPOSE.**

The purpose and intent of this chapter is to promote the availability of health insurance coverage to individuals regardless of their health status or claims experience, to prevent abusive rating practices, to require disclosure of rating practices to purchasers, to establish rules regarding the renewal of coverage, to establish limitations on the use of preexisting condition exclusions, to assure fair access to health plans, and to improve the overall fairness and efficiency of the individual health insurance market.

Sec. 5. **NEW SECTION.** 513C.3 **DEFINITIONS.**

As used in this chapter, unless the context otherwise requires:

1. "Actuarial certification" means a written statement by a member of the American academy of actuaries or other individual acceptable to the commissioner that an individual carrier is in compliance with the provision of section 513C.5 which is based upon the actuary's or individual's examination, including a review of the appropriate records and the actuarial assumptions and methods used by the carrier in establishing premium rates for applicable individual health benefit plans.

2. "Affiliate" or "affiliated" means any entity or person who directly or indirectly through one or more intermediaries, controls or is controlled by, or is under common control with, a specified entity or person.