

CHAPTER 5

GOVERNMENTAL ETHICS REGULATION

S.F. 40

AN ACT relating to the regulation of ethical conduct by governmental entities.

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

Section 1. Section 68B.3, Code 2007, is amended to read as follows:

68B.3 WHEN PUBLIC BIDS REQUIRED — DISCLOSURE OF INCOME FROM OTHER SALES.

1. An official, a state employee, a member of the general assembly, or a legislative employee shall not sell, in any one occurrence, any goods or services having a value in excess of two thousand dollars to any state agency unless the sale is made pursuant to an award or contract let after public notice and competitive bidding.

~~2. This subsection shall section does not apply to the publication of resolutions, advertisements, or other legal propositions or notices in newspapers designated pursuant to law for the publication of legal propositions or notices and for which rates are fixed pursuant to law. This subsection shall also not apply to sales of services by persons subject to the requirements of this section to state executive branch agencies or subunits of departments or independent agencies as defined under section 7E.4 that are not the subunit of the department or independent agency in which the person serves or is employed or are not a subunit of a department or independent agency with which the person has substantial and regular contact as part of the person's duties.~~

~~For purposes of this section, "services" does not include instruction at an accredited education institution if the person providing the instruction meets the minimum education and licensing requirements established for instructors at the education institution.~~

~~2. 3.~~ An official or member of the general assembly who sells goods or services to a political subdivision of the state shall disclose whether income has been received from commissions from the sales in the manner provided under section 68B.35.

~~4. For purposes of this section, "services" does not include instruction at an accredited education institution if the person providing the instruction meets the minimum education and licensing requirements established for instructors at the education institution.~~

Sec. 2. Section 68B.22, subsection 3, Code 2007, is amended to read as follows:

3. A restricted donor may give, and a public official, public employee, or candidate, or the person's immediate family member, may accept an otherwise prohibited nonmonetary gift or a series of otherwise prohibited nonmonetary gifts and not be in violation of this section if the nonmonetary gift or series of nonmonetary gifts is donated within thirty days to a public body, the department of administrative services, or a bona fide educational or charitable organization, if no part of the net earnings of the educational or charitable organization inures to the benefit of any private stockholder or other individual. All such items donated to the department of administrative services shall be disposed of by assignment to state agencies for official use or by public sale. A person subject to section 8.7 that receives a gift pursuant to this subsection shall file a report pursuant to section 8.7.

Sec. 3. Section 68B.32A, subsection 6, Code 2007, is amended to read as follows:

6. Assure that the statements and reports which have been filed in accordance with this chapter, chapter 68A, and section 8.7 are available for public inspection and copying during the regular office hours of the office in which they are filed and not later than by the end of the day during which a report or statement was received. Rules adopted relating to public inspection and copying of statements and reports may include a charge for any copying and

mailing of the reports and statements, shall provide for the mailing of copies upon the request of any person and upon prior receipt of payment of the costs by the board, and shall prohibit the use of the information copied from reports and statements for soliciting contributions or for any commercial purpose by any person other than statutory political committees.

Approved February 28, 2007

CHAPTER 6

STEM CELL RESEARCH AND CURES

S.F. 162

AN ACT creating the Iowa stem cell research and cures initiative, and providing penalties.

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

Section 1. NEW SECTION. 707C.1 TITLE.

This chapter shall be known and may be cited as the “Iowa Stem Cell Research and Cures Initiative”.

Sec. 2. NEW SECTION. 707C.2 PURPOSE.

It is the purpose of this chapter to ensure that Iowa patients have access to stem cell therapies and cures and that Iowa researchers may conduct stem cell research and develop therapies and cures in the state, and to prohibit human reproductive cloning.

Sec. 3. NEW SECTION. 707C.3 DEFINITIONS.

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

1. “Human reproductive cloning” means human asexual reproduction, using somatic cell nuclear transfer, for implantation or attempted implantation into a woman’s uterus or substitute for a woman’s uterus. “Human reproductive cloning” does not include somatic cell nuclear transfer performed for the purpose of creating embryonic stem cells.
2. “Human somatic cell” means a diploid cell having a complete set of chromosomes obtained or derived from a living or deceased human body at any stage of development.
3. “Oocyte” means a human ovum.
4. “Somatic cell nuclear transfer” means a technique in which the nucleus of a human somatic cell is injected or transplanted into a fertilized or unfertilized oocyte from which the nucleus has been removed.

Sec. 4. NEW SECTION. 707C.4 HUMAN REPRODUCTIVE CLONING — PROHIBITIONS — EXCEPTIONS — PENALTY.

1. A person shall not intentionally or knowingly do any of the following:
 - a. Perform or attempt to perform human reproductive cloning.
 - b. Participate in performing or in an attempt to perform human reproductive cloning.
 - c. Transfer or receive, in whole or in part, for the purpose of shipping, receiving, or importing, the product of human reproductive cloning.
2. a. A person who violates subsection 1, paragraph “a” or “b”, is guilty of a class “C” felony.
b. A person who violates subsection 1, paragraph “c”, is guilty of an aggravated misdemeanor.