

**Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024**

H8172	.....	2
H8173	.....	5
H8174	.....	8
H8175	.....	9
H8176	.....	12
H8177	.....	14
H8178	.....	17
HF2651	.....	25
HF2652	.....	28
HF2653	.....	41
HF2654	.....	46
HF2655	.....	49
HF2656	.....	56
S5057	.....	59
SF2403	.....	64
SF2404	.....	70
SF2405	.....	72
SF2406	.....	83
SF2407	.....	86
SF2408	.....	88
SF2409	.....	105
SJR2003	.....	206

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2547

H-8172

1 Amend House File 2547 as follows:

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

4 <Section 1. Section 299.12, Code 2024, is amended by
5 striking the section and inserting in lieu thereof the
6 following:

7 **299.12 Failure to attend — attendance cooperation meeting**
8 **— agreement.**

9 1. As used in this section:

10 a. "*Chronically absent*" means any absence from school
11 for more than ten percent of the days in a school calendar
12 established pursuant to section 279.10 by a public school or
13 an accredited nonpublic school.

14 b. "*School official*" means an employee of a public school or
15 an accredited nonpublic school whose primary job duties involve
16 identifying children who are at risk for becoming chronically
17 absent, creating interventions to limit the rate of student
18 absenteeism in the public school or accredited nonpublic
19 school, and participating in the legal process related to
20 student absenteeism.

21 2. a. If a child is chronically absent, a school official
22 shall attempt to find the cause for the child's absences and
23 shall initiate and participate in an attendance cooperation
24 meeting. The purpose of the attendance cooperation meeting
25 is to identify the child's barriers to attendance and
26 the interventions that may be used to improve the child's
27 attendance. All of the following individuals shall participate
28 in the attendance cooperation meeting:

29 (1) The child, if the child is twelve years of age or older
30 or is an emancipated minor.

31 (2) The child's parent, guardian, or legal or actual
32 custodian, if the child is not an emancipated minor.

33 (3) A school official.

34 b. (1) During the attendance cooperation meeting, the
35 participants shall create and sign an attendance cooperation

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 agreement. Each participant signing the attendance cooperation
2 agreement shall receive a copy of the agreement. The
3 attendance cooperation agreement shall identify the causes of
4 the child's absences and the future responsibilities of each
5 participant related to the child's attendance.

6 (2) A school official shall monitor the participants'
7 compliance with the terms of the attendance cooperation
8 agreement. The attendance cooperation agreement shall require
9 a school official to periodically contact the participants
10 to monitor the performance of the participants under the
11 agreement.

12 c. During the attendance cooperation meeting, a school
13 official may initiate referrals to any services or counseling
14 that the participants believe may be appropriate under the
15 circumstances to improve the child's attendance.

16 d. If the participants in the attendance cooperation meeting
17 fail to enter into an attendance cooperation agreement, or
18 if the child or the child's parent, guardian, or legal or
19 actual custodian violates a term of the attendance cooperation
20 agreement or fails to participate in the attendance cooperation
21 meeting, the school official may refer the matter to the county
22 attorney for mediation or prosecution within the county where
23 the school's central administrative office is located.

24 e. This subsection is not applicable to a child who is
25 receiving competent private instruction or independent private
26 instruction in accordance with the requirements of chapter
27 299A.

28 Sec. 2. SCHOOL DISTRICTS — POLICIES RELATED TO PORTABLE
29 ELECTRONIC DEVICES.

30 1. a. On or before December 31, 2024, each school district
31 shall develop a policy that restricts student use of cellular
32 telephones and smartphones during classroom instructional time.

33 b. The policy shall describe with specificity the
34 expectations related to student use of cellular telephones and
35 smartphones during the school day and disciplinary actions the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 school district will take if a student violates the policy.

2 c. The policy shall apply to all attendance centers within
3 the school district; provided, however, that the policy may
4 establish different expectations and disciplinary actions for
5 different grade levels.

6 d. The policy shall describe the circumstances in which an
7 employee of the school district may temporarily waive or make
8 exceptions to the policy for a student in cases that require
9 that reasonable exceptions be made.

10 2. The school district shall make the policy available to
11 the public, including by publishing the policy on the school
12 district's internet site.

13 Sec. 3. STATE MANDATE FUNDING SPECIFIED. In accordance
14 with section 25B.2, subsection 3, the state cost of requiring
15 compliance with any state mandate included in this Act shall
16 be paid by a school district from state school foundation aid
17 received by the school district under section 257.16. This
18 specification of the payment of the state cost shall be deemed
19 to meet all of the state funding-related requirements of
20 section 25B.2, subsection 3, and no additional state funding
21 shall be necessary for the full implementation of this Act
22 by and enforcement of this Act against all affected school
23 districts.>

24 2. Title page, by striking lines 1 and 2 and inserting
25 <An Act relating to education, including by requiring
26 attendance cooperation meetings when a child is chronically
27 absent from school and requiring school districts to develop
28 policies restricting student use of cellular telephones and
29 smartphones.>

COLLINS of Des Moines

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 477

H-8173

1 Amend Senate File 477, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <Section 1. NEW SECTION. 148J.1 Definitions.

6 For the purposes of this chapter:

7 1. "*Board*" means the board of medicine established pursuant
8 to chapter 147.

9 2. "*Health care facility*" means all of the following:

10 a. A facility as defined in section 514J.102.

11 b. A facility licensed pursuant to chapter 135B.

12 c. A facility licensed pursuant to chapter 135C.

13 3. "*International medical program*" means a medical school,
14 residency program, medical internship program, or entity that
15 provides physicians with a medical education or training
16 outside of the United States that is substantially similar to
17 the practice of medicine and surgery or osteopathic medicine
18 and surgery in Iowa and that has been evaluated by the
19 educational commission on foreign medical graduates.

20 4. "*International physician*" means an individual who meets
21 all of the following requirements:

22 a. Has a medical doctorate or substantially similar degree
23 issued by an international medical program in good standing.

24 b. Has been in good standing with the medical licensing or
25 regulatory institution of the individual's resident country
26 during the immediately preceding five years and has no pending
27 discipline before the licensing or regulatory institution.

28 c. Has completed a residency or substantially similar
29 postgraduate medical training in the individual's resident
30 country.

31 d. Has practiced medicine and surgery or osteopathic
32 medicine and surgery as a licensed physician for five years
33 following the completion of a residency or substantially
34 similar postgraduate medical training.

35 e. Possesses basic fluency in the English language.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 Sec. 2. NEW SECTION. 148J.2 International physicians —
2 provisional licenses.

3 1. a. The board shall grant a provisional license to
4 practice medicine and surgery or osteopathic medicine and
5 surgery in this state to an international physician with an
6 offer for employment as a physician at a health care facility
7 in this state. However, the board shall not grant a license
8 pursuant to this subsection to an international physician who
9 does not possess a federal immigration status allowing the
10 international medical graduate to practice as a physician
11 in the United States, or to an international physician who
12 fails to obtain a passing score on the United States medical
13 licensing examination.

14 b. A provisional license granted pursuant to paragraph "a"
15 may be converted to a full license to practice medicine and
16 surgery or osteopathic medicine and surgery after three years,
17 unless the license has been revoked pursuant to subsection 2
18 or surrendered by the licensee.

19 2. a. The board may revoke a provisional license granted
20 pursuant to subsection 1, paragraph "a", if the board finds by
21 clear and compelling evidence that the licensee has violated
22 a provision of section 148.6. A licensee may appeal a
23 revocation pursuant to this subsection in a court of competent
24 jurisdiction within one hundred twenty days of the date of
25 revocation.

26 b. The board may revoke a provisional license granted
27 pursuant to subsection 1, paragraph "a", if the international
28 physician is not employed by a health care facility in this
29 state during the entirety of the provisional licensing period.

30 3. This section does not require the board to grant a
31 provisional license or full license pursuant to subsection 1 to
32 an individual that does not do all of the following:

33 a. Complete training substantially similar to a physician
34 and surgeon or osteopathic physician and surgeon.

35 b. Receive a passing score on the United States medical

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 licensing examination.

2 *c.* Pass a background check as required by the board.

3 *d.* Complete a licensure application as required by the
4 board.

5 *e.* Pay all required fees as required by the board.

6 Sec. 3. EFFECTIVE DATE. This Act takes effect January 1,
7 2025.>

YOUNG of Dallas

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2649

H-8174

1 Amend House File 2649 as follows:

2 1. Page 1, line 24, by striking <2024> and inserting <2023>

WULF of Black Hawk

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2547

H-8175

1 Amend House File 2547 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I
4 CHRONICALLY ABSENT STUDENTS>

5 2. Page 1, after line 22 by inserting:

6 <DIVISION ____
7 OPEN ENROLLMENT — STATE AID

8 Sec. ____ . Section 257.31, subsection 5, unnumbered
9 paragraph 1, Code 2024, is amended to read as follows:

10 If a district has unusual circumstances, creating an unusual
11 need for additional funds, including but not limited to the
12 circumstances enumerated in paragraphs ~~"a" through "n"~~ this
13 subsection, the committee may grant supplemental aid to the
14 district from any funds appropriated to the department of
15 education for the use of the school budget review committee
16 for the purposes of this subsection. The school budget
17 review committee shall review a school district's unexpended
18 fund balance prior to any decision regarding unusual finance
19 circumstances. Such aid shall be miscellaneous income and
20 shall not be included in district cost. In addition to or as
21 an alternative to granting supplemental aid the committee may
22 establish a modified supplemental amount for the district. The
23 school budget review committee shall review a school district's
24 unspent balance prior to any decision to establish a modified
25 supplemental amount under this subsection.

26 Sec. ____ . Section 257.31, subsection 5, Code 2024, is
27 amended by adding the following new paragraph:

28 NEW PARAGRAPH. o. (1) The percentage of students enrolled
29 in the school district as the result of open enrollment under
30 section 282.18 is equal to or greater than forty percent of
31 the total number of students enrolled in the school district.
32 The committee shall not approve supplemental aid or a modified
33 supplemental amount that exceeds an amount equal to fifty
34 percent of the product of the net increase in the school
35 district's enrollment due to open enrollment multiplied by the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 sum of the following amounts:

2 (a) The difference between the district's regular program
3 district cost per pupil minus the regular program state cost
4 per pupil.

5 (b) The teacher salary supplement district cost per pupil.

6 (c) The professional development supplement district cost
7 per pupil.

8 (d) The early intervention supplement district cost per
9 pupil.

10 (2) Prior to filing a request for supplemental aid or a
11 modified supplemental amount based on the grounds specified
12 in this paragraph, the board of directors shall hold a public
13 hearing on the issue and shall publish the notice of the time
14 and place of the public hearing. Notice of the time and place
15 of the public hearing shall be published not less than ten nor
16 more than twenty days before the public hearing in a newspaper
17 that is a newspaper of general circulation in the school
18 district.

19 (3) A school district is not eligible for supplemental aid
20 or a modified supplemental amount under this paragraph if a
21 majority of the students enrolled in the school district as
22 the result of open enrollment are students receiving online
23 instruction from a private provider under section 256.43,
24 subsection 2.

25 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
26 deemed of immediate importance, takes effect upon enactment.

27 Sec. ____ . APPLICABILITY. This division of this Act applies
28 July 1, 2024, for school budget years beginning on or after
29 that date.>

30 3. Title page, by striking lines 1 and 2 and inserting
31 <An Act relating to education, including by requiring the
32 development of an attendance improvement plan when a student
33 is chronically absent from school and modifying provisions
34 related to supplemental aid and modified supplemental amounts
35 for certain school districts related to open enrollment, and

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 including effective date and applicability provisions.>
2 4. By renumbering as necessary.

RINKER of Des Moines

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2279

H-8176

1 Amend House File 2279 as follows:

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

3 <Sec. _____. Section 364.2, subsection 4, Code 2024, is
4 amended by adding the following new paragraph:

5 NEW PARAGRAPH. *h.* (1) When a person requests a franchise
6 for a merchant line as defined in section 478.6A and that
7 requester possesses a franchise issued by the Iowa utilities
8 board outside of a city, and when the proposed merchant line
9 is more than fifty miles in total length within the state and
10 will be underground within the limits of the city, all of the
11 following apply:

12 (a) A person shall submit a written franchise request
13 including the proposed terms and conditions of the franchise.

14 (b) Upon receipt of the franchise request for a merchant
15 line, a city shall conduct a hearing pursuant to this
16 subsection. The city and the person may negotiate the terms
17 of a franchise prior to the approval of an ordinance. A city
18 may not unreasonably refuse to grant a franchise for a merchant
19 line. If the city denies the franchise request, the city shall
20 provide the person with a written denial of the franchise based
21 on substantial evidence in the record demonstrating that the
22 proposed transmission line would have a significant adverse
23 impact on the health or safety of the city's residents or
24 public facilities that would not have been considered by the
25 Iowa utilities board.

26 (c) If the city has not held the required hearing or has not
27 acted on a request for a franchise for a merchant line within
28 ninety days of the receipt of the request, notwithstanding any
29 other terms of the Code, the franchise is deemed approved by
30 the city. If a request is timely denied, the person may seek a
31 certiorari judicial review by filing a petition either in Polk
32 county district court or in the district court for the county
33 in which the petitioner resides or the principal place of the
34 requester for the merchant line.

35 (d) This subsection applies to eligible merchant lines for

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 which a franchise has been granted pursuant to chapter 478
2 prior to the effective date of this subsection.
3 (2) This paragraph is repealed effective January 1, 2026.>
4 2. By renumbering as necessary.

WILZ of Wapello

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2543

H-8177

1 Amend House File 2543 as follows:

2 1. By striking page 1, line 21, through page 2, line 7.

3 2. Page 2, by striking lines 13 through 15 and inserting <or
4 vacant property owned by a school district pursuant to section
5 297.24.>

6 3. Page 2, line 32, after <for> by inserting <nonpublic
7 schools and>

8 4. Page 3, line 6, after <allow> by inserting <nonpublic
9 schools and>

10 5. Page 3, lines 15 and 16, by striking <a charter school>
11 and inserting <an educational institution>

12 6. Page 3, line 31, by striking <schools — right of first
13 refusal for charter schools> and inserting <schools>

14 7. Page 3, after line 32 by inserting:

15 <a. "Educational institution" means all of the following:

16 (1) A school district.

17 (2) A nonpublic school.

18 (3) A charter school established pursuant to chapter 256E.

19 (4) A charter school or innovation zone school established
20 pursuant to chapter 256F.

21 (5) An institution of higher education under the control of
22 the state board of regents.

23 (6) A community college established under chapter 260C.

24 (7) The state training school established under chapter
25 233A.

26 (8) An accredited private institution as defined in section
27 256.183.>

28 8. Page 3, line 33, by striking <a.> and inserting <b.>

29 9. Page 4, line 5, by striking <b.> and inserting <c.>

30 10. Page 4, by striking lines 11 through 22 and inserting
31 <property to an educational institution.>

32 11. By striking page 4, line 23, through page 5, line 6, and
33 inserting:

34 <3. a. The board of directors of a school district shall
35 not sell or lease underutilized property or vacant property

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 unless the board of directors of the school district first
2 provides notice to each educational institution that is located
3 within the school district that describes the underutilized
4 property or vacant property and offers to sell or lease the
5 underutilized property or vacant property to the educational
6 institution at a price that is to be determined pursuant to
7 paragraph "b".

8 *b.* (1) If an educational institution desires to purchase
9 or lease underutilized property or vacant property described
10 in a notice provided under paragraph "a", the educational
11 institution shall provide notice to the school district
12 within a reasonable time after receipt of the notice provided
13 under paragraph "a" indicating the educational institution's
14 preliminary intent to purchase or lease such property, pending
15 the determination of the purchase or lease price of the
16 property under subparagraph (2).

17 (2) The purchase or lease price of the underutilized
18 property or vacant property shall be an amount equal to the
19 average of the fair market purchase or lease value of the
20 underutilized property or vacant property as determined by two
21 independent appraisals prepared by certified appraisers. The
22 board of directors of the school district shall select, and
23 pay the costs associated with, one certified appraiser, and
24 the educational institution electing to purchase or lease the
25 underutilized property or vacant property shall select, and pay
26 the costs associated with, the other certified appraiser.

27 (3) If, within a reasonable time after the determination
28 of the purchase or lease price of the underutilized property
29 or vacant property under subparagraph (2), an educational
30 institution elects to purchase or lease the underutilized
31 property or vacant property, the educational institution shall
32 provide notice to the board of directors of the school district
33 indicating the educational institution's election to purchase
34 or lease such property, and the board of directors of the
35 school district and the educational institution shall proceed

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 to negotiate the additional terms of, and effectuate, the sale
2 or lease.

3 4. Subsection 3 shall be construed as independent of
4 the power vested in the electors by section 278.1, and as
5 additional to such power. If a board of directors of a school
6 district has exercised its independent power under subsection 3
7 regarding selling or leasing underutilized property or vacant
8 property to an educational institution that is located within
9 the school district, and has by resolution approved such
10 action, the electors shall not subsequently proceed to exercise
11 their power under section 278.1 for a purpose directly contrary
12 to the action previously approved by the board of directors in
13 accordance with subsection 3.

14 5. The state board of education shall adopt rules pursuant
15 to chapter 17A to administer this section. The rules shall
16 include provisions that determine which educational institution
17 shall be allowed to purchase or lease underutilized property
18 or vacant property when more than one educational institution
19 provides notice to the board of directors of a school district
20 pursuant to subsection 3, paragraph "b", subparagraph (3),
21 indicating the educational institution's election to purchase
22 or lease the same underutilized property or vacant property.>

23 12. Title page, by striking lines 1 through 5 and inserting
24 <An Act relating to education, including by establishing
25 requirements related to the sale or lease of underutilized
26 property or vacant property by school districts and modifying
27 charter school funding and charter school board member
28 requirements.>

29 13. By renumbering as necessary.

GEHLBACH of Dallas

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2487

H-8178

1 Amend House File 2487 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I

4 BOARD OF EDUCATIONAL EXAMINERS — MANDATORY REPORTING>

5 2. Page 2, after line 26 by inserting:

6 <DIVISION ____

7 BOARD OF EDUCATIONAL EXAMINERS — PROCESS FOR INVESTIGATING

8 COMPLAINTS

9 Sec. ____ . Section 256.9, subsection 67, Code 2024, is
10 amended by striking the subsection.

11 Sec. ____ . Section 256.146, Code 2024, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 25. a. Develop and implement a process
14 for the reporting and investigation of any incident that arises
15 that may reasonably lead to the conclusion that any individual
16 who is employed by the board of directors of a school district,
17 the authorities in charge of an accredited nonpublic school,
18 or the governing board of a charter school, including an
19 individual with a license, endorsement, certification,
20 authorization, or statement of recognition issued by the
21 board of educational examiners, has committed a felony or,
22 in the case of an individual with a license, endorsement,
23 certification, authorization, or statement of recognition
24 issued by the board of educational examiners, has engaged in
25 conduct described in section 256.160, subsection 1, paragraph
26 "a", subparagraph (1).

27 b. The process shall prohibit the board of directors of a
28 school district, the authorities in charge of an accredited
29 nonpublic school, and the governing board of a charter school
30 from entering into any of the following:

31 (1) A written or oral agreement that prohibits the board
32 of directors of the school district, the authorities in charge
33 of an accredited nonpublic school, the governing board of
34 a charter school, an employee of the school district, the
35 accredited nonpublic school, or the charter school, or a

HF 2487.3523 (1) 90

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 contractor of the school district, the accredited nonpublic
2 school, or the charter school from discussing an incident, past
3 performance or actions, past allegations leading to discipline
4 or adverse employment action, or employee resignation with any
5 governmental agent, governmental officer, or any potential
6 employer.

7 (2) A written or oral agreement that waives the liability
8 of an individual with a license, endorsement, certification,
9 authorization, or statement of recognition issued by the
10 board of educational examiners related to or arising from an
11 incident, past performance or action, or past allegations of
12 wrongdoing.

13 *c.* (1) The process shall require the board of directors
14 of a school district, the authorities in charge of an
15 accredited nonpublic school, and the governing board of a
16 charter school to provide all documentation and information
17 related to the incident to the board of educational examiners
18 for investigation if the employee who is the subject of the
19 incident and who has a license, endorsement, certification,
20 authorization, or statement of recognition issued by the board
21 of educational examiners resigns or the employee's contract is
22 terminated during the school district's, accredited nonpublic
23 school's, or charter school's investigation of the incident.

24 (2) The process shall require the board of directors of a
25 school district, the authorities in charge of an accredited
26 nonpublic school, and the governing board of a charter school
27 to finalize the investigation of the incident even if the
28 employee who is the subject of the incident and who does not
29 have a license, endorsement, certification, authorization, or
30 statement of recognition issued by the board of educational
31 examiners resigns or the employee's contract is terminated
32 during the school district's, accredited nonpublic school's, or
33 charter school's investigation of the incident.

34 *d.* The process shall require that, prior to hiring an
35 applicant for any position, the board of directors of a

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 school district, the authorities in charge of an accredited
2 nonpublic school, and the governing board of a charter school
3 must conduct a review of the applicant's employment history,
4 including by contacting the applicant's previous employers
5 listed on the application for employment and by viewing the
6 board of educational examiners' public license information to
7 determine if the applicant has a case pending with a finding of
8 probable cause or any licensure sanction.

9 e. The process shall require the board of directors of a
10 school district, the authorities in charge of an accredited
11 nonpublic school, and the governing board of a charter school
12 to maintain on forms prescribed by the board of educational
13 examiners reference information related to all employees of
14 the school district, accredited nonpublic school, or charter
15 school, and respond to any request for such information from
16 a potential employer. This paragraph shall not be construed
17 to require the board of directors of a school district, the
18 authorities in charge of an accredited nonpublic school, or
19 the governing board of a charter school to disclose unfounded,
20 closed investigations. The board of directors of a school
21 district, the authorities in charge of an accredited nonpublic
22 school, or the governing board of a charter school shall be
23 immune from any criminal or civil liability arising from the
24 disclosure of reference information under this paragraph if the
25 school district, accredited nonpublic school, or charter school
26 does not knowingly disclose false information.

27 f. The board of directors of a school district, the
28 authorities in charge of an accredited nonpublic school, or
29 the governing board of a charter school, and contractors of
30 the school district, the accredited nonpublic school, or the
31 charter school shall be immune from any civil liability arising
32 from discussing an incident, past performance or actions,
33 past allegations leading to discipline or adverse employment
34 action, or employee resignation with any governmental agent,
35 governmental officer, or any potential employer.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 *g.* If, after investigation, the board of educational
2 examiners determines that the board of directors of a
3 school district, the authorities in charge of an accredited
4 nonpublic school, or the governing board of a charter school
5 has intentionally failed to follow the process established
6 by this subsection regarding an incident, or the reporting
7 requirements established pursuant to section 256.160, related
8 to an employee who holds a license, endorsement, certification,
9 authorization, or statement of recognition issued by the board
10 of educational examiners, any administrator of the school
11 district, the accredited nonpublic school, or the charter
12 school who intentionally failed to ensure compliance with the
13 process shall be subject to a hearing conducted by the board of
14 educational examiners.

15 *h.* If, after investigation, the board of educational
16 examiners determines that the board of directors of a school
17 district, the authorities in charge of an accredited nonpublic
18 school, or the governing board of a charter school has
19 intentionally failed to follow the process established by
20 this subsection regarding an incident related to an employee
21 who does not hold a license, endorsement, certification,
22 authorization, or statement of recognition issued by the board
23 of educational examiners, any administrator of the school
24 district, the accredited nonpublic school, or the charter
25 school who intentionally failed to ensure compliance with the
26 process shall be subject to a hearing conducted by the board of
27 educational examiners.

28 *i.* If, after investigation, the board of educational
29 examiners determines that the board of directors of a school
30 district, the authorities in charge of an accredited nonpublic
31 school, or the governing board of a charter school has
32 intentionally concealed, or attempted to conceal from any
33 governmental agent, governmental officer, or potential employer
34 a founded incident, or any conduct required to be reported
35 pursuant to section 256.160, related to an employee who holds

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 a license, endorsement, certification, authorization, or
2 statement of recognition issued by the board of educational
3 examiners, any administrator of the school district, the
4 accredited nonpublic school, or the charter school who
5 intentionally assisted in the concealment, or attempted
6 concealment, of an incident, or any conduct required to be
7 reported pursuant to section 256.160, shall be subject to a
8 hearing conducted by the board of educational examiners.

9 *j.* If, after investigation, the board of educational
10 examiners finds that the board of directors of a school
11 district, the authorities in charge of an accredited nonpublic
12 school, or the governing board of a charter school has
13 intentionally concealed, or attempted to conceal from any
14 governmental agent, governmental officer, or potential employer
15 a founded incident related to an employee who does not hold
16 a license, endorsement, certification, authorization, or
17 statement of recognition issued by the board of educational
18 examiners, any administrator of the school district, the
19 accredited nonpublic school, or the charter school who
20 intentionally assisted in the concealment, or attempted
21 concealment, of an incident shall be subject to a hearing
22 conducted by the board of educational examiners.

23 *k.* (1) Annually, on or before June 30 of each year, the
24 board of educational examiners shall submit to the general
25 assembly a report that contains information related to all of
26 the following:

27 (a) The number and types of disciplinary hearings before the
28 board of educational examiners.

29 (b) Any trends in the number or types of disciplinary
30 hearings before the board of educational examiners.

31 (c) The number of board of educational examiners
32 investigations of the employees of school districts, accredited
33 nonpublic schools, or charter schools who do not hold a
34 license, endorsement, certification, authorization, or
35 statement of recognition issued by the board of educational

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 examiners, that the board of educational examiners referred to
2 a law enforcement agency.

3 (d) Any other information deemed relevant by the board of
4 educational examiners in order to inform the general assembly
5 of the status of the enforcement of the board of educational
6 examiners' rules.

7 (2) The report shall not include any personally
8 identifiable information related to investigations referred to
9 a law enforcement agency.

10 Sec. _____. Section 280.34, Code 2024, is amended to read as
11 follows:

12 **280.34 Incidents related to licensed practitioners —**
13 **reporting and investigation.**

14 The board of directors of a school district and the
15 authorities in charge of each accredited nonpublic school shall
16 follow the process created by the ~~department of education board~~
17 of educational examiners pursuant to section ~~256.9, subsection~~
18 ~~67~~ 256.146, subsection 25, related to the reporting and
19 investigation of an incident involving the possible commission
20 of a felony by any employee of the board of directors of the
21 school district or the authorities in charge of the accredited
22 nonpublic school.

23 Sec. _____. REPEAL. Section 256.158A, Code 2024, is repealed.

24 DIVISION _____

25 BOARD OF EDUCATIONAL EXAMINERS — REPORTING REQUIREMENTS

26 Sec. _____. Section 256.158, subsection 3, Code 2024, is
27 amended to read as follows:

28 3. a. ~~All~~ Subject to paragraph "b", all complaint files,
29 investigation files, other investigation reports, and other
30 investigative information in the possession of the board or
31 its employees or agents, which relate to licensee discipline
32 or the investigation of nonlicensed school employees, are
33 privileged and confidential, and are not subject to discovery,
34 subpoena, or other means of legal compulsion for their release
35 to a person other than the respondent and the board and

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 its employees and agents involved in licensee discipline or
2 the investigation of nonlicensed school employees, and are
3 not admissible in evidence in a judicial or administrative
4 proceeding other than the proceeding involving licensee
5 discipline. A complaint, any amendment to a complaint, and
6 any supporting documents shall be provided to the respondent
7 immediately upon the board's determination that jurisdictional
8 requirements have been met and prior to the commencement of the
9 board's investigation of a licensee. Investigative information
10 in the possession of the board or its employees or agents which
11 relates to licensee discipline may be disclosed to appropriate
12 licensing authorities within this state, the appropriate
13 licensing authority in another state, the District of Columbia,
14 or a territory or country in which the licensee is licensed
15 or has applied for a license. A final written decision and
16 finding of fact of the board in a disciplinary proceeding is a
17 public record.

18 b. Notwithstanding paragraph "a", if the investigative
19 information in the possession of the board or its employees
20 or agents indicates that a crime has been committed by either
21 a licensee or a nonlicensed school employee, the board shall
22 report the investigative information to the proper law
23 enforcement agency.

24 DIVISION ____
25 BOARD OF EDUCATIONAL EXAMINERS — TIME IN WHICH COMPLAINTS CAN
26 BE INVESTIGATED

27 Sec. ____ . Section 256.146, subsection 14, paragraph a, Code
28 2024, is amended to read as follows:

29 a. Adopt rules that require specificity in written
30 complaints that are filed by individuals who have personal
31 knowledge of an alleged violation and which are accepted by
32 the board, provide that the jurisdictional requirements as set
33 by the board in administrative rule are met on the face of the
34 complaint before initiating an investigation of allegations,
35 provide that any investigation be limited to the allegations

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 contained on the face of the complaint, provide for an adequate
2 interval between the receipt of a complaint and public notice
3 of the complaint, permit parties to a complaint to mutually
4 agree to a resolution of the complaint filed with the board,
5 allow the respondent the right to review any investigative
6 report upon a finding of probable cause for further action
7 by the board, require that the conduct providing the basis
8 for the complaint occurred within three years of discovery of
9 the event by the complainant unless good cause can be shown
10 for an extension of this limitation or unless the conduct
11 constitutes conduct described in section 256.160, subsection
12 1, paragraph "a", subparagraph (1), subparagraph division (a),
13 require complaints to be resolved within one hundred eighty
14 days unless good cause can be shown for an extension of this
15 limitation, and require the board to finalize the investigation
16 of the written complaint even if the licensed practitioner
17 resigns or surrenders the licensed practitioner's license,
18 certificate, authorization, or statement of recognition during
19 the investigation.>

20 3. Title page, by striking lines 1 through 4 and inserting
21 <An Act relating to education, including by modifying
22 provisions related to mandatory reporting to the board of
23 educational examiners of certain specified school employees,
24 complaints against school employees and the investigation of
25 complaints against school employees, and the responsibilities
26 of the department of education and the board of educational
27 examiners.>

28 4. By renumbering as necessary.

BODEN of Warren

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2651 - Introduced

HOUSE FILE 2651
BY BEST

A BILL FOR

1 An Act relating to certain health care plan's cost-sharing for
2 essential health benefits.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2651

1 Section 1. NEW SECTION. 514K.3 Health care plans —
2 cost-sharing for essential health benefits.

3 For purposes of calculating an enrollee's contribution to
4 the annual limitation on cost-sharing under 42 U.S.C. §18022(c)
5 and 42 U.S.C. §300gg-6(b), a health care plan, or the health
6 care plan's subcontractors, that provides small group health
7 coverage pursuant to chapter 513B, individual health coverage
8 pursuant to chapter 513C, or group health insurance coverage
9 pursuant to chapter 509, shall include expenditures for any
10 item or service covered under the health care plan if the
11 item or service is included within a category of essential
12 health benefits, as described in 42 U.S.C. §18022(b)(1), and
13 regardless of whether the health care plan, or the health
14 care plan's subcontractors, classifies the item or service as
15 an essential health benefit. For purposes of this section,
16 "cost-sharing" means any coverage limit, copayment, coinsurance,
17 deductible, or other out-of-pocket cost obligation imposed by a
18 health care plan, or the health care plan's subcontractors, on
19 an enrollee.

20

EXPLANATION

21 The inclusion of this explanation does not constitute agreement with
22 the explanation's substance by the members of the general assembly.

23 This bill relates to certain health care plan's cost-sharing
24 for essential health benefits. Under the bill, when
25 calculating an enrollee's contribution to the annual limitation
26 on cost-sharing under federal law, a health care plan, or its
27 subcontractors, that provides small group health coverage,
28 individual health coverage, or group health insurance coverage
29 shall include expenditures for any item or service covered
30 under the health care plan if the item or service is included
31 within a category of essential health benefits regardless
32 of whether the health care plan, or its subcontractors,
33 classifies the item or service as an essential health benefit.
34 "Cost-sharing" is defined in the bill as any coverage limit,
35 copayment, coinsurance, deductible, or other out-of-pocket cost

LSB 5626YH (3) 90

-1-

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2651

1 obligation imposed by a health care plan, or the health care
2 plan's subcontractors, on an enrollee.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2652 - Introduced

HOUSE FILE 2652
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 692)

A BILL FOR

1 An Act relating to school security, including by modifying
2 provisions related to the issuance of school bonds,
3 requiring schools to conduct school safety reviews and have
4 access to a public safety answering point, establishing
5 the firearm detection software grant program within the
6 department of homeland security and emergency management,
7 requiring the department of public safety to convene a
8 task force related to the safety and security standards of
9 schools and school infrastructure, making appropriations,
10 and including effective date and applicability provisions.
11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 Section 1. NEW SECTION. **279.84 Mobile panic alert systems.**

2 A school district may purchase, install, and operate a
3 mobile panic alert system if all of the following requirements
4 are satisfied:

5 1. The system is capable of connecting different emergency
6 services technologies to ensure real-time coordination between
7 school employees and law enforcement agencies.

8 2. The system is capable of integrating with local public
9 safety answering point infrastructure and existing land mobile
10 radio platform technology to transmit 911 calls and mobile
11 activations.

12 Sec. 2. NEW SECTION. **279.85 School bonds — restrictions.**

13 Notwithstanding sections 298.21 and 423F.4, the board of
14 directors of a school district shall not issue negotiable,
15 interest-bearing school bonds for borrowing money for
16 purposes of constructing a new school building or site to
17 be used primarily for interscholastic athletic contests or
18 competitions, or renovating or improving a school building
19 or site that is currently used primarily for interscholastic
20 athletic contests or competitions, unless all of the attendance
21 centers of the school corporation are in compliance with the
22 provisions of the state building code, adopted on or after the
23 effective date of this Act, related to the construction of new
24 attendance centers and the renovation of existing attendance
25 centers that incorporate standards designed to increase the
26 safety of schools and school infrastructure.

27 Sec. 3. **REQUIRED SCHOOL SAFETY REVIEW.**

28 1. If not already completed, each school district,
29 accredited nonpublic school, charter school established
30 pursuant to chapter 256E, charter school established pursuant
31 to chapter 256F, and innovation zone school established
32 pursuant to chapter 256F shall complete a comprehensive review
33 and evaluation of the school's ability to ensure the safety
34 of students enrolled in the school and of school employees,
35 including a review and evaluation of the school's plan for

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 responses to active shooter scenarios and natural disasters and
2 the school's safety and security infrastructure.

3 2. On or before the first day of the school calendar
4 established pursuant to section 279.10, subsection 1, for the
5 school year beginning July 1, 2024, each school district,
6 accredited nonpublic school, charter school established
7 pursuant to chapter 256E, charter school established pursuant
8 to chapter 256F, and innovation zone school established
9 pursuant to chapter 256F shall submit the results of the
10 comprehensive review and evaluation to the department of public
11 safety's school safety bureau, police forces of the counties in
12 which school attendance centers are located, the local district
13 office of the state patrol, and, if applicable, the police
14 forces of the cities in which school attendance centers are
15 located, if not already submitted.

16 3. This section shall not be construed to duplicate
17 any review, evaluation, report, or assessment that school
18 districts, accredited nonpublic schools, charter schools, or
19 innovation zone schools are currently required to complete.

20 4. The results of the comprehensive review and evaluation
21 completed and submitted pursuant to this section shall be
22 confidential and shall not be a public record subject to
23 disclosure under chapter 22.

24 Sec. 4. REQUIRED ACCESS TO A PUBLIC SAFETY ANSWERING
25 POINT. On or before the first day of the school calendar
26 established pursuant to section 279.10, subsection 1, for the
27 school year beginning July 1, 2025, each school district,
28 accredited nonpublic school, charter school established
29 pursuant to chapter 256E, charter school established pursuant
30 to chapter 256F, and innovation zone school established
31 pursuant to chapter 256F is required to have at least one
32 handheld or console radio, at each attendance center, that is
33 capable of accessing a public safety answering point.

34 Sec. 5. FIREARM DETECTION SOFTWARE PILOT PROGRAM —
35 DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT —

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 APPROPRIATION.

2 1. The department of homeland security and emergency
3 management shall establish a firearm detection software grant
4 program to provide grants to school districts to help such
5 school districts offset the cost associated with purchasing,
6 installing, and operating software that meets all of the
7 following requirements:

8 a. Is designed to detect and alert school district employees
9 and first responders if there is a visible, unholstered firearm
10 on property owned by the school district.

11 b. Is designated by the secretary of homeland security as
12 qualified anti-terrorism technology under 6 U.S.C. §441 et seq.

13 c. Is designed to integrate with a school district's
14 existing security camera infrastructure.

15 d. Was developed in the United States without the use of any
16 third-party data or open-source data.

17 2. The department of homeland security and emergency
18 management shall provide at least one grant under the firearm
19 detection software grant program to each of the following
20 school districts:

21 a. A school district with a total enrollment in the school
22 year beginning July 1, 2023, that was among the forty-eight
23 largest total enrollment amounts in the state.

24 b. A school district with a total enrollment in the school
25 year beginning July 1, 2023, that was among the next sixty-four
26 largest total enrollment amounts in the state, after the school
27 districts described in paragraph "a".

28 c. A school district that is not described in paragraph "a"
29 or "b".

30 3. The department of homeland security and emergency
31 management shall adopt rules pursuant to chapter 17A to
32 administer this section, including rules relating to grant
33 application materials and award criteria.

34 4. Moneys awarded under this section shall be used to
35 supplement, not supplant, existing public funding used by

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 school districts for similar purposes.

2 5. a. Each school district that receives a grant pursuant
3 to this section shall, in coordination with the department of
4 homeland security and emergency management and the department
5 of public safety's school safety bureau, evaluate the
6 effectiveness of the software purchased with moneys awarded
7 under this section in protecting students, school personnel,
8 and the public.

9 b. Each school district that receives a grant pursuant
10 to this section shall submit an initial evaluation of the
11 effectiveness of the software purchased with moneys awarded
12 under this section to the general assembly on or before
13 December 15, 2024.

14 c. Each school district that receives a grant pursuant
15 to this section shall submit a final evaluation of the
16 effectiveness of the software purchased with moneys awarded
17 under this section to the general assembly on or before
18 December 15, 2025.

19 6. a. There is appropriated from the general fund of the
20 state to the department of homeland security and emergency
21 management for the fiscal year beginning July 1, 2023, and
22 ending June 30, 2024, the following amount, or so much thereof
23 as is necessary, to be used for the purposes designated:

24 For purposes of the firearm detection software grant program
25 established pursuant to subsection 1, if enacted:

26 \$ 350,000

27 b. Notwithstanding section 8.33, moneys appropriated in
28 this subsection that remain unencumbered or unobligated at the
29 close of the fiscal year shall not revert but shall remain
30 available for expenditure for the purposes designated until the
31 close of the succeeding fiscal year.

32 Sec. 6. DEPARTMENT OF PUBLIC SAFETY, DEPARTMENT OF
33 EDUCATION, AND DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
34 MANAGEMENT — SCHOOL SAFETY AND SECURITY INFRASTRUCTURE
35 STANDARDS — TASK FORCE.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 1. The department of public safety, in collaboration with
2 the department of education and the department of homeland
3 security and emergency management, shall convene and provide
4 administrative support to a task force that shall study
5 and make recommendations related to the safety and security
6 standards of schools and school infrastructure, including
7 safety and security standards related to doors, windows,
8 cameras, and locks.

9 2. a. The department of public safety, in collaboration
10 with the department of education and the department of homeland
11 security and emergency management, shall appoint all of the
12 following members to the task force:

13 (1) A representative of the department of public safety.

14 (2) A representative of the department of homeland security
15 and emergency management.

16 (3) A representative of the department of public safety's
17 school safety bureau.

18 (4) A representative of the department of education.

19 (5) A superintendent of a school district located in this
20 state that has a total enrollment of greater than or equal to
21 one thousand students.

22 (6) A superintendent of a school district located in this
23 state that has a total enrollment of less than one thousand
24 students.

25 (7) One school resource officer who is employed by a school
26 district or accredited nonpublic school located in this state.

27 (8) One president or chief executive officer of an
28 accredited nonpublic school located in this state.

29 (9) Two members of the boards of directors of school
30 districts located in this state; provided, however, that such
31 members shall not be members of the boards of directors of
32 a school district that employs the superintendents appointed
33 pursuant to subparagraph (5) or (6).

34 (10) One representative of an association located in
35 this state that represents members that perform commercial,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 industrial, and public works building projects, and
2 that provides such members with a comprehensive array of
3 educational, safety, environmental, labor, legal, professional
4 development, and legislative services.

5 b. The department of education may appoint not more than
6 four members to the task force, if the department of education
7 determines that the appointment of such member or members will
8 be beneficial to the study and recommendations the task force
9 is required to complete.

10 3. Any expenses incurred by a member of the task force
11 shall be the responsibility of the individual member or the
12 respective entity represented by the member.

13 4. The task force shall submit its findings and
14 recommendations to the general assembly on or before December
15 31, 2024. The findings and recommendations shall include a
16 proposal for modifications to the state building code that
17 are applicable to the construction of new attendance centers
18 and the renovation of existing attendance centers and that
19 incorporate standards designed to increase the safety of
20 schools and school infrastructure.

21 Sec. 7. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
22 MANAGEMENT — SCHOOL SECURITY PERSONNEL — GRANTS FOR
23 INFRASTRUCTURE, EQUIPMENT, AND TRAINING.

24 1. a. If 2024 Iowa Acts, House File 2586, or successor
25 legislation, is enacted, the department of homeland security
26 and emergency management shall establish a grant program to
27 provide grants to applicant school districts for the fiscal
28 year beginning July 1, 2024, and ending June 30, 2025, to allow
29 such school districts to do all of the following:

30 (1) Purchase infrastructure and equipment related to
31 employee permits to carry weapons issued under section 724.6,
32 subsection 1, paragraph "a", subparagraph (3), if enacted in
33 2024 Iowa Acts, House File 2586, or successor legislation.

34 (2) Facilitate the training associated with employee
35 permits to carry weapons issued under section 724.6, subsection

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 1, paragraph "a", subparagraph (3), if enacted in 2024 Iowa
2 Acts, House File 2586, or successor legislation.

3 (3) Provide stipends to employees who participate in the
4 training associated with employee permits to carry weapons
5 issued under section 724.6, subsection 1, paragraph "a",
6 subparagraph (3), if enacted in 2024 Iowa Acts, House File
7 2586, or successor legislation.

8 b. The department of homeland security and emergency
9 management shall adopt rules to implement the grant program
10 described in paragraph "a". The rules adopted by the
11 department of homeland security and emergency management shall
12 establish an application process for school districts and
13 shall define "infrastructure", "equipment", and "training" for
14 purposes of the grant program.

15 c. The department of homeland security and emergency
16 management shall not award a school district with more than
17 twenty-five thousand dollars in grant funding under this
18 subsection.

19 2. If 2024 Iowa Acts, House File 2586, or successor
20 legislation, is enacted, there is appropriated from the 911
21 emergency communications fund established pursuant to section
22 34A.7A to the department of homeland security and emergency
23 management for the fiscal year beginning July 1, 2024, and
24 ending June 30, 2025, the following amount, or so much thereof
25 as is necessary, to be used for the purposes designated:

26 For purposes of the grant program established under
27 subsection 1:
28 \$ 3,000,000

29 Sec. 8. EMERGENCY RULES. The department of homeland
30 security and emergency management may adopt emergency
31 rules under section 17A.4, subsection 3, and section 17A.5,
32 subsection 2, paragraph "b", to implement the provisions of
33 this Act establishing the firearm detection software grant
34 program, and the rules shall be effective immediately upon
35 filing unless a later date is specified in the rules. Any

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 rules adopted in accordance with this section shall also be
2 published as a notice of intended action as provided in section
3 17A.4.

4 Sec. 9. STATE MANDATE FUNDING SPECIFIED. In accordance
5 with section 25B.2, subsection 3, the state cost of requiring
6 compliance with any state mandate included in this Act shall
7 be paid by a school district from state school foundation aid
8 received by the school district under section 257.16. This
9 specification of the payment of the state cost shall be deemed
10 to meet all of the state funding-related requirements of
11 section 25B.2, subsection 3, and no additional state funding
12 shall be necessary for the full implementation of this Act
13 by and enforcement of this Act against all affected school
14 districts.

15 Sec. 10. EFFECTIVE DATE. This Act, being deemed of
16 immediate importance, takes effect upon enactment.

17 Sec. 11. APPLICABILITY. The following applies to school
18 bonds authorized by voters at an election held after July 1,
19 2024, and projects approved by the board of directors of a
20 school district after July 1, 2024:

21 The section of this Act enacting section 279.85.

22 EXPLANATION

23 The inclusion of this explanation does not constitute agreement with
24 the explanation's substance by the members of the general assembly.

25 This bill relates to school security, including by modifying
26 provisions related to the issuance of school bonds, requiring
27 schools to conduct school safety reviews and have access to
28 a public safety answering point, establishing the firearm
29 detection software grant program within the department of
30 homeland security and emergency management, and requiring the
31 department of public safety to convene a task force related
32 to the safety and security standards of schools and school
33 infrastructure.

34 The bill authorizes school districts to purchase,
35 install, and operate a mobile panic alert system if the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 system is capable of connecting different emergency services
2 technologies to ensure real-time coordination between
3 employees and law enforcement agencies and if the system is
4 capable of integrating with local public safety answering
5 point infrastructure and existing land mobile radio platform
6 technology.

7 The bill requires each school district, accredited nonpublic
8 school, charter school, and innovation zone school to complete
9 a comprehensive review and evaluation of the school's ability
10 to ensure the safety of students enrolled in the school and of
11 school employees.

12 The bill establishes that, on or before the first day of
13 the school calendar for the school year beginning July 1,
14 2024, each school is required to submit the results of the
15 comprehensive review and evaluation to the department of public
16 safety's school safety bureau, police forces of the counties
17 in which school attendance centers are located, the local
18 district office of the state patrol, and, if applicable, the
19 police forces of the cities in which school attendance centers
20 are located. The bill provides that these provisions shall not
21 be construed to duplicate any review, evaluation, report, or
22 assessment that schools are currently required to complete.
23 The bill also provides that the comprehensive review and
24 evaluation that is completed and submitted pursuant to these
25 provisions shall be confidential and shall not be a public
26 record subject to disclosure.

27 The bill requires that, on or before the first day of the
28 school calendar for the school year beginning July 1, 2025,
29 each school district, accredited nonpublic school, charter
30 school, and innovation zone school is required to have at least
31 one handheld or console radio, at each attendance center, that
32 is capable of accessing a public safety answering point.

33 The bill requires the department of homeland security
34 and emergency management to establish a firearm detection
35 software grant program to provide grants to school districts

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 to help such school districts offset the cost associated
2 with purchasing, installing, and operating software that is
3 designed to detect and alert school district employees and
4 first responders if there is a visible, unholstered firearm on
5 property owned by the school district, is designated by the
6 secretary of homeland security as qualified anti-terrorism
7 technology, is designed to integrate with a school district's
8 existing security camera infrastructure, and was developed in
9 the United States without the use of any third-party data or
10 open-source data. The bill authorizes the department to adopt
11 emergency rules to implement the program. The bill requires
12 the department to award at least one grant under the program to
13 certain specified schools. The bill appropriates \$350,000 from
14 the general fund of the state for FY 2023-2024 for purposes
15 of the grant program. The bill provides that if these moneys
16 remain unencumbered or unobligated at the close of the fiscal
17 year, the moneys shall not revert but shall remain available
18 for expenditure for the purposes designated until the close of
19 the succeeding fiscal year. The bill establishes that moneys
20 awarded under this provision shall be used to supplement, not
21 supplant, existing public funding used by school districts for
22 similar purposes. The bill requires school districts that
23 receive a grant to, in coordination with the department of
24 homeland security and emergency management and the department
25 of public safety's school safety bureau, evaluate the
26 effectiveness of the software purchased with moneys awarded
27 under this provision in protecting students, school personnel,
28 and the public and submit reports to the general assembly.

29 The bill requires the department of public safety, in
30 collaboration with the department of education and the
31 department of homeland security and emergency management, to
32 convene a task force to study and make recommendations related
33 to the safety and security standards of schools and school
34 infrastructure. The bill establishes the membership of the
35 task force. The bill requires the task force to submit its

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 findings and recommendations to the general assembly on or
2 before December 31, 2024. The findings and recommendations are
3 required to include a proposal for modifications to the state
4 building code that are applicable to the construction of new
5 attendance centers and the renovation of existing attendance
6 centers and that incorporate standards designed to increase
7 the safety of schools and school infrastructure. The bill
8 prohibits the board of directors of a school corporation from
9 issuing negotiable, interest-bearing school bonds, including
10 bonds issued under Code chapter 423F (statewide school
11 infrastructure funding), for borrowing money for purposes of
12 constructing a new school building or site to be used primarily
13 for interscholastic athletic contests or competitions, or
14 renovating or improving a building or site that is currently
15 used for such purposes, unless all of the attendance centers of
16 the school corporation are in compliance with these modified
17 provisions of the state building code, if adopted. The
18 bill provides that these provisions apply to school bonds
19 authorized by voters at an election held after July 1, 2024,
20 and to projects approved by the board of directors of a school
21 district after July 1, 2024.

22 The bill provides that, if 2024 Iowa Acts, House File
23 2586, or successor legislation, is enacted, the department of
24 homeland security and emergency management shall establish
25 a grant program to provide grants to school districts for
26 FY 2024-2025 to allow such school districts to purchase
27 infrastructure and equipment related to employee permits to
28 carry weapons and to facilitate the training associated with
29 employee permits to carry weapons. The bill requires the
30 department of homeland security and emergency management to
31 adopt rules to implement the grant program. The bill prohibits
32 the department of homeland security and emergency management
33 from awarding a school district with more than \$25,000 in
34 grant funding under the grant program. The bill appropriates
35 \$3 million from the 911 emergency communications fund to the

LSB 6271HV (2) 90

-11-

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2652

1 department of homeland security and emergency management for
2 FY 2024-2025 for purposes of the grant program, if 2024 Iowa
3 Acts, House File 2586, or successor legislation, is enacted.

4 The bill may include a state mandate as defined in Code
5 section 25B.3. The bill requires that the state cost of
6 any state mandate included in the bill be paid by a school
7 district from state school foundation aid received by the
8 school district under Code section 257.16. The specification
9 is deemed to constitute state compliance with any state mandate
10 funding-related requirements of Code section 25B.2. The
11 inclusion of this specification is intended to reinstate the
12 requirement of political subdivisions to comply with any state
13 mandates included in the bill.

14 The bill takes effect upon enactment.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2653 - Introduced

HOUSE FILE 2653
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 728)

A BILL FOR

1 An Act relating to school districts, including by modifying
2 provisions related to the district management levy, waiving
3 certain specified duties, responsibilities, and requirements
4 for the school year beginning July 1, 2023, and ending June
5 30, 2024, and including effective date provisions.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2653

1 Section 1. Section 298.4, subsection 1, Code 2024, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. g. (1) To pay the costs of retention bonus
4 payments to employees for the school year beginning July 1,
5 2024, if the school district is the subject of a proclamation
6 of disaster emergency issued by the governor on January 8,
7 2024, and the school district is located in a county with a
8 population of greater than ninety-nine thousand five hundred
9 but less than one hundred thousand, a county with a population
10 of greater than twenty-six thousand but less than twenty-seven
11 thousand, and a county with a population of greater than eight
12 thousand seven hundred sixty but less than eight thousand eight
13 hundred, all according to the 2020 federal decennial census.

14 (2) Notwithstanding subparagraph (1), a school district
15 shall not pay more than seven hundred thousand dollars under
16 this paragraph.

17 (3) A school district shall not increase the amount of the
18 district management levy to make the payments described in this
19 paragraph.

20 (4) This paragraph is repealed July 1, 2025.

21 Sec. 2. WAIVER OF REQUIREMENTS.

22 1. For the school year beginning July 1, 2023, and ending
23 June 30, 2024, for a school district that is the subject of
24 a proclamation of disaster emergency issued by the governor
25 on January 8, 2024, and that is located in a county with a
26 population of greater than ninety-nine thousand five hundred
27 but less than one hundred thousand, a county with a population
28 of greater than twenty-six thousand but less than twenty-seven
29 thousand, and a county with a population of greater than eight
30 thousand seven hundred sixty but less than eight thousand eight
31 hundred, all according to the 2020 federal decennial census,
32 all of the following duties, responsibilities, and requirements
33 shall be deemed not to apply, and the state board of education
34 and department of education shall waive all such duties,
35 responsibilities, and requirements:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2653

1 a. The administration of any assessment described in
2 section 256.7, subsection 21, paragraph "b".

3 b. The high school graduation requirements adopted pursuant
4 to section 256.7, subsection 26.

5 c. The administration of any assessment described in
6 section 256.11, subsection 5, paragraph "b".

7 d. The required days or hours of instruction described in
8 section 279.10.

9 e. The administration of any assessment described in
10 section 279.60, subsection 1 or 3.

11 f. The administration of any assessment described in
12 section 279.68.

13 g. The administration of any assessment related to English
14 learners.

15 h. Any reporting requirement related to accreditation.

16 i. The administration of any requirement related to dynamic
17 learning assessments.

18 j. The administration of any assessment related to
19 mathematics, reading, or early literacy.

20 2. This section shall not be construed to waive any duty,
21 responsibility, or requirement established under federal law,
22 rule, or regulation.

23 3. The director of the department of education shall work
24 with the United States department of education and attempt to
25 obtain appropriate waivers of duties, responsibilities, and
26 requirements established under federal law, rule, or regulation
27 for a school district described in subsection 1.

28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
29 importance, takes effect upon enactment.

30 EXPLANATION

31 The inclusion of this explanation does not constitute agreement with
32 the explanation's substance by the members of the general assembly.

33 This bill relates to school districts, including by
34 modifying provisions related to the district management levy
35 and waiving certain specified duties, responsibilities, and

LSB 6324HV (2) 90

-2-

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2/4

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2653

1 requirements for the school year beginning July 1, 2023, and
2 ending June 30, 2024.

3 The bill authorizes school districts to use the revenue from
4 the district management levy to pay the costs of retention
5 bonus payment to employees for the school year beginning
6 July 1, 2024, if the school district is the subject of a
7 proclamation of disaster emergency issued by the governor on
8 January 8, 2024, and the school district is located in a county
9 with a population of greater than 99,500 but less than 100,000,
10 a county with a population of greater than 26,000 but less than
11 27,000, and a county with a population of greater than 8,760
12 but less than 8,800. The bill provides that a school district
13 shall not expend more than \$700,000 under this provision and
14 shall not increase the amount of the district management levy
15 in order to make the retention bonus payments. The bill
16 establishes that this provision is repealed July 1, 2025.

17 The bill provides that for the school year beginning July
18 1, 2023, and ending June 30, 2024, for a school district
19 that is the subject of a proclamation of disaster emergency
20 issued by the governor on January 8, 2024, and that is located
21 in a county with a population of greater than 99,500 but
22 less than 100,000, a county with a population of greater
23 than 26,000 but less than 27,000, and a county with a
24 population of greater than 8,760 but less than 8,800, certain
25 specified duties, responsibilities, and requirements shall
26 be deemed not to apply, including duties, responsibilities,
27 and requirements related to assessments, days or hours of
28 attendance, and graduation requirements. The bill provides
29 that these provisions shall not be construed to waive any
30 duty, responsibility, or requirement established under
31 federal law. The bill requires the director of the department
32 of education to work with the United States department of
33 education and attempt to obtain appropriate waivers of duties,
34 responsibilities, and requirements established under federal
35 law for such a school district.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2653

1 The bill takes effect upon enactment.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2654 - Introduced

HOUSE FILE 2654
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2566)

(SUCCESSOR TO HSB 685)

A BILL FOR

- 1 An Act relating to tax collections for buildings or
- 2 improvements erected or made by a person on land owned by
- 3 another person.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2654

1 Section 1. Section 445.32, Code 2024, is amended to read as
2 follows:

3 **445.32 Liens on buildings or improvements.**

4 1. If a building or improvement is erected or made by a
5 person other than the owner of the land on which the building
6 or improvement is located, as provided for in section 428.4,
7 and the actual value of the building or improvement is less
8 than twenty thousand dollars, the building is not a residential
9 building, or the improvement is not a residential improvement,
10 the taxes on the building or improvement are and remain a lien
11 on the building or improvement from the date of levy until
12 paid. If the taxes on the building or improvement become
13 delinquent, as provided in section 445.37, the county treasurer
14 shall collect the tax as provided in sections 445.3 and 445.4.
15 This ~~section~~ subsection does not apply to special assessments,
16 or rates or charges.

17 2. If a building or improvement is erected or made by a
18 person other than the owner of the land on which the building
19 or improvement is located, as provided for in section 428.4,
20 the actual value of the building or improvement is twenty
21 thousand dollars or more, and the building is a residential
22 building or the improvement is an improvement to a residential
23 building, the taxes on the building or improvement are and
24 remain a lien on the building or improvement from the date of
25 levy until paid. If the taxes on the building or improvement
26 become delinquent, as provided in section 445.37, the county
27 treasurer shall collect the tax as provided in sections 445.3
28 and 445.4 or pursuant to chapter 446.

29 3. If a county treasurer commences tax collection
30 procedures under this section for delinquent taxes on a
31 building or improvement, the county treasurer shall send
32 notice to the owner of the land on which the building or
33 improvement is collected in the form prescribed by section
34 446.9, subsection 1.

35

EXPLANATION

LSB 5824HZ (2) 90

-1-

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1/2

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2654

1 The inclusion of this explanation does not constitute agreement with
2 the explanation's substance by the members of the general assembly.

3 When property adjacent to a public improvement benefits from
4 the improvement, a special assessment may be levied against the
5 adjacent properties that received the benefit to pay for all
6 or a portion of the improvement. Under current law, principal
7 and interest due and delinquent because of a special assessment
8 cannot be collected on a building or improvement erected or
9 made by a person on land owned by another person pursuant to
10 Code sections 445.3 and 445.4. This bill allows collections
11 pursuant to Code sections 445.3 and 445.4 or Code chapter 446
12 (tax sales) relating to residential buildings or improvements
13 on residential buildings, with an actual value of \$20,000 or
14 more, erected or made by a person on land owned by another
15 person to include principal and interest due and delinquent
16 because of special assessment levies.

17 The bill requires a county treasurer to provide notice to
18 the owner of leased land on which a building or improvement
19 is erected prior to commencing tax collection procedures for
20 delinquent taxes on the building or improvement.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2655 - Introduced

HOUSE FILE 2655
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 726)

A BILL FOR

1 An Act placing assessment limitations for property tax
2 purposes on commercial child care facilities, and including
3 effective date, applicability, and retroactive applicability
4 provisions.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 Section 1. Section 441.21, subsection 5, paragraph b,
2 subparagraph (2), unnumbered paragraph 1, Code 2024, is amended
3 to read as follows:

4 ~~For~~ Except as prescribed for property subject to
5 subparagraph (3), for valuations established for the assessment
6 year beginning January 1, 2022, and each assessment year
7 thereafter, the portion of actual value at which each property
8 unit of commercial property shall be assessed shall be the sum
9 of the following:

10 Sec. 2. Section 441.21, subsection 5, paragraph b, Code
11 2024, is amended by adding the following new subparagraph:

12 NEW SUBPARAGRAPH. (3) (a) For valuations established
13 for the assessment year beginning January 1, 2024, and each
14 assessment year thereafter, the portion of actual value at
15 which each portion of a property unit of commercial property
16 that is primarily used as a child care facility as defined
17 in section 237A.1, and for which an application has been
18 allowed under this subparagraph, shall be assessed at an amount
19 equal to the product of the assessment limitation percentage
20 applicable to residential property under subsection 4 for that
21 assessment year multiplied by the actual value of the property.

22 (b) Applications to qualify a child care facility for the
23 assessment limitation allowed under this subparagraph shall be
24 filed with the assessor not later than July 1 of the assessment
25 year for which the person is requesting the assessment
26 limitation. The application shall be on forms prescribed by
27 the department of revenue and must include all of the following
28 information:

29 (i) A description of the property, including the property's
30 location.

31 (ii) A copy of the license to operate as a child care
32 facility issued by the department of health and human services,
33 or other proof of eligibility as set forth by the department
34 of revenue by rule.

35 (iii) Any other information as required by the department

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 of revenue.

2 (c) Upon allowance of the application, the assessment
3 limitation shall be applied on the portion of the property
4 unit of commercial property that is primarily used as a child
5 care facility for successive years without further filing as
6 long as the property continues to be classified as commercial
7 property and is used for the purposes specified in the original
8 application for assessment limitation.

9 (d) No later than July 15 of each year, the assessor shall
10 remit the applications for assessment limitation to the county
11 auditor with the assessor's recommendation for allowance or
12 disallowance of the assessment limitation. If the assessor
13 recommends disallowance, the assessor shall submit the reasons
14 for the recommendation in writing to the county auditor.

15 (e) No later than July 24 of each year, the county auditor
16 shall forward the applications for assessment limitation to
17 the board of supervisors. The board shall determine the
18 eligibility for each application on or before September 1 of
19 each year.

20 (i) If the board disallows a claim, the board shall send
21 written notice by mail to the applicant at the applicant's
22 last known address. The notice shall state the reasons for
23 disallowing the application and shall state the applicant's
24 right to appeal the board's action to the district court. An
25 applicant may appeal the board's decision to the district court
26 of the county in which the property is located within thirty
27 days of the date of the notice of disallowance.

28 (ii) No later than October 1 of each year, the board of
29 supervisors shall certify all allowed assessment limitations
30 received for that year with the county auditor.

31 (f) If a property that has been granted an assessment
32 limitation ceases to be used as a child care facility, the
33 owner of the child care facility shall give written notice to
34 the assessor by the July 1 following the date the property
35 ceased to be used as a child care facility.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 (g) (i) If the board determines at any time within
2 thirty-six months of allowing an assessment limitation that the
3 assessment limitation was allowed in error, the board shall
4 notify the property owner by mail and conduct a hearing on the
5 matter.

6 (ii) If, after a hearing required by subparagraph
7 subdivision (i), the board determines the assessment limitation
8 was allowed in error and the assessment limitation should be
9 disallowed, the treasurer shall collect from the property owner
10 the amount of tax that would have been assessed on the property
11 if there had been no allowance of the assessment limitation
12 under this subparagraph (3). The amount due shall become a
13 lien on the property that received the assessment limitation
14 and shall be collected by the county treasurer in the same
15 manner as other taxes.

16 (h) The assessor shall retain a permanent file of properties
17 that have approved assessment limitations pursuant to this
18 subparagraph. If the assessor receives notice of a title
19 transfer pursuant to subparagraph division (i), then the
20 assessor shall file a notice of transfer of property.

21 (i) The county recorder shall give notice to the assessor
22 of each transfer of title filed in the recorder's office for a
23 property which has an allowed assessment limitation pursuant to
24 this subparagraph. The notice from the county recorder shall
25 describe the property transferred, the name of the person who
26 transferred title, and the name of the person to whom title is
27 transferred.

28 (j) The department of revenue shall adopt rules to implement
29 and administer this subparagraph.

30 Sec. 3. Section 441.21, subsection 5, paragraph e,
31 subparagraphs (1) and (3), Code 2024, are amended to read as
32 follows:

33 (1) For the fiscal year beginning July 1, 2023, there
34 is appropriated from the general fund of the state to the
35 department of revenue the sum of one hundred twenty-two million

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 three hundred fifty thousand dollars to be used for payments
2 under this paragraph calculated as a result of the assessment
3 limitations imposed under paragraph "b", subparagraph (2),
4 subparagraph division (a), and paragraph "c", subparagraph (2),
5 subparagraph division (a). For each fiscal year beginning on
6 or after July 1, 2024, there is appropriated from the general
7 fund of the state to the department of revenue the sum of one
8 hundred twenty-five million dollars to be used for payments
9 under this paragraph calculated as a result of the assessment
10 limitations imposed under paragraph "b", subparagraph (2),
11 subparagraph division (a), ~~and~~ paragraph "c", subparagraph (2),
12 subparagraph division (a), and paragraph "b", subparagraph (3),
13 for the portion of the actual value of the property unit equal
14 to or less than one hundred fifty thousand dollars.

15 (3) On or before July 1 of each fiscal year, the assessor
16 shall report to the county auditor that portion of the total
17 actual value of all commercial property and industrial property
18 in the county that is subject to the assessment limitations
19 imposed under paragraph "b", subparagraph (2), subparagraph
20 division (a), ~~and~~ paragraph "c", subparagraph (2), subparagraph
21 division (a), and paragraph "b", subparagraph (3), for the
22 portion of the actual value of the property unit equal to
23 or less than one hundred fifty thousand dollars, for the
24 assessment year used to calculate the taxes due and payable in
25 that fiscal year.

26 Sec. 4. Section 441.21, subsection 5, paragraph e,
27 subparagraph (4), subparagraph division (a), Code 2024, is
28 amended to read as follows:

29 (a) The product of the portion of the total actual value
30 of all commercial property, industrial property, and property
31 valued by the department under [chapter 434](#) in the county
32 that is subject to the assessment limitations imposed under
33 paragraph "b", subparagraph (2), subparagraph division (a);
34 ~~and~~ paragraph "c", subparagraph (2), subparagraph division (a);
35 and paragraph "b", subparagraph (3), for the portion of the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 actual value of the property unit equal to or less than one
2 hundred fifty thousand dollars, for the applicable assessment
3 year used to calculate taxes which are due and payable in the
4 applicable fiscal year multiplied by the difference, stated
5 as a percentage, between ninety percent and the assessment
6 limitation percentage applicable to residential property under
7 subsection 4 for the applicable assessment year.

8 Sec. 5. EFFECTIVE DATE. This Act, being deemed of immediate
9 importance, takes effect upon enactment.

10 Sec. 6. APPLICABILITY. The following apply to fiscal years
11 beginning on or after July 1, 2025, for payments pursuant to
12 section 441.21, subsection 5, paragraph "e":

13 1. The section of this Act amending section 441.21,
14 subsection 5, paragraph "e", subparagraphs (1) and (3).

15 2. The section of this Act amending section 441.21,
16 subsection 5, paragraph "e", subparagraph (4), subparagraph
17 division (a).

18 Sec. 7. RETROACTIVE APPLICABILITY. The following apply
19 retroactively to assessment years beginning on or after January
20 1, 2024:

21 1. The section of this Act amending section 441.21,
22 subsection 5, paragraph "b", subparagraph (2), unnumbered
23 paragraph 1.

24 2. The section of this Act enacting section 441.21,
25 subsection 5, paragraph "b", subparagraph (3).

26 EXPLANATION

27 The inclusion of this explanation does not constitute agreement with
28 the explanation's substance by the members of the general assembly.

29 This bill relates to assessment limitations for property
30 taxation purposes for commercial child care facilities,
31 and includes effective date, applicability, and retroactive
32 applicability provisions.

33 Code section 441.21(5) determines the amount of actual value
34 of commercial property that is subject to property tax. The
35 amount is the sum of the residential assessment limitation

LSB 6319HV (2) 90
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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2655

1 to the portion of the property's value that does not exceed
2 \$150,000 plus 90 percent of the property's value in excess of
3 \$150,000.

4 The bill excludes property that is primarily used as a child
5 care facility from the calculation of the actual value of the
6 property. The bill instead specifies that for assessment years
7 beginning on or after January 1, 2024, the amount of actual
8 value used as child care facilities that is subject to tax is
9 equal to the product of the assessment limitation percentage
10 applicable to residential property multiplied by the actual
11 value of the property provided that the property owner has
12 applied for the assessment limitation and the county board of
13 supervisors has allowed such an assessment limitation.

14 The bill establishes application procedures, approval
15 procedures, and recordkeeping procedures for the assessment
16 limitation.

17 The bill makes conforming changes to reflect the child care
18 facility assessment limitation.

19 The bill takes effect upon enactment.

20 The bill applies retroactively to assessment years beginning
21 on or after January 1, 2024, and applies to payments to local
22 governments for fiscal years beginning on or after July 1,
23 2025.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House File 2656 - Introduced

HOUSE FILE 2656
BY SCHOLTEN

A BILL FOR

1 An Act relating to professional sporting league broadcasting
2 blackouts.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2656

1 Section 1. NEW SECTION. 477A.13 Professional sports league
2 — broadcasting blackout prohibition.

3 1. For purposes of this section, “blackout” means the
4 nonairing of a cable, video, or satellite professional sporting
5 league event broadcast on a local broadcast station.

6 2. For purposes of this section, “sports broadcasting
7 entity” means and includes all of the following:

8 a. An internet-based streaming platform that allows for the
9 live viewing of professional sporting league event broadcasts.

10 b. A person providing cable service or video service in this
11 state.

12 3. For purposes of this section, “professional sporting
13 league” means and includes the national football league,
14 major league baseball, national hockey league, and national
15 basketball association.

16 4. A sports broadcasting entity shall be prohibited from
17 preventing professional sporting league event broadcasting
18 through a blackout to paying customers of the sports
19 broadcasting entity, unless the professional sports team
20 seeking the blackout plays at least one game in the state of
21 Iowa during the season in which the professional sports team
22 is seeking the blackout.

23 EXPLANATION

24 The inclusion of this explanation does not constitute agreement with
25 the explanation’s substance by the members of the general assembly.

26 This bill relates to professional sporting league
27 broadcasting blackouts.

28 The bill defines “blackout” to mean the nonairing of a cable,
29 video, or satellite professional sporting league event that
30 is broadcast on a local broadcast station. The bill defines
31 “sports broadcasting entity” to mean and include specified
32 internet-based streaming platforms and a person providing
33 cable service or video service in Iowa. The bill prohibits
34 a sports broadcasting entity from preventing professional
35 sporting league event broadcasting through a blackout to paying

LSB 6071YH (5) 90

-1-

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1/2

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

H.F. 2656

1 customers, unless the professional sporting league team seeking
2 the blackout plays at least one game in the state of Iowa
3 during the season in which the professional sporting league
4 team is seeking the blackout.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

House Amendment to
Senate File 574

S-5057

- 1 Amend Senate File 574, as passed by the Senate, as follows:
2 1. Page 1, before line 1 by inserting:
3 DIVISION ____
4 MAJOR ECONOMIC GROWTH ATTRACTION PROGRAM
5 2. Page 1, line 1, by striking <2023> and inserting <2024>
6 3. Page 1, line 3, by striking <(1)>
7 4. By striking page 1, line 5, through page 2, line 7, and
8 inserting <farming if all of the requirements of section 15.498
9 are met.>
10 5. Page 2, line 8, by striking <15.281> and inserting
11 <15.490>
12 6. Page 2, line 11, by striking <15.282> and inserting
13 <15.491>
14 7. Page 2, after line 20 by inserting:
15 <1A. *"Agricultural land"* means the same as defined in
16 section 91.1.>
17 8. Page 3, line 14, by striking <15.283> and inserting
18 <15.492>
19 9. Page 3, after line 14 by inserting:
20 <10A. *"Foreign adversary"* means a foreign government or
21 foreign non-government person as determined in 15 C.F.R. §7.4,
22 and that is listed in 15 C.F.R. §7.4(a) at any time from March
23 4, 2024, through the termination of the program.
24 10B. *"Foreign adversary entity"* means any of the following:
25 a. A foreign business subject to the jurisdiction of or
26 organized under the laws of a foreign adversary.
27 b. A foreign business owned, directed, or controlled by a
28 foreign adversary.>
29 10. Page 3, line 27, by striking <15.285> and inserting
30 <15.494>
31 11. Page 4, line 6, by striking <15.285> and inserting
32 <15.494>
33 12. Page 4, line 11, by striking <located on a certified
34 site>
35 13. Page 4, line 31, by striking <15.283> and inserting

SF 574.3550.H (1) 90

-1-

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1/5

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

- 1 <15.492>
- 2 14. Page 5, line 1, before <certified> by inserting <site
3 where the business has a controlling interest in or a>
- 4 15. Page 5, lines 1 and 2, by striking <acres that the
5 authority has determined> and inserting <acres. The authority
6 must determine a site>
- 7 16. Page 6, by striking lines 20 through 22 and inserting
8 <may be eligible to qualify for the program.>
- 9 17. Page 6, line 27, by striking <tax incentives under>
- 10 18. Page 7, line 31, by striking <15.284> and inserting
11 <15.493>
- 12 19. Page 8, by striking lines 14 and 15 and inserting
13 <agricultural land holdings if all of the requirements of
14 section 15.498 are met.>
- 15 20. Page 8, line 16, by striking <15.285> and inserting
16 <15.494>
- 17 21. Page 9, line 23, by striking <15.286B> and inserting
18 <15.497>
- 19 22. Page 9, line 27, by striking <15.283> and inserting
20 <15.492>
- 21 23. Page 9, line 34, by striking <15.284> and inserting
22 <15.493>
- 23 24. Page 10, line 7, by striking <15.286> and inserting
24 <15.495>
- 25 25. Page 11, line 19, by striking <15.286A> and inserting
26 <15.496>
- 27 26. Page 11, line 23, by striking <in a certified site>
- 28 27. Page 11, line 28, by striking <15.285> and inserting
29 <15.494>
- 30 28. Page 13, line 25, by striking <15.286B> and inserting
31 <15.497>
- 32 29. Page 13, line 27, by striking <subsection 2,>
- 33 30. Page 13, line 28, by striking <15.285> and inserting
34 <15.494>
- 35 31. Page 13, line 31, by striking <15.285> and inserting

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 <15.494>

2 32. Page 14, lines 9 and 10, by striking <section 422.16,
3 subsection 2,> and inserting <section 422.16>

4 33. Page 14, line 11, by striking <15.287> and inserting
5 <15.498>

6 34. Page 14, by striking lines 13 through 16 and inserting:
7 <1. The board may authorize an exemption to restrictions on
8 agricultural land holdings for a foreign business if all of the
9 following requirements are satisfied:

10 a. The foreign business qualifies as an eligible business
11 pursuant to section 15.492.

12 b. As part of the application of the foreign business under
13 section 15.493, the foreign business provides documentation
14 to the authority, as deemed necessary by the authority, to
15 establish that the foreign business is not associated with a
16 foreign adversary or foreign adversary entity.

17 c. The agricultural land for which the exemption is provided
18 is a mega site or included in a mega site.

19 d. The foreign business is not actively engaged in farming.>

20 35. Page 14, line 20, by striking <15.285> and inserting
21 <15.494>

22 36. Page 14, line 33, by striking <15.288> and inserting
23 <15.499>

24 37. Page 15, line 11, by striking <15.289> and inserting
25 <15.500>

26 38. Page 15, line 26, by striking <15.290> and inserting
27 <15.501>

28 39. Page 15, lines 29 and 30, by striking <section 9I.3,
29 subsection 3, paragraph "f"> and inserting <this part>

30 40. Page 15, line 31, by striking <2026> and inserting
31 <2027>

32 41. Page 15, after line 31 by inserting:

33 <Sec. _____. EMERGENCY RULES. The authority shall adopt
34 emergency rules under section 17A.4, subsection 3, and section
35 17A.5, subsection 2, paragraph "b", to implement the provisions

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 of this division of this Act within sixty business days of
2 the effective date of this division of this Act and shall
3 submit such rules to the administrative rules coordinator and
4 the administrative code editor pursuant to section 17A.5,
5 subsection 1, within the same period. The rules shall be
6 effective immediately upon filing unless a later date is
7 specified in the rules. Any rules adopted in accordance with
8 this section shall also be published as a notice of intended
9 action as provided in section 17A.4.

10 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 DIVISION ____

13 CERTIFIED SITE AND HIGH-QUALITY JOBS PROGRAMS — APPROPRIATION

14 Sec. ____ . 2023 Iowa Acts, chapter 110, section 15,
15 subsection 1, paragraph a, subparagraph (1), is amended to read
16 as follows:

17 (1) For the purposes of providing assistance as described in
18 section 15.335B for the high quality jobs program:

19 \$ 11,700,000

20 (a) From the moneys appropriated in this subparagraph, the
21 economic development authority may use not more than \$1,000,000
22 for purposes of providing infrastructure grants to main street
23 communities under the main street Iowa program and may allocate
24 not more than \$300,000 for the purposes of supporting statewide
25 worker education and quality preapprenticeship programs.

26 (b) Notwithstanding section 15.335B, subsection 2, from the
27 moneys appropriated in this subparagraph, \$300,000 is allocated
28 to the economic development authority for certification
29 costs associated with the authority's certified site program.
30 Moneys allocated in this subparagraph division must be used to
31 certify sites in counties with a population of less than 50,000
32 according to the 2020 federal decennial census and to certify
33 at least two sites in each congressional district.

34 Sec. ____ . EFFECTIVE DATE. This division of this Act, being
35 deemed of immediate importance, takes effect upon enactment.>

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

1 42. Title page, by striking lines 1 through 3 and
2 inserting <An Act relating to programs administered by the
3 economic development authority by establishing the economic
4 growth attraction program, modifying the certified site and
5 high-quality jobs programs, making appropriations, providing
6 penalties, and including effective date provisions.>

7 43. By renumbering, redesignating, and correcting internal
8 references as necessary.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2403 - Introduced

SENATE FILE 2403
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SF 2350)
(SUCCESSOR TO SSB 3005)

(COMPANION TO HF 2403 BY
COMMITTEE ON JUDICIARY)

A BILL FOR

1 An Act relating to responsibility for payment of fees relating
2 to termination of parental rights proceedings.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2403

1 Section 1. Section 600A.2, subsection 12, Code 2024, is
2 amended to read as follows:

3 12. a. "Indigent" means a any of the following:

4 (1) A person has an income level at or below one hundred
5 twenty-five percent of the United States poverty level as
6 defined by the most recently revised poverty income guidelines
7 published by the United States department of health and human
8 services, unless the court determines that the person is able
9 to pay for the cost of an attorney in the pending case.

10 (2) A person has an income level greater than one hundred
11 twenty-five percent but at or below two hundred percent of the
12 United States poverty level as defined by the most recently
13 revised poverty income guidelines published by the United
14 States department of health and human services, and the court
15 makes a written finding that not appointing an attorney would
16 create a substantial hardship.

17 b. In making the determination of a person's ability to pay
18 for the cost of an attorney or a guardian ad litem, the court
19 shall consider the person's income and the availability of any
20 assets subject to execution, including but not limited to cash,
21 stocks, bonds, and any other property which may be applied to
22 the satisfaction of judgments, and the nature and complexity
23 of the case.

24 Sec. 2. Section 600A.5, subsection 3, Code 2024, is amended
25 by adding the following new paragraph:

26 NEW PARAGRAPH. f. If the petitioner intends to access
27 public funds for the fees of the guardian ad litem or the
28 respondent's attorney fees, an attached financial affidavit,
29 signed under penalty of perjury, reflecting the household
30 income and family size of the petitioner.

31 Sec. 3. NEW SECTION. 600A.11 Payment of services of
32 guardian ad litem.

33 1. A person filing a petition for termination of parental
34 rights under this chapter shall be responsible for the payment
35 of reasonable fees for services provided by a guardian ad litem

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2403

1 appointed pursuant to section 600A.6 in juvenile court or in
2 an appellate proceeding initiated by the person filing the
3 petition unless the person filing the petition is a private
4 child-placing agency licensed under chapter 238 or the court
5 determines that the person filing the petition is indigent.

6 2. If the person filing the petition is a private
7 child-placing agency licensed under chapter 238 or if the
8 person filing the petition is indigent, the prospective parent
9 on whose behalf the petition is filed shall be responsible
10 for the payment of reasonable fees for services provided in
11 juvenile court or an appellate proceeding for a guardian ad
12 litem appointed pursuant to section 600A.6 unless the court
13 determines that the prospective parent on whose behalf the
14 petition is filed is indigent.

15 3. If the prospective parent on whose behalf the petition
16 is filed is indigent, and if the person filing the petition
17 is indigent or a private child-placing agency licensed under
18 chapter 238, the appointed guardian ad litem shall be paid
19 reasonable fees as determined by the state public defender from
20 the indigent defense fund established in section 815.11.

21 4. The state public defender shall review all the claims
22 submitted under subsection 2 or 3 and shall have the same
23 authority with regard to the payment of these claims as the
24 state public defender has with regard to claims submitted under
25 chapters 13B and 815, including the authority to adopt rules
26 concerning the review and payment of claims submitted.

27 Sec. 4. Section 815.11, subsection 1, Code 2024, is amended
28 to read as follows:

29 1. Costs incurred for legal representation by a
30 court-appointed attorney under [chapter 229A, 665, 822, or 908,](#)
31 or [section 232.141, subsection 3,](#) paragraph "d", or section
32 [598.23A, 600A.6B, 814.9, 814.10, 814.11, 815.4, 815.7, or](#)
33 [815.10,](#) or for payment of the services of a court-appointed
34 guardian ad litem under section 600A.11, subsection 3, on
35 behalf of an indigent shall be paid from moneys appropriated

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2403

1 by the general assembly to the office of the state public
2 defender in the department of inspections, appeals, and
3 licensing and deposited in an account to be known as the
4 indigent defense fund, except as provided in subsection 2.
5 Costs incurred representing an indigent defendant in a contempt
6 action, representing an indigent juvenile in a juvenile court
7 proceeding, or representing a person pursuant to section 13B.13
8 are also payable from the fund. However, costs incurred in any
9 administrative proceeding or in any other proceeding under this
10 chapter or chapter 598, 600, 600A, 633, 633A, 814, or 915 or
11 other provisions of the Code or administrative rules are not
12 payable from the fund.

13 Sec. 5. CODE EDITOR DIRECTIVES.

14 1. The Code editor is directed to transfer section 600A.6C,
15 Code 2024, to section 600A.6D.

16 2. The Code editor is directed to transfer section 600A.11,
17 as enacted in this Act, to section 600A.6C.

18 3. The Code editor shall correct internal references in the
19 Code and in any enacted legislation as necessary due to the
20 enactment of this section.

21 EXPLANATION

22 The inclusion of this explanation does not constitute agreement with
23 the explanation's substance by the members of the general assembly.

24 This bill relates to the responsibility for payment of fees
25 relating to termination of parental rights (TPR) proceedings.

26 The bill redefines "indigent" for the purposes of
27 determining whether a person is financially able to pay for the
28 cost of an attorney or a guardian ad litem in TPR proceedings.
29 Under Code section 600A.2, "indigent" means a person who has
30 an income level at or below 100 percent of the federal poverty
31 level, unless the court determines the person is able to pay
32 for the cost of the attorney. Under the bill, "indigent" is
33 defined as a person who has an income level at or below 125
34 percent of the federal poverty level; or a person who has an
35 income level greater than 125 percent but at or below 200

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2403

1 percent of the federal poverty level, and the court makes a
2 written finding that not appointing an attorney would create a
3 substantial hardship. The bill also makes a conforming change
4 in the definition of "indigent" to apply the standard for the
5 court determining a person's ability to pay the cost of an
6 attorney to also apply to determining a person's ability to pay
7 the costs of a guardian ad litem.

8 The bill requires that if a petitioner intends to access
9 public funds for the fees of the guardian ad litem or the
10 respondent's attorney fees, a petition for TPR shall include
11 an attached financial affidavit, signed under penalty of
12 perjury, reflecting the household income and family size of the
13 petitioner.

14 The bill provides for payment of services of a guardian ad
15 litem in a TPR proceeding who is appointed for a minor child
16 if the child does not have a guardian or if the interests
17 of the guardian conflict with the interests of the child.
18 Under the bill, a person filing a petition for TPR shall be
19 responsible for the payment of reasonable fees for services
20 provided by an appointed guardian ad litem in juvenile court or
21 in an appellate proceeding initiated by the person filing the
22 petition unless the person filing the petition is a licensed
23 private child-placing agency or the court determines that the
24 person filing the petition is indigent. If the person filing
25 the petition is a licensed private child-placing agency or
26 is indigent, the prospective parent shall be responsible for
27 the payment of reasonable fees for services provided by an
28 appointed guardian ad litem in juvenile court or an appellate
29 proceeding unless the court determines that the prospective
30 parent on whose behalf the petition is filed is indigent. If
31 the prospective parent is indigent, and if the person filing
32 the petition is indigent or a private child-placing agency,
33 the appointed guardian ad litem shall be paid reasonable fees
34 as determined by the state public defender from the indigent
35 defense fund. The bill requires the state public defender to

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2403

1 review all claims submitted for payment of the guardian ad
2 litem fees and authorizes the state public defender to act
3 on the claims as otherwise authorized under Code chapter 13B
4 (public defenders) and Code chapter 815 (costs-compensation and
5 fees-indigent defense).

6 The bill makes a conforming change in Code section 815.11
7 (appropriations for indigent defense — fund created) to
8 include authorization to utilize the moneys in the fund to pay
9 for the services of a court-appointed guardian ad litem for
10 TPR proceedings as provided under the bill on behalf of an
11 indigent.

12 The bill provides Code editor directives to allow the new
13 Code section under the bill relating to payment of services of
14 appointed guardians ad litem for TPR proceedings to be located
15 next to the Code section relating to payment of attorney fees
16 for TPR proceedings and to make other conforming changes.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2404 - Introduced

SENATE FILE 2404
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SF 2288)
(SUCCESSOR TO SSB 3080)

A BILL FOR

1 An Act relating to bank utilization of filing services offered
2 by the secretary of state.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2404

1 Section 1. Section 9.11, subsection 1, Code 2024, is amended
2 by adding the following new paragraph:

3 NEW PARAGRAPH. *j.* Chapter 524, including as provided in
4 section 524.303.

5 Sec. 2. NEW SECTION. **524.1423 Secretary of state — extra**
6 **services — surcharge.**

7 Upon the request of a filer of a document under this chapter,
8 the secretary of state shall provide an extra filing service
9 and assess a surcharge as provided in sections 9.14 and 9.15.

10 EXPLANATION

11 The inclusion of this explanation does not constitute agreement with
12 the explanation's substance by the members of the general assembly.

13 This bill relates to services provided by the secretary of
14 state to filers of documents pursuant to Code chapter 524. The
15 bill permits banks to use preclearance and expedited filing
16 services offered by the secretary of state's office.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2405 - Introduced

SENATE FILE 2405
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2373)
(SUCCESSOR TO SSB 3164)

A BILL FOR

1 An Act modifying provisions related to the distribution formula
2 for general state financial aid to community colleges and
3 including applicability provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 Section 1. Section 260C.18C, Code 2024, is amended to read
2 as follows:

3 **260C.18C State aid distribution formula.**

4 1. *Purpose.* A distribution plan for general state financial
5 aid to Iowa's community colleges is established for the fiscal
6 year commencing July 1, ~~2005~~ 2025, and succeeding fiscal years.
7 Funds appropriated by the general assembly to the department
8 for general financial aid to community colleges shall be
9 allocated to each community college in the manner provided
10 under this section for the community colleges to provide
11 the highest quality educational opportunities and services,
12 as described in section 260C.1, to the greatest number of
13 students.

14 2. *Definitions.* As used in this section and section
15 260C.18D, unless the context otherwise requires:

16 a. "*Base funding allocation*" means the amount of general
17 state financial aid all community colleges received in the base
18 year.

19 b. "*Base year*" means the fiscal year immediately preceding
20 the budget year.

21 ~~c. "*Below-average support per FTEE*" for a community college~~
22 ~~means the state average combined support per FTEE minus the~~
23 ~~combined support per FTEE for the community college if the~~
24 ~~community college's combined support per FTEE is less than the~~
25 ~~state average combined support per FTEE.~~

26 ~~d. c.~~ "*Budget year*" means the fiscal year for which moneys
27 are appropriated by the general assembly.

28 e. ~~d.~~ "*Combined support*" for a community college means
29 the total amount of moneys the community college received in
30 general state financial aid in the base year plus the community
31 college's general fund property tax revenue, including utility
32 replacement, for the base year.

33 ~~f. "*Combined support per FTEE*" for a community college~~
34 ~~means the community college's combined support divided by its~~
35 ~~three-year rolling average full-time equivalent enrollment for~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 ~~the three years prior to the base year.~~

2 ~~g. "Contact hour" for a noncredit course equals fifty~~
3 ~~minutes of contact between an instructor and students in a~~
4 ~~scheduled course offering for which students are registered.~~

5 ~~h. "Credit hour", for purposes of community college funding~~
6 ~~distribution, shall be as defined by the department by rule.~~

7 ~~i. "Eligible credit courses" means all credit courses that~~
8 ~~are eligible for general state financial aid which are part~~
9 ~~of a department approved program of study. The department~~
10 ~~shall review and provide a determination should a question of~~
11 ~~eligibility occur.~~

12 ~~j. "Eligible growth support" for a community college is the~~
13 ~~community college's below average support per FTEE multiplied~~
14 ~~times its three-year rolling average full-time equivalent~~
15 ~~enrollment.~~

16 ~~k. "Eligible noncredit courses" means all noncredit courses~~
17 ~~eligible for general state financial aid which fall under one~~
18 ~~of the eligible categories for noncredit courses as defined~~
19 ~~by rule of the department. The department shall review and~~
20 ~~provide a determination should a question of eligibility occur.~~

21 ~~l. "Eligible student" means a student enrolled in eligible~~
22 ~~credit or eligible noncredit courses. The department shall~~
23 ~~review and provide a determination should a question of~~
24 ~~eligibility occur.~~

25 ~~m. e. "Fiscal year" means the period of twelve months~~
26 ~~beginning on July 1 and ending on June 30.~~

27 ~~n. One "full-time equivalent enrollment (FTEE)" equals~~
28 ~~twenty-four credit hours for credit courses or six hundred~~
29 ~~contact hours for noncredit courses generated by all eligible~~
30 ~~students enrolled in eligible courses.~~

31 ~~o. f. "General fund property tax revenue" means the amount~~
32 ~~of moneys a community college raised or could have raised from~~
33 ~~a property tax of twenty and one-fourth cents per thousand~~
34 ~~dollars of assessed valuation on all taxable property in its~~
35 ~~merged area collected for the base year.~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 ~~p. g.~~ "General state financial aid" means the amount of
2 general state financial aid the community college received from
3 the general fund.

4 ~~q.~~ "Inflation adjustment amount" means the inflation rate
5 minus two percentage points multiplied times the base funding
6 allocation. The inflation adjustment amount shall not be less
7 than zero.

8 ~~r.~~ "Inflation rate" means the average of the preceding
9 twelve-month percentage change, which shall be computed on
10 a monthly basis, in the consumer price index for all urban
11 consumers, not seasonally adjusted, published by the United
12 States department of labor, bureau of labor statistics,
13 calculated for the calendar year ending six months after the
14 beginning of the base year.

15 ~~s.~~ "State-average combined support per FTEE" means the
16 average of the combined support per FTEE for all community
17 colleges in the state in the base year.

18 ~~t.~~ "Three-year rolling average full-time equivalent
19 enrollment" means the average of the audited full-time
20 equivalent enrollment for a community college over the three
21 fiscal years prior to the base year as determined by the
22 department.

23 ~~u.~~ "Total growth support amount" means the sum of the
24 eligible growth support for all the community colleges.

25 3. *Distribution formula.* Moneys appropriated by the general
26 assembly from the general fund to the department for community
27 college purposes for general state financial aid for a budget
28 year shall be allocated to each community college by the
29 department as follows:

30 ~~a.~~ If the inflation rate is equal to two percent or less:

31 ~~(1) Base funding allocation.~~ The moneys shall first
32 be allocated in the amount of general state financial aid
33 each community college received in the base year. If the
34 appropriation is less than the total of the amount of general
35 state financial aid each community college received in the base

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 year, the moneys shall be allocated in the same proportion as
2 the allocation of general state financial aid each community
3 college received in the base year.

4 ~~(2) *Marginal cost adjustment.* After the base funding has~~
5 ~~been allocated, each community college shall be allocated up to~~
6 ~~an additional two percent of its base funding allocation. The~~
7 ~~community college's allocation shall be in the same proportion~~
8 ~~as the allocation of general state financial aid each community~~
9 ~~college received in the base year.~~

10 ~~(3) *Three-year rolling average of full-time equivalent*~~
11 ~~*enrollment.* If the increase in the total state general aid~~
12 ~~exceeds two percent over the base funding allocation, an amount~~
13 ~~up to an additional one percent of the base funding allocation~~
14 ~~shall be distributed based upon each community college's~~
15 ~~proportional share of the three-year rolling average full-time~~
16 ~~equivalent enrollments for all community colleges.~~

17 ~~(4) *Extraordinary growth adjustment.* If the increase in~~
18 ~~total state general aid exceeds three percent over the base~~
19 ~~funding allocation, an amount up to an additional one percent~~
20 ~~of the base funding allocation shall be distributed as follows:~~

21 ~~(a) Forty percent of the moneys shall be allocated based~~
22 ~~upon each community college's proportional share of the~~
23 ~~three-year rolling average full-time equivalent enrollments for~~
24 ~~all community colleges.~~

25 ~~(b) Sixty percent of the moneys shall be allocated to~~
26 ~~community colleges that have eligible growth support. The~~
27 ~~allocation shall be based upon the proportional share that each~~
28 ~~community college's eligible growth support bears to the total~~
29 ~~growth support amount. Once the moneys allocated under this~~
30 ~~subparagraph division equal the total growth support amount,~~
31 ~~the remaining moneys allocated under this subparagraph shall be~~
32 ~~allocated as provided in subparagraph division (a).~~

33 ~~(5) *Additional three-year rolling average FTEE*~~
34 ~~*allocation.* If the increase in total state general aid~~
35 ~~exceeds four percent over the base funding allocation, all~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 ~~remaining moneys shall be distributed based upon each college's~~
2 ~~proportional share of the three-year rolling average full-time~~
3 ~~equivalent enrollments for all community colleges~~ Annually,
4 on or before October 31 of each year, the presidents of
5 the community colleges and the chancellors of the community
6 colleges who serve as the chief executive officers of such
7 community colleges shall establish a distribution formula for
8 general state aid to the community colleges for the succeeding
9 budget year. When determining the distribution formula
10 pursuant to this paragraph, the presidents and chancellors
11 shall consider the enrollment and combined support for each
12 community college, along with any other factor deemed relevant
13 by the presidents and chancellors. The distribution formula
14 shall not allocate funding to a community college that is below
15 the general state financial aid the community college received
16 in any previous budget year, unless there is a reduction in the
17 base funding allocation. The distribution formula requires the
18 approval of at least ten of the presidents and chancellors. If
19 the presidents and chancellors approve a distribution formula
20 pursuant to this paragraph, the presidents and chancellors
21 shall transmit the distribution formula to the department, and
22 the department shall implement the distribution formula.

23 ~~b. If the inflation rate is greater than two percent but~~
24 ~~less than four percent:~~

25 ~~(1) *Base funding allocation.* The moneys shall first~~
26 ~~be allocated in the amount of general state financial aid~~
27 ~~each community college received in the base year. If the~~
28 ~~appropriation is less than the total of the amount of general~~
29 ~~state financial aid each community college received in the base~~
30 ~~year, the moneys shall be allocated in the same proportion as~~
31 ~~the allocation of general state financial aid each community~~
32 ~~college received in the base year.~~

33 ~~(2) *Marginal cost adjustment.* After the base funding has~~
34 ~~been allocated, each community college shall be allocated up to~~
35 ~~an additional two percent of its base funding allocation. The~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 ~~community college's allocation shall be in the same proportion~~
2 ~~as the allocation of general state financial aid each community~~
3 ~~college received in the base year.~~

4 ~~(3) Three-year rolling average of full-time equivalent~~
5 ~~enrollment. If the increase in the total state general aid~~
6 ~~exceeds two percent over the base funding allocation, an amount~~
7 ~~up to an additional one percent of the base funding allocation~~
8 ~~shall be distributed based upon each community college's~~
9 ~~proportional share of the three-year rolling average full-time~~
10 ~~equivalent enrollments for all community colleges.~~

11 ~~(4) Extraordinary growth adjustment. If the increase in~~
12 ~~total state general aid exceeds three percent over the base~~
13 ~~funding allocation, an amount up to an additional one percent~~
14 ~~of the base funding allocation shall be based as follows:~~

15 ~~(a) Forty percent of the moneys shall be allocated based~~
16 ~~upon each community college's proportional share of the~~
17 ~~three-year rolling average full-time equivalent enrollments for~~
18 ~~all community colleges.~~

19 ~~(b) Sixty percent of the moneys shall be allocated to~~
20 ~~community colleges that have eligible growth support. The~~
21 ~~allocation shall be based upon the proportional share that each~~
22 ~~community college's eligible growth support bears to the total~~
23 ~~growth support amount. Once the moneys allocated under this~~
24 ~~subparagraph division equal the total growth support amount,~~
25 ~~the remaining moneys allocated under this subparagraph shall be~~
26 ~~allocated as provided in subparagraph division (a).~~

27 ~~(5) Inflation adjustment. If the increase in total~~
28 ~~state general aid exceeds four percent over the base funding~~
29 ~~allocation, an amount up to the inflation adjustment amount~~
30 ~~shall be distributed to each community college in the same~~
31 ~~proportion as the allocation of general state financial aid~~
32 ~~each community college received in the base year.~~

33 ~~(6) Additional three-year rolling average FTEE~~
34 ~~allocation. If there are remaining moneys to be distributed~~
35 ~~under this paragraph after distributing moneys under~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 ~~subparagraph (5), all remaining moneys shall be distributed~~
2 ~~based upon each community college's proportional share of the~~
3 ~~three-year rolling average full-time equivalent enrollments~~
4 ~~for all community colleges~~ If the presidents of the community
5 colleges and the chancellors of the community colleges who
6 serve as the chief executive officers of such community
7 colleges fail to approve a distribution formula on or before
8 October 31 pursuant to paragraph "a", the department shall
9 establish the distribution formula for general state aid
10 to the community colleges for the succeeding budget year.
11 When determining the distribution formula pursuant to this
12 paragraph, the department shall consider the enrollment
13 and combined support for each community college, along with
14 any other factor deemed relevant by the department. The
15 distribution formula shall not allocate funding to a community
16 college that is below the general state financial aid the
17 community college received in any previous budget year, unless
18 there is a reduction in the base funding allocation.

19 *e.* ~~If the inflation rate equals or exceeds four percent:~~
20 ~~(1) *Base funding allocation.* The moneys shall first~~
21 ~~be allocated in the amount of general state financial aid~~
22 ~~each community college received in the base year. If the~~
23 ~~appropriation is less than the total of the amount of general~~
24 ~~state financial aid each community college received in the base~~
25 ~~year, the moneys shall be allocated in the same proportion as~~
26 ~~the allocation of general state financial aid each community~~
27 ~~college received in the base year.~~

28 ~~(2) *Marginal cost adjustment.* After the base funding has~~
29 ~~been allocated, each community college shall be allocated up to~~
30 ~~an additional two percent of its base funding allocation. The~~
31 ~~community college's allocation shall be in the same proportion~~
32 ~~as the allocation of general state financial aid each community~~
33 ~~college received in the base year.~~

34 ~~(3) *Three-year rolling average of full-time equivalent*~~
35 ~~enrollment. If the increase in the total state general aid~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

~~1 exceeds two percent over the base funding allocation, an amount
2 up to an additional one percent of the base funding allocation
3 shall be distributed based upon each community college's
4 proportional share of the three-year rolling average full-time
5 equivalent enrollments for all community colleges.~~

~~6 (4) *Inflation adjustment.* If the increase in total state
7 general aid exceeds three percent over the base funding
8 allocation, an amount up to the inflation adjustment amount
9 shall be distributed to each community college in the same
10 proportion as the allocation of general state financial aid
11 each community college received in the base year.~~

~~12 (5) *Extraordinary growth adjustment.* If there are
13 remaining moneys to be distributed under this paragraph after
14 distributing moneys under subparagraph (4), an amount up to an
15 additional one percent of the base funding allocation shall be
16 based as follows:~~

~~17 (a) Forty percent of the moneys shall be allocated based
18 upon each community college's proportional share of the
19 three-year rolling average full-time equivalent enrollments for
20 all community colleges.~~

~~21 (b) Sixty percent of the moneys shall be allocated to
22 community colleges that have eligible growth support. The
23 allocation shall be based upon the proportional share that each
24 community college's eligible growth support bears to the total
25 growth support amount. Once the moneys allocated under this
26 subparagraph division equal the total growth support amount,
27 the remaining moneys allocated under this subparagraph shall be
28 allocated as provided in subparagraph division (a).~~

~~29 (6) *Additional three-year rolling average FTEE*
30 *allocation.* If there are remaining moneys to be distributed
31 under this paragraph after distributing moneys under
32 subparagraph (5), all remaining moneys shall be distributed
33 based upon each community college's proportional share of the
34 three-year rolling average full-time equivalent enrollments for
35 all community colleges.~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 4. *Information supplied by colleges and adoption of rules.*

2 a. Each community college shall provide information in
3 the manner and form as determined by the department. If
4 a community college fails to provide the information as
5 requested, the department shall estimate the full-time
6 equivalent enrollment of that college.

7 b. Each community college shall complete and submit an
8 annual student enrollment audit to the department. ~~Adjustments~~
9 ~~to community college state general aid allocations shall be~~
10 ~~made based on student enrollment audit outcomes.~~

11 c. The department shall adopt rules under [chapter 17A](#) as
12 necessary for the allocation of general state financial aid.

13 Sec. 2. APPLICABILITY. This Act applies to budget years
14 beginning on or after July 1, 2025.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 This bill modifies provisions related to the distribution
19 formula for general state financial aid to community colleges.
20 Current Code section 260C.18C establishes a distribution
21 formula for the allocation of state moneys appropriated
22 annually by the general assembly to the department of education
23 for distribution to each community college. The distribution
24 formula includes a base funding allocation, a marginal
25 cost adjustment, a three-year rolling average of full-time
26 equivalent enrollment, an extraordinary growth adjustment, and
27 other allocations.

28 The bill provides that funds appropriated by the general
29 assembly to the department of education for general financial
30 aid to community colleges shall be allocated to each community
31 college for the community colleges to provide the highest
32 quality educational opportunities and services to the greatest
33 number of students.

34 The bill modifies Code section 260C.18C to provide that the
35 moneys that the general assembly appropriates from the general

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2405

1 fund of the state to the department of education for community
2 college purposes for general state financial aid shall be
3 allocated to each community college by the department pursuant
4 to the terms of a distribution formula that is approved by at
5 least 10 of the presidents and chancellors of the community
6 colleges. The presidents and chancellors must, on or before
7 October 31 of each year, establish such distribution formula
8 for the succeeding budget year. However, the distribution
9 formula shall not allocate funding to a community college
10 that is below the general state financial aid the community
11 college received in any previous budget year, unless there is a
12 reduction in the base funding allocation.

13 If the presidents and chancellors of the community colleges
14 fail to approve a distribution formula, the bill requires
15 the department of education to establish the distribution
16 formula for general state aid to the community colleges for
17 the succeeding budget year. When determining the distribution
18 formula, the department of education is required to consider
19 the enrollment and combined support for each community college.
20 Additionally, the bill provides that the distribution formula
21 established by the department of education shall not allocate
22 funding to a community college that is below the general state
23 financial aid the community college received in any previous
24 budget year, unless there is a reduction in the base funding
25 allocation.

26 Current law provides that adjustments to community college
27 state general aid allocations are required to be made based on
28 the outcomes of audits of student enrollment. The bill strikes
29 this provision.

30 The bill applies to budget years beginning on or after July
31 1, 2025.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2406 - Introduced

SENATE FILE 2406
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 3185)

A BILL FOR

1 An Act providing for a veterans' benefits and services poster
2 for employers to display in the workplace.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2406

1 Section 1. Section 10A.202, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. The department is responsible for the administration of
4 the laws of this state under chapters 88A, 88B, 89, 89A, 90A,
5 91A, 91C, 91D, 91E, 91F, and 92, and such other labor-services
6 duties assigned to the department or director.

7 Sec. 2. Section 10A.204, subsection 3, Code 2024, is amended
8 to read as follows:

9 3. The director, in consultation with the labor
10 commissioner, shall, at the time provided by law, make an
11 annual report to the governor setting forth in appropriate
12 form the business and expense of the division and department
13 under this subchapter for the preceding year, the number
14 of remedial actions taken under chapter 89A, the number of
15 disputes or violations processed by the division or department
16 and the disposition of the disputes or violations, and other
17 matters pertaining to the division or department under this
18 subchapter ~~which~~ that are of public interest, together with
19 recommendations for change or amendment of the laws in this
20 chapter and chapters 88, 88A, 88B, 89, 89A, 89B, 90A, 91A, 91C,
21 91D, 91E, 91F, and 92, and sections 85.67A and 85.68, and the
22 recommendations, if any, shall be transmitted by the governor
23 to the first general assembly in session after the report is
24 filed.

25 Sec. 3. NEW SECTION. 91F.1 Definitions.

26 For purposes of this chapter, unless the context otherwise
27 requires:

28 1. "Department" means the Iowa department of veterans
29 affairs established in section 35A.4.

30 2. "Director" means the director of the department of
31 inspections, appeals, and licensing.

32 3. "Employer" means a person, as defined in section 4.1,
33 who in this state employs for wages fifty or more full-time
34 employees.

35 Sec. 4. NEW SECTION. 91F.2 Posting of veterans' benefits

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2406

1 and services.

2 1. The director shall consult with the department to create
3 a veterans' benefits and services poster for employers to
4 display in the workplace. The director, in coordination with
5 the department, shall make the poster available to employers.

6 2. The poster shall include, at a minimum, information
7 regarding all of the following matters available to veterans:

8 a. Substance abuse and mental health treatment resources.

9 b. Educational, workforce, and training resources.

10 c. Tax benefits.

11 d. Vehicle registration, driver's license, and nonoperator's
12 identification card services.

13 e. Eligibility for unemployment insurance benefits.

14 f. Legal services.

15 3. Every employer shall display the poster created pursuant
16 to this section in a conspicuous place accessible to employees
17 in the workplace.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with
20 the explanation's substance by the members of the general assembly.

21 This bill requires the director of the department of
22 inspections, appeals, and licensing to consult with the Iowa
23 department of veterans affairs to create a veterans' benefits
24 and services poster for employers, as defined in the bill, to
25 display in the workplace. The bill requires the director, in
26 coordination with the department, to make the poster available
27 to employers. The bill specifies the minimum content of the
28 poster.

29 The bill requires every employer to display the poster in a
30 conspicuous place accessible to employees in the workplace.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2407 - Introduced

SENATE FILE 2407
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SF 2235)
(SUCCESSOR TO SSB 3125)

A BILL FOR

1 An Act creating a lifetime fur harvester license for disabled
2 veterans.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2407

1 Section 1. Section 483A.24, Code 2024, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 16A. Upon payment of a fee established by
4 rules adopted pursuant to section 483A.1 for a lifetime fur
5 harvester license, the department shall issue a lifetime fur
6 harvester license to a resident of Iowa who has served in the
7 armed forces of the United States on federal active duty and
8 who was disabled or was a prisoner of war during that veteran's
9 military service. The department shall prepare an application
10 to be used by a person requesting a lifetime fur harvester
11 license under this subsection. The department of veterans
12 affairs shall assist the department in verifying the status or
13 claims of applicants under this subsection. Fees recovered
14 under this subsection shall be used to recover administrative
15 costs of issuance of licenses and any other administrative
16 costs. As used in this subsection, "disabled" means entitled to
17 a service connected rating under 38 U.S.C. ch. 11.

18

EXPLANATION

19 The inclusion of this explanation does not constitute agreement with
20 the explanation's substance by the members of the general assembly.

21 This bill creates a lifetime fur harvester license for a
22 resident of Iowa who has served in the armed forces of the
23 United States on federal active duty and who was disabled,
24 as defined in the bill, or was a prisoner of war during that
25 veteran's military service. The bill requires the department
26 of natural resources (DNR) to establish a fee by rule for the
27 lifetime fur harvester license and prepare an application
28 to be used by a person requesting a lifetime fur harvester
29 license. The department of veterans affairs shall assist DNR
30 in verifying the status or claims of applicants and utilize the
31 fees collected to recover costs associated with the license's
32 administration.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2408 - Introduced

SENATE FILE 2408
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SF 489)
(SUCCESSOR TO SSB 1180)

A BILL FOR

1 An Act relating to automated traffic systems, including for
2 traffic law enforcement and for capture of registration
3 plate images, providing for the use of associated revenue
4 for length of service award programs, making appropriations,
5 providing penalties, and including effective date
6 provisions.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

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DIVISION I

AUTOMATED OR REMOTE SYSTEMS FOR TRAFFIC LAW ENFORCEMENT —

AUTOMATIC REGISTRATION PLATE READERS

Section 1. NEW SECTION. 321P.1 Definitions.

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

1. *“Automated or remote system for traffic law enforcement”* or *“system”* means a camera or other optical device designed to work in conjunction with an official traffic control signal or speed measuring device to detect motor vehicles being operated in violation of traffic laws, the use of which results in the issuance of citations sent through the mail or by electronic means.

2. *“Critical traffic safety issues”* include traffic violations resulting in a traffic collision or accident and traffic collisions and accidents resulting in serious injury or death occurring at a location.

3. *“Department”* means the state department of transportation.

4. *“Local authority”* means a county or municipality having authority to adopt local police regulations under the Constitution of the State of Iowa and laws of this state.

Sec. 2. NEW SECTION. 321P.2 Permit required — local ordinances.

1. A person shall not use an automated or remote system for traffic law enforcement unless authorized under this chapter. A local authority shall not adopt, enforce, or otherwise administer an ordinance authorizing the use of a system, and shall not use a system, unless the local authority holds a valid permit to use a system at the system’s location. Notwithstanding section 331.302, subsection 6, and section 380.3, the governing body of a local authority that is considering an ordinance to authorize or implement traffic law enforcement by automated or remote systems shall not suspend the requirements of section 331.302, subsection 6, or section

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 380.3, as applicable.

2 2. A local authority may apply for a permit by submitting
3 an application to the department in a manner determined by
4 the department. The department may approve or disapprove
5 the application for a permit based on the department's
6 determination that a system is appropriate and necessary and
7 the least restrictive means to address the critical traffic
8 safety issues at a location. The department shall only issue
9 one permit for a local authority, which shall set forth all
10 locations at which a local authority is authorized to use a
11 system. A local authority may submit an application to the
12 department to update the local authority's permit with a new
13 location in the same manner and with the same information as
14 required for the initial permit. An application for a permit
15 must contain all of the following for a location at which the
16 local authority intends to operate a system:

17 a. Records detailing the number and description of traffic
18 violations at the location, which shall be compiled and
19 maintained by the local authority for at least one year prior
20 to the installation of the system and for each year the system
21 is in operation. The records shall be considered public
22 records for purposes of chapter 22.

23 b. Records detailing the number and severity of traffic
24 collisions and accidents occurring at the location.

25 c. An analysis of existing traffic speed data, posted speed
26 limits, traffic volume data, and intersection and roadway
27 measurements of the location. The analysis must demonstrate
28 to the department that existing speed restrictions and traffic
29 control signal timing are appropriate and must describe how
30 the speed restrictions and traffic control signal timing were
31 established.

32 d. The proposed cause of critical traffic safety issues at
33 the location.

34 e. Alternative methods to improve traffic safety at the
35 location that the local authority has implemented or has

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 considered but declined to implement. Alternative methods
2 to improve traffic safety may include but are not limited to
3 changes relating to law enforcement practices, roadway or
4 intersection design, traffic control devices used, and public
5 education campaigns.

6 *f.* Details of discussions, if any, held with an entity that
7 has resources which may aid the reduction of traffic collisions
8 and accidents caused at the location by failure to obey speed
9 restrictions or traffic control signals and subsequent actions
10 taken by the local authority.

11 *g.* An explanation detailing the reasons that the use of a
12 system at the location is appropriate and necessary and the
13 least restrictive means to address the critical traffic safety
14 issues.

15 Sec. 3. NEW SECTION. 321P.3 Use limited.

16 1. A local authority shall not use an automated or remote
17 system for traffic law enforcement to issue a citation for
18 a traffic violation unless the violation is for any of the
19 following:

20 *a.* Failure to yield or stop at an intersection controlled by
21 a traffic control signal.

22 *b.* Failure to yield or stop at a railroad crossing.

23 *c.* Exceeding the speed limit by more than ten miles per
24 hour.

25 2. A local authority with a population of twenty thousand or
26 less based on the most recent federal decennial census shall
27 not use a mobile system to issue a citation for a traffic
28 violation. The department shall adopt rules pursuant to
29 chapter 17A otherwise authorizing and regulating the operation
30 of mobile systems, taking into consideration a mobile system's
31 mobility, flexible usage, and the needs of a local authority to
32 control traffic speed to address critical traffic safety issues
33 at a location. However, the rules shall not authorize the use
34 of a mobile system other than in neighborhoods, construction
35 zones, school zones, including collegiate zones, and locations

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 where traffic enforcement is difficult or dangerous to enforce
2 by alternative methods.

3 3. A local authority, regardless of its population, may
4 issue a warning memorandum to the owner of a vehicle that was
5 operated in violation of a traffic law if the violation was
6 detected by an automated or remote system for traffic law
7 enforcement, including a mobile system.

8 Sec. 4. NEW SECTION. **321P.4 Automatic registration plate**
9 **readers — data retention limited.**

10 1. The operator of an automatic registration plate reader
11 or any associated data storage device shall permanently delete
12 from the plate reader and storage device, as applicable, every
13 image of a vehicle registration plate captured by the plate
14 reader, and any other accompanying data, no later than thirty
15 days after the image was captured.

16 2. Prior to deletion under subsection 1, an image of
17 a vehicle registration plate captured by an automatic
18 registration plate reader, and any other accompanying data,
19 may be copied and stored by a law enforcement agency if the
20 image and data are relevant to an ongoing criminal case or
21 investigation. The law enforcement agency shall maintain
22 the copied registration plate image and accompanying data in
23 accordance with the agency's evidence retention policies.
24 Copies maintained by the law enforcement agency are not subject
25 to subsection 1.

26 3. For purposes of this section, "*automatic registration*
27 *plate reader*" or "*plate reader*" means a camera or other optical
28 device designed or programmed to automatically detect a
29 vehicle's registration plate, or to automatically capture
30 or store an image of a vehicle's registration plate and any
31 accompanying data.

32 4. A person who violates subsection 1 commits a simple
33 misdemeanor.

34 Sec. 5. NEW SECTION. **321P.5 Notice — signage and reports.**

35 1. a. A local authority shall not operate an automated or

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 remote system for traffic law enforcement at a fixed location
2 unless permanent signs meeting the requirements as specified in
3 the department manual on uniform traffic-control devices and
4 giving notice of the system are erected at least five hundred
5 feet but not more than one thousand feet along the approach of
6 the highway where the system is used.

7 *b.* A local authority shall not operate a mobile automated
8 or remote system for traffic law enforcement unless permanent
9 signs meeting the requirements as specified in the department
10 manual on uniform traffic-control devices and giving notice
11 of the local authority's use of a mobile system within the
12 boundaries of the local authority are posted at every location
13 where a highway enters the boundaries of the local authority.

14 *c.* Signs required under this subsection shall be erected
15 by the local authority at the local authority's expense at
16 least thirty days prior to a system enforcing any detected
17 violations.

18 2. A local authority using a system shall submit to the
19 department an annual report by March 1 of each year detailing
20 the number of traffic collisions and accidents that occurred at
21 each location where a system is in use, the number of citations
22 issued for each system during the previous calendar year, and
23 any other relevant information about the systems that the local
24 authority deems appropriate. The local authority shall post
25 the report on the local authority's internet site, if the local
26 authority has an internet site.

27 **Sec. 6. NEW SECTION. 321P.6 Enforcement.**

28 1. A local authority shall not issue a citation or warning
29 memorandum for a violation detected by a system until a peace
30 officer of the local authority, or an individual trained and
31 certified by the local authority, has reviewed and approved
32 the recorded photograph or video to affirm a traffic violation
33 occurred.

34 2. *a.* For a violation other than an excessive speed
35 violation, the amount of the fine imposed by a citation

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 resulting from a violation detected by a system shall not
2 exceed the amount of the scheduled fine for the violation under
3 section 805.8A.

4 *b.* For an excessive speed violation detected by a system
5 other than as provided in paragraph `c`, the fine shall not
6 exceed the following amounts:

7 (1) Seventy-five dollars for speed greater than ten miles
8 per hour in excess of the limit but not more than twenty miles
9 per hour in excess of the limit.

10 (2) One hundred dollars for speed greater than twenty miles
11 per hour in excess of the limit but not more than twenty-five
12 miles per hour in excess of the limit.

13 (3) Two hundred fifty dollars for speed greater than
14 twenty-five miles per hour in excess of the limit but not more
15 than thirty miles per hour in excess of the limit.

16 (4) Five hundred dollars for speed greater than thirty miles
17 per hour in excess of the limit.

18 *c.* For an excessive speed violation detected by a system in
19 a road work zone, as defined in section 321.1, the fine shall
20 not exceed the following amounts:

21 (1) One hundred fifty dollars for speed greater than ten
22 miles per hour in excess of the limit but not more than twenty
23 miles per hour in excess of the limit.

24 (2) Two hundred dollars for speed greater than twenty miles
25 per hour in excess of the limit but not more than twenty-five
26 miles per hour in excess of the limit.

27 (3) Five hundred dollars for speed greater than twenty-five
28 miles per hour in excess of the limit but not more than thirty
29 miles per hour in excess of the limit.

30 (4) One thousand dollars for speed greater than thirty miles
31 per hour in excess of the limit.

32 3. A system not in compliance with this chapter shall not
33 be used to detect violations. A citation issued while the
34 system is not in compliance with this chapter is void and
35 unenforceable.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 4. A violation detected by an automated or remote system
2 for traffic law enforcement is a civil infraction. Such
3 a violation shall not be considered by the department of
4 transportation for purposes of driver's license sanctions,
5 and shall not be considered by an insurer for purposes of a
6 person's automobile insurance rates. The fine associated with
7 a citation issued by a local authority as the result of the use
8 of a system must be a civil penalty.

9 Sec. 7. NEW SECTION. 321P.7 Liability for violations
10 detected.

11 1. A citation for a violation detected by an automated or
12 remote system for traffic law enforcement shall be issued to
13 the owner of the identified motor vehicle.

14 2. a. Notwithstanding subsection 1, a local authority shall
15 provide the owner of a motor vehicle who receives a citation
16 for a violation detected by a system with an opportunity
17 to submit evidence that the owner was not operating the
18 motor vehicle at the time of the violation. As part of the
19 proceeding, the owner shall provide the name and address of the
20 person who was operating the motor vehicle at the time of the
21 violation.

22 b. Notwithstanding subsection 1, a citation issued to the
23 owner of a motor vehicle may be amended and issued to the
24 person identified under paragraph "a" who was operating the
25 motor vehicle.

26 3. For purposes of this section, "owner" means a person
27 who holds the legal title to a motor vehicle. However, if the
28 motor vehicle is the subject of a security agreement with a
29 right of possession in the debtor, the debtor is deemed the
30 owner for purposes of this section, or if the motor vehicle is
31 leased as defined in section 321.493, the lessee is deemed the
32 owner for purposes of this section.

33 Sec. 8. NEW SECTION. 321P.8 Revenue — disbursement and
34 retention.

35 1. A local authority that operates an automated or remote

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 system for traffic law enforcement under this chapter shall
2 remit all of the following amounts received as a result of the
3 use of the system, not including the cost to install, operate,
4 and maintain the system, monthly to the treasurer of state:

5 *a.* Ten percent of the moneys shall be deposited in the
6 length of service award program grant fund created in section
7 100B.52.

8 *b.* Five percent of the moneys shall be deposited in the
9 general fund of the state and are appropriated to the Iowa law
10 enforcement academy established under chapter 80B to provide
11 training, certification, and recertification of officers.

12 2. A local authority shall not use the remaining moneys
13 retained by the local authority under subsection 1 other than
14 for any of the following purposes:

15 *a.* To fund transportation infrastructure improvement
16 projects.

17 *b.* To offset costs incurred relating to the operation of a
18 police department or fire department.

19 Sec. 9. NEW SECTION. 321P.9 Installation and maintenance.

20 1. A local authority shall install a system in a manner that
21 minimizes the effect of camera flash on drivers, if a camera
22 flash is used.

23 2. An automated or remote system for traffic law enforcement
24 must only record a photograph or video of the rear of a vehicle
25 and the vehicle's registration plate while the vehicle is used
26 to commit an alleged traffic violation. A local authority
27 shall not install a system such that the system's camera is
28 placed to capture the front of a motor vehicle or the face of
29 any person in the vehicle being recorded. In accordance with
30 section 321P.6, subsection 3, a citation issued by a system
31 that captures the front of a motor vehicle or the face of any
32 person in the vehicle is void and unenforceable.

33 3. A system must verify its internal calibrations daily, and
34 a person trained in the calibration of the system shall conduct
35 a monthly calibration.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 4. A local authority operating a system shall maintain
2 a monthly log detailing whether a person trained in the
3 calibration of the system successfully performed the monthly
4 calibrations and whether the system successfully performed the
5 daily internal calibrations.

6 5. The log and documentation of the calibrations required
7 under this section are admissible in any court proceeding
8 relating to a violation detected by the system.

9 6. If a daily or monthly calibration is not successfully
10 performed, the system shall not operate until a successful
11 calibration is subsequently performed.

12 DIVISION II

13 EXISTING SYSTEMS

14 Sec. 10. EXISTING SYSTEMS.

15 1. A local authority using an automated or remote system for
16 traffic law enforcement prior to January 1, 2024, may submit
17 to the department of transportation by July 1, 2024, a list
18 of system locations and justifications for placement and use
19 of the systems at the locations in conformance with section
20 321P.2, as enacted by this Act, to the extent practicable,
21 as determined by the department. The department shall, by
22 October 1, 2024, issue a permit as provided in section 321P.2,
23 as enacted by this Act, to a local authority that provided
24 valid submissions in accordance with this subsection. A local
25 authority using a system prior to January 1, 2024, may continue
26 to use the system in the same manner and at the same locations
27 as the system was used on or before January 1, 2024, during
28 the period of time between the local authority's submission to
29 the department and the date the department issues the permit
30 to the local authority, unless the system is a mobile system
31 prohibited under section 321P.3, as enacted by this Act. If,
32 on October 1, 2024, a local authority has not been issued a
33 permit by the department as a result of a submission that was
34 not timely filed, or due to a timely filed submission that did
35 not otherwise comply with this subsection, the local authority

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 shall cease using all systems until the local authority obtains
2 a permit from the department pursuant to section 321P.2, as
3 enacted by this Act.

4 2. A local authority using an automated or remote system
5 for traffic law enforcement at a location for the first time
6 on or after January 1, 2024, shall not be issued a permit by
7 the department of transportation pursuant to section 321P.2, as
8 enacted by this Act, before July 1, 2026.

9 Sec. 11. EFFECTIVE DATE. This division of this Act, being
10 deemed of immediate importance, takes effect upon enactment.

11 DIVISION III

12 LENGTH OF SERVICE AWARD PROGRAMS

13 Sec. 12. NEW SECTION. 100B.51 Length of service award
14 programs — authorization.

15 The governing body of a municipality, as defined in section
16 100B.21, is authorized to establish a length of service award
17 program for volunteer fire fighters as defined in section
18 85.61, emergency medical care providers as defined in section
19 147A.1 who are volunteers, and reserve peace officers as
20 defined in section 80D.1A. The program shall provide length
21 of service awards, as described in section 457(e)(11) of the
22 Internal Revenue Code, to volunteer fire fighters, volunteer
23 emergency medical care providers, and reserve peace officers
24 serving a municipality that elects to establish a program. The
25 program shall be designed to treat awards from the program as
26 a tax-deferred benefit under the Internal Revenue Code. The
27 governing body of the municipality shall, in consultation with
28 the chief or other person in command of the fire department
29 and police department serving the municipality, as applicable,
30 adopt guidelines providing for eligibility requirements for
31 participation by volunteer fire fighters, volunteer emergency
32 medical care providers, and reserve peace officers, minimum
33 vesting requirements, distribution requirements, and such other
34 guidelines as deemed necessary to operate the program.

35 Sec. 13. NEW SECTION. 100B.52 Length of service award

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 program grant fund — appropriation.

2 1. A length of service award program grant fund is created
3 in the state treasury under the control of the department of
4 revenue. The fund shall consist of all moneys appropriated to
5 the fund.

6 2. Moneys in the length of service award program grant fund
7 are appropriated to the department of revenue for the purpose
8 of providing grants to municipalities that have established
9 a length of service award program as described in section
10 100B.51 to provide contributions to the program on behalf
11 of participants in the program. The department of revenue
12 shall adopt rules pursuant to chapter 17A establishing a grant
13 application process. The grant process must provide for up
14 to a dollar-for-dollar funding match from a municipality that
15 has established a length of service award program. The grant
16 process must allow a municipality to use moneys received to
17 fund the program from gifts, devises, bequests, or any other
18 source for purposes of providing the funding match required by
19 this subsection.

20 3. Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in the fund shall be credited to
22 the fund. Notwithstanding section 8.33, moneys credited to the
23 fund shall not revert at the close of a fiscal year.

24

EXPLANATION

25 The inclusion of this explanation does not constitute agreement with
26 the explanation's substance by the members of the general assembly.

27 AUTOMATED TRAFFIC SYSTEMS. This bill creates a new Code
28 chapter 321P which regulates the use of automated or remote
29 systems for traffic law enforcement (systems). A system is a
30 camera or other optical device designed to work in conjunction
31 with an official traffic control signal or speed measuring
32 device to detect motor vehicles being operated in violation
33 of traffic laws, the use of which results in the issuance of
34 citations sent through the mail or by electronic means.

35 The bill requires local authorities to hold a valid permit

LSB 2506SZ (2) 90

-11-

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11/16

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 from the department of transportation (DOT) before using a
2 system or adopting, enforcing, or otherwise administering an
3 ordinance authorizing the use of a system. The bill prohibits
4 the governing body of a local authority that is considering an
5 ordinance to authorize or implement systems from suspending
6 the requirement to meet and vote twice on the ordinance before
7 final passage, as is allowed under current law.

8 A local authority may apply for a permit by submitting an
9 application to the DOT. The DOT may approve or disapprove the
10 application based on the DOT's determination that a system
11 is appropriate and necessary and the least restrictive means
12 to address the critical traffic safety issues at a location.
13 The DOT must only approve one permit for a local authority,
14 which sets forth all locations at which a local authority is
15 authorized to use a system. A local authority may submit an
16 application to the DOT to update the local authority's permit
17 with a new location. The bill lists the required information
18 to provide on an application for a permit, including but not
19 limited to records relating to traffic violations and traffic
20 collisions and accidents occurring at the location; an analysis
21 of existing traffic speed data, posted speed limits, traffic
22 volume data, and intersection and roadway measurements;
23 the proposed cause of critical traffic safety issues; and
24 alternative methods to improve traffic safety.

25 The bill requires an image of a registration plate, and
26 any related data, captured by an automatic registration plate
27 reader to be deleted from the reader, including storage devices
28 used in connection with the reader, no later than 30 days after
29 the image is captured. However, a law enforcement agency is
30 authorized to make a copy of the image and data if relevant to
31 an ongoing criminal case or investigation. The requirement
32 to delete the plate image and data does not apply to copies
33 retained by a law enforcement agency in accordance with the
34 agency's evidence retention policy. A person who violates
35 these automatic registration plate reader requirements commits

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 a simple misdemeanor. A simple misdemeanor is punishable by
2 confinement for no more than 30 days and a fine of at least \$105
3 but not more than \$855.

4 The bill limits the use of a system to issue citations only
5 for violations for failure to yield or stop at an intersection
6 controlled by a traffic control signal or at a railroad
7 crossing, or exceeding the speed limit by more than 10 miles
8 per hour (MPH). A local authority with a population of 20,000
9 or less cannot use a mobile system to issue citations. The
10 DOT must adopt administrative rules otherwise authorizing
11 and regulating the use of mobile systems, including the
12 use of mobile systems in certain locations. Regardless of
13 its population size, a local authority may issue a warning
14 memorandum to the owner of a vehicle that was operated in
15 violation of a traffic law if the violation was detected using
16 a system, including a mobile system.

17 The bill requires a local authority to provide certain
18 notice to drivers about the use of a system. Permanent signage
19 providing notice to drivers that a system is in place at a
20 fixed location must be erected at least 500 feet but not
21 more than 1,000 feet along the approach of any highway where
22 the system is used. If a mobile system is used, the local
23 authority must post permanent signs giving notice of the use
24 of mobile systems within the local authority's boundaries at
25 every location where a highway enters the boundaries of the
26 local authority. The signs must be erected at the expense of
27 the local authority. Every location where an automated or
28 remote system is used must be clearly identified and installed
29 at least 30 days prior to the system enforcing any detected
30 violations. A local authority must provide an annual report
31 to the DOT about the local authority's systems, and post the
32 report on the local authority's internet site, if applicable.

33 A local authority is prohibited from issuing a citation
34 or warning memorandum for a violation detected by a system
35 until a peace officer of the local authority, or an individual

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 trained and certified by the local authority, has reviewed
2 and approved the recorded photograph or video to affirm a
3 traffic violation occurred. The amount of the fine imposed by
4 a citation resulting from a violation, other than an excessive
5 speed violation, detected by a system is limited to the amount
6 of the scheduled fine for the same violation under Code section
7 805.8A. The maximum amount for a fine for an excessive speed
8 violation is set forth in the bill based on MPH in excess of the
9 limit, and is doubled if the violation occurs in a road work
10 zone. A system not in compliance with the bill cannot be used
11 to detect violations. A citation issued while the system is
12 not in compliance is void and unenforceable.

13 The bill requires system citations to be issued to the owner
14 of a motor vehicle, but also requires local authorities to
15 provide an opportunity for an owner to identify another person
16 who was operating the vehicle during the violation.

17 A local authority that collects revenue for traffic
18 violations detected by a system must remit certain percentages
19 of moneys received from the use of the system, not including
20 the cost to install, operate, and maintain the system, to the
21 treasurer of state: 10 percent is deposited in the length
22 of service award program fund established in the bill, and 5
23 percent is deposited in the general fund of the state to be
24 used by the Iowa law enforcement academy. A local authority
25 is prohibited from spending the moneys retained by the local
26 authority other than to fund transportation infrastructure
27 projects or to offset costs incurred relating to the operation
28 of a police or fire department.

29 The bill requires that systems be installed to avoid the
30 effect of camera flash on drivers and to prevent capturing
31 recordings of the front of the vehicle or persons in the
32 vehicle. The bill regulates the required system maintenance
33 and frequency of maintenance, including system compliance with
34 generally accepted procedures for the system, daily internal
35 calibrations, and monthly calibration by a person trained in

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 the calibration of the system. The bill requires a local
2 authority to maintain a monthly log detailing the maintenance
3 and calibration records.

4 EXISTING SYSTEMS. The bill provides that a local authority
5 using a system prior to January 1, 2024, may submit to the DOT
6 by July 1, 2024, a list of system locations and justifications
7 for placement and use. The department must, by October 1,
8 2024, issue a permit to the local authority. A local authority
9 using a system prior to January 1, 2024, may continue to use
10 the system, unless it is a mobile system prohibited under
11 new Code section 321P.3, in the same manner and at the same
12 locations as the system was used while the DOT is considering
13 the local authority's application. If, on October 1, 2024,
14 the local authority has not been issued a permit, the local
15 authority must cease using all systems until the local
16 authority obtains a permit under the bill. A local authority
17 using a system at a location for the first time on or after
18 January 1, 2024, shall not be issued a permit before July 1,
19 2026. These provisions of the bill take effect upon enactment.

20 LENGTH OF SERVICE AWARD PROGRAMS. The bill authorizes a
21 municipality, defined as a city, county, township, benefited
22 fire district, or agency authorized by law to provide emergency
23 response services, to establish a length of service award
24 program as described in the Internal Revenue Code for volunteer
25 fire fighters, volunteer emergency medical care providers, and
26 reserve peace officers. The governing body of a municipality
27 that establishes a program shall, in consultation with the
28 chief or other person in command of the fire department and
29 police department serving the municipality, as applicable,
30 adopt guidelines providing for eligibility requirements for
31 participation, minimum vesting requirements, distribution
32 requirements, and such other guidelines as deemed necessary to
33 operate the program.

34 The bill also establishes a length of service award program
35 grant fund under the control of the department of revenue.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2408

1 Moneys in the fund are appropriated to the department for
2 grants to municipalities that have established a length of
3 service award program to provide contributions to the program
4 on behalf of participants. The bill requires the department
5 to adopt rules establishing a grant application process that
6 shall provide for up to a dollar-for-dollar funding match from
7 a municipality that has established a length of service award
8 program. The bill also requires the grant process to allow
9 a municipality to use moneys received from any source for
10 purposes of providing the funding match required by the bill.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate File 2409 - Introduced

SENATE FILE 2409
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2375)
(SUCCESSOR TO SSB 3173)

A BILL FOR

1 An Act relating to the powers, duties, and responsibilities
2 of state government entities associated with the budget,
3 financial control, and information technology, making
4 penalties applicable, and making appropriations.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 DIVISION I
2 BUDGET AND FINANCIAL CONTROL — INFORMATION TECHNOLOGY
3 Section 1. Section 8.2, Code 2024, is amended to read as
4 follows:
5 **8.2 Definitions.**
6 When used in [this chapter](#):
7 1. "Appropriated receipts" means receipts that have been
8 appropriated by the general assembly.
9 ~~1.~~ 2. "Block grant" means funds from the federal government
10 awarded in broad program areas within which the state is given
11 considerable latitude in determining how funds are used and for
12 which the state develops its own plan for spending according
13 to general federal guidelines. "Block grant" does not include
14 education research grants.
15 ~~2.~~ 3. "Budget" means the budget document required by this
16 chapter to be transmitted to the legislature general assembly.
17 ~~3.~~ 4. "Categorical grant" means federal funds applied
18 for and received by the state which are in the form of
19 entitlements, formula grants, discretionary grants, open-ended
20 entitlements, or another form that may be used only for
21 specific, narrowly defined activities, except funds for
22 student aid and assistance; grants, contracts, and cooperative
23 agreements for research and training for which no appropriated
24 matching funds are required; and reimbursements for services
25 rendered.
26 ~~4. "Code" or "the Code" means the Code of Iowa.~~
27 5. "Custodial funds" means those funds from various
28 deposits, taxes, or other means that are properly collected
29 from, held for, and distributed to individuals, private
30 organizations, and other governments as provided by law.
31 ~~5.~~ 6. The terms "department and establishment" and
32 "department" or "establishment", "department or establishment"
33 mean any executive department, commission, board, institution,
34 bureau, office, or other agency of the state government, by
35 whatever name called, that uses, expends, or receives any

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 state government funds, including the state department of
2 transportation, except for funds ~~which~~ that are required
3 to match federal aid allotted to the state by the federal
4 government for highway special purposes, but excluding the
5 courts and the legislature general assembly.

6 7. "General fund" means the general fund of the state
7 established pursuant to section 444.21.

8 ~~6.~~ 8. "Government" means the government of the state of
9 Iowa.

10 ~~7. "Private trust funds" means any and all endowment~~
11 ~~funds and any and all moneys received by a department or~~
12 ~~establishment from private persons to be held in trust and~~
13 ~~expended as directed by the donor.~~

14 ~~8. "Repayment receipts" means those moneys collected by a~~
15 ~~department or establishment that supplement an appropriation~~
16 ~~made by the legislature.~~

17 9. "Government funds" means all moneys appropriated by the
18 general assembly, or moneys collected by or for the state, or a
19 department or establishment of the state, pursuant to authority
20 granted by law.

21 10. "Private purpose trust funds" means trust arrangements
22 under which the principal and income benefit individuals,
23 private organizations, or other governments. "Private purpose
24 trust funds" does not include pension or other employee benefit
25 trust funds or investment trust funds.

26 ~~9.~~ 11. "Special fund" "Special revenue fund" means any
27 and all government fees and other revenue receipts earmarked
28 to finance a governmental agency to which ~~no~~ a general fund
29 appropriation is not made by the state.

30 ~~10. "State funds" means any and all moneys appropriated by~~
31 ~~the legislature, or money collected by or for the state, or an~~
32 ~~agency thereof, pursuant to authority granted by any of its~~
33 ~~laws.~~

34 ~~11.~~ 12. "Unencumbered balance" means the unobligated
35 balance of an appropriation after charging ~~thereto~~ to the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 appropriation all unpaid liabilities for goods and services and
2 all contracts or agreements payable from ~~an~~ the appropriation
3 ~~or a special fund.~~

4 Sec. 2. Section 8.3A, subsection 1, paragraph a, Code 2024,
5 is amended to read as follows:

6 a. "Capital project" means a project that consists
7 of nonroutine repairs and replacements unrelated to new
8 construction for which the cost is two hundred fifty thousand
9 dollars or more, new construction, infrastructure or site
10 development, equipment, or information technology, as defined
11 in section 8B.1. "Capital project" includes land acquisition
12 and projects that extend the useful life of or change the
13 functional use of a facility. "Capital project" does not
14 include highway and right-of-way projects or airport capital
15 projects undertaken by the state department of transportation
16 and financed from dedicated funds or capital projects funded
17 by nonstate grants, gifts, or contracts obtained at or through
18 state universities, if the projects do not require a commitment
19 of additional state resources for maintenance, operations, or
20 staffing.

21 Sec. 3. Section 8.4, Code 2024, is amended to read as
22 follows:

23 **8.4 Department of management.**

24 The department of management is created, which is directly
25 attached to the office of the governor and under the general
26 direction, supervision, and control of the governor. The
27 office is in immediate charge of an officer to be known
28 as "the director", who shall be appointed by the governor,
29 subject to confirmation by the senate, and shall hold office
30 at the governor's pleasure and shall receive a salary as set
31 by the governor. The director may establish, abolish, and
32 consolidate divisions within the department of management
33 when necessary for the efficient performance of the various
34 functions and duties of the department of management. Before
35 entering upon the discharge of duties, the director shall

LSB 5393SZ (3) 90

-3-

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 take the constitutional oath of office and ~~give a surety bond~~
2 ~~in the penalty fixed by the governor, payable to the state,~~
3 ~~which shall not be less than twenty-five thousand dollars,~~
4 ~~conditioned upon the faithful discharge of the director's~~
5 ~~duties. The premium on the bond shall be paid out of the state~~
6 ~~treasury.~~

7 Sec. 4. Section 8.5, subsection 1, Code 2024, is amended
8 by striking the subsection and inserting in lieu thereof the
9 following:

10 1. *Personnel.* Employ personnel as necessary for the
11 performance of the duties and responsibilities assigned to the
12 department of management.

13 Sec. 5. Section 8.5, Code 2024, is amended by adding the
14 following new subsections:

15 NEW SUBSECTION. 5. *Investigations.* Make such
16 investigations of the organization, activities, and methods of
17 procedure of the several departments and establishments as the
18 director of the department of management may be called upon to
19 make by the governor or general assembly.

20 NEW SUBSECTION. 6. *Legislative assistance.*

21 a. Furnish to any committee of either house of the general
22 assembly having jurisdiction over revenues or appropriations
23 such assistance and information regarding the financial affairs
24 of the government as the committee may request.

25 b. Develop and recommend legislative proposals deemed
26 necessary for the continued efficiency of the department of
27 management in performing information technology functions under
28 subchapter XI, and review legislative proposals generated
29 outside of the department which are related to matters within
30 the department's purview.

31 NEW SUBSECTION. 7. *Rules.* Make such rules, subject to the
32 approval of the governor, as may be necessary for effectively
33 carrying on the work of the department of management. The
34 director may, with the approval of the executive council,
35 require any state official, agency, department, or commission,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 to require any applicant, registrant, filer, permit holder,
2 or license holder, whether individual, partnership, trust, or
3 corporation, to submit to said official, agency, department,
4 or commission, the social security number or the tax number or
5 both so assigned to said individual, partnership, trust, or
6 corporation.

7 NEW SUBSECTION. 8. *Allotments.* Perform the necessary work
8 involved in reviewing requests for allotments as are submitted
9 to the governor for approval.

10 NEW SUBSECTION. 9. *Budget document.* Prepare the budget
11 document and draft the legislation to make it effective.

12 NEW SUBSECTION. 10. *Taxation transparency and*
13 *disclosure.* Exercise the powers and perform the duties
14 and responsibilities of the director and the department as
15 authorized or required under chapter 8G.

16 NEW SUBSECTION. 11. *General control.* Perform such other
17 duties as may be required to effectively control the financial
18 operations of the government as limited by this chapter.

19 NEW SUBSECTION. 12. *Capital project budgeting*
20 *requests.* Compile annually all capital project budgeting
21 requests of all state agencies, as those terms are defined in
22 section 8.3A, and to consolidate the requests, with individual
23 state agency priorities noted, into a report for submission
24 with the budget documents by the governor pursuant to section
25 8.22. Any additional information regarding the capital
26 project budgeting requests or priorities shall be compiled and
27 submitted in the same report.

28 NEW SUBSECTION. 13. *Capital project planning and budgeting*
29 *authority.* Call upon any state agency, as defined in section
30 8.3A, for assistance the director may require in performing the
31 director's duties under subsection 12. All state agencies,
32 upon the request of the director, shall assist the director and
33 are authorized to make available to the director any existing
34 studies, surveys, plans, data, and other materials in the
35 possession of the state agencies which are relevant to the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 director's duties.

2 NEW SUBSECTION. 14. *State tort claims — risk management*
3 *coordinator.* Designate a position within the department of
4 management to serve as the executive branch's risk management
5 coordinator.

6 *a.* The risk management coordinator shall have all of the
7 following responsibilities:

8 (1) Coordinating and monitoring risk control policies and
9 programs in the executive branch, including but not limited
10 to coordination with the employees of departments who are
11 responsible for the workers' compensation for state employees
12 and management of state property.

13 (2) Consulting with the attorney general with respect to
14 the risk control policies and programs and trends in claims and
15 liability of the state under chapter 669.

16 (3) Coordinating the state's central data repository for
17 claims and risk information.

18 *b.* The costs of salary, benefits, and support for the risk
19 management coordinator shall be authorized by the state appeal
20 board established in chapter 73A and shall be paid as claims
21 for services furnished to the state under section 25.2.

22 NEW SUBSECTION. 15. *Salary model administrator.* Designate
23 a position within the department of management to serve as the
24 salary model administrator.

25 *a.* The salary model administrator shall work in conjunction
26 with the legislative services agency to maintain the state's
27 salary model used for analyzing, comparing, and projecting
28 state employee salary and benefit information, including
29 information relating to employees of the state board of
30 regents.

31 *b.* The department of revenue, the department of
32 administrative services, the institutions governed by the state
33 board of regents pursuant to section 262.7, each judicial
34 district's department of correctional services, and the state
35 department of transportation shall provide salary data to the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 department of management and the legislative services agency
2 to operate the state's salary model. The format and frequency
3 of provision of the salary data shall be determined by the
4 department of management and the legislative services agency.
5 *c.* The information shall be used in collective bargaining
6 processes under chapter 20 and in calculating the funding needs
7 contained within any annual salary adjustment legislation.
8 A state employee organization as defined in section 20.3,
9 subsection 4, may request information produced by the model,
10 but the information provided shall not contain information
11 attributable to individual employees.
12 NEW SUBSECTION. 16. *Chief information officer.* Designate a
13 position within the department of management to serve as the
14 chief information officer for the department and supported
15 entities, as defined in section 8B.1, who shall be the sole
16 chief information officer for the department and supported
17 entities.
18 NEW SUBSECTION. 17. *Gubernatorial advice.* Provide advice
19 to the governor, including advice related to information
20 technology, as defined in section 8B.1.
21 NEW SUBSECTION. 18. *Information technology*
22 *consultation.* Consult with departments and establishments on
23 issues related to information technology, as defined in section
24 8B.1.
25 NEW SUBSECTION. 19. *Cybersecurity.* Exercise the sole
26 authority in the executive branch of state government for
27 convening cross-jurisdictional, multi-entity collaborations to
28 address cybersecurity issues for supported entities, as defined
29 in section 8B.1.
30 NEW SUBSECTION. 20. *Designation of services — funding —*
31 *customer council.*
32 *a.* Establish a process by which the department of
33 management, in consultation with the department of
34 administrative services, determines which services provided
35 by the department of administrative services shall be funded

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 by an appropriation and which services shall be funded by the
2 governmental entity receiving the service.

3 *b.* Establish a process for determining whether the
4 department of administrative services shall be the sole
5 provider of a service for purposes of those services which the
6 department of management determines under paragraph "a" are to
7 be funded by the governmental entities receiving the service.

8 *c.* (1) Establish, by rule, a customer council responsible
9 for overseeing the services provided solely by the department
10 of administrative services. The rules adopted shall provide
11 for all of the following:

12 (i) The method of appointment of members to the council by
13 the governmental entities required to receive the services.

14 (ii) The duties of the customer council which shall be as
15 follows:

16 (i) Annual review and approval of the department of
17 administrative services' business plan regarding services
18 provided solely by the department of administrative services.

19 (ii) Annual review and approval of the procedure for
20 resolving complaints concerning services provided by the
21 department of administrative services.

22 (iii) Annual review and approval of the procedure
23 for setting rates for the services provided solely by the
24 department of administrative services.

25 (2) A process for receiving input from affected
26 governmental entities as well as for a biennial review by the
27 customer council of the determinations made by the department
28 of management of which services are funded by an appropriation
29 to the department of administrative services and which services
30 are funded by the governmental entities receiving the service,
31 including any recommendations as to whether the department of
32 administrative services shall be the sole provider of a service
33 funded by the governmental entities receiving the service. The
34 department of management, in consultation with the department
35 of administrative services, may change the determination of

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 a service if the change is in the best interests of those
2 governmental entities receiving the service.

3 (2) If a service to be provided may also be provided to the
4 judicial branch or legislative branch, then the rules shall
5 provide that the chief justice of the supreme court may appoint
6 a member to the customer council, and the legislative council
7 may appoint a member from the senate and a member from the
8 house of representatives to the customer council, respectively,
9 at their discretion.

10 NEW SUBSECTION. 21. *Annual report.* On an annual basis,
11 the department of management shall prepare a report to the
12 governor and the general assembly regarding the total spending
13 on technology for the previous fiscal year, the total amount
14 appropriated for the current fiscal year, and an estimate of
15 the amount to be requested for the succeeding fiscal year
16 for all supported entities, as defined in section 8B.1. The
17 report must include a five-year projection of technology cost
18 savings, an accounting of the level of technology cost savings
19 for the current fiscal year, and a comparison of the level of
20 technology cost savings for the current fiscal year with that
21 of the previous fiscal year. The department shall file the
22 report as soon as possible after the close of a fiscal year,
23 and by no later than the second Monday of January of each year.

24 NEW SUBSECTION. 22. *Other powers and duties.* Exercise and
25 perform such other powers and duties as may be prescribed by
26 law.

27 Sec. 6. Section 8.8, Code 2024, is amended to read as
28 follows:

29 **8.8 Special olympics fund — appropriation.**

30 ~~A special olympics fund is created in the office of the~~
31 ~~treasurer of state under the control of the department of~~
32 ~~management.~~ There is appropriated annually from the general
33 fund of the state to the special olympics fund department of
34 management one hundred thousand dollars for distribution to
35 one or more organizations which administer special olympics

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 programs benefiting the citizens of Iowa with disabilities.

2 Sec. 7. Section 8.9, subsection 1, Code 2024, is amended to
3 read as follows:

4 1. The office of grants enterprise management is
5 established in the department of management. The function of
6 the office is to develop and administer a system process to
7 ~~track, identify, advocate for,~~ and coordinate nonstate block
8 ~~grants as defined in section 8.2, subsections 1 and 3~~
9 and categorical grants. Staffing for the office of grants
10 enterprise management shall be provided by a facilitator
11 appointed by the director of the department of management.
12 Additional staff may be hired, subject to the availability of
13 funding.

14 Sec. 8. Section 8.10, Code 2024, is amended to read as
15 follows:

16 **8.10 Facilitator's duties.**

17 The specific duties of the facilitator of the office of
18 grants enterprise management may include the following:

- 19 1. ~~Establish~~ Coordinate a grants network representing all
20 state agencies to assist the grants enterprise management
21 office in an advisory capacity. ~~Each state agency shall~~
22 ~~designate an employee on the management or senior staff~~
23 ~~level to serve as the agency's federal funds coordinator and~~
24 ~~represent the agency on the grants network. An agency may not~~
25 ~~create a staff position for a federal funds coordinator. The~~
26 ~~coordinator's duties shall be in addition to the duties of the~~
27 ~~employee of the agency.~~
- 28 2. ~~Develop a plan for increased state access to funding~~
29 ~~sources other than the general fund of the state.~~
- 30 3. ~~Develop procedures to formally notify appropriate state~~
31 ~~and local agencies of the availability of discretionary federal~~
32 ~~funds and, when necessary, coordinate the application process.~~
- 33 4. 2. Establish an automated information system process
34 database for grants applied for and received ~~and to track~~
35 ~~congressional activity.~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~5. Provide information and counseling to state agencies and~~
2 ~~political subdivisions of the state concerning the availability~~
3 ~~and means of obtaining state, federal, and private grants.~~

4 ~~6. Provide grant application writing assistance and~~
5 ~~training to state agencies and political subdivisions of the~~
6 ~~state, directly or through interagency contracts, cooperative~~
7 ~~agreements, or contracts with third-party providers.~~

8 ~~7. 3. Monitor the federal register and other federal or~~
9 ~~state publications to identify funding opportunities, with~~
10 ~~special emphasis on discretionary grants or other funding~~
11 ~~opportunities available to the state.~~

12 ~~8. Periodically review the funding strategies and methods~~
13 ~~of those states that rank significantly above the national~~
14 ~~average in the per capita receipt of federal funds to determine~~
15 ~~whether those strategies and methods could be successfully~~
16 ~~employed by this state.~~

17 Sec. 9. Section 8.21, subsection 1, Code 2024, is amended
18 to read as follows:

19 1. Not later than February 1 of each legislative regular
20 session of the general assembly, the governor shall transmit
21 to the legislature general assembly a document to be known as
22 a budget, setting forth the governor's financial program for
23 the ensuing fiscal year and having the character and scope set
24 forth in ~~sections 8.22 through 8.29~~ this subchapter.

25 Sec. 10. Section 8.22, subsection 1, Code 2024, is amended
26 to read as follows:

27 1. *Part I — Governor's budget message.* Part I shall consist
28 of the governor's budget message, in which the governor shall
29 set forth all of the following:

30 ~~a. Part I shall consist of the governor's budget message, in~~
31 ~~which the governor shall set forth:~~

32 ~~(1) (a) The governor's program for meeting all the~~
33 ~~expenditure needs of the government for the fiscal year,~~
34 ~~indicating the classes of funds, general or special, from which~~
35 ~~appropriations are to be made and the means through which~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 the expenditures shall be financed. The governor's program
2 shall include a single budget request for all capital projects
3 proposed by the governor. The request shall include but is not
4 limited to all of the following:

5 ~~(b) The governor's program shall include a single budget~~
6 ~~request for all capital projects proposed by the governor. The~~
7 ~~request shall include but is not limited to the following:~~

8 ~~(i) (1) The purpose and need for each capital project.~~

9 ~~(ii) (2) A priority listing of capital projects.~~

10 ~~(iii) (3) The costs of acquisition, lease, construction,~~
11 ~~renovation, or demolition of each capital project.~~

12 ~~(iv) (4) The identification of the means and source of~~
13 ~~funding each capital project.~~

14 ~~(v) (5) The estimated operating costs of each capital~~
15 ~~project after completion.~~

16 ~~(vi) (6) The estimated maintenance costs of each capital~~
17 ~~project after completion.~~

18 ~~(vii) (7) The consequences of delaying or abandoning each~~
19 ~~capital project.~~

20 ~~(viii) (8) Alternative approaches to meeting the purpose or~~
21 ~~need for each capital project.~~

22 ~~(ix) (9) Alternative financing mechanisms.~~

23 ~~(x) (10) A cost-benefit analysis or economic impact of each~~
24 ~~capital project.~~

25 *b.* (1) Financial statements giving in summary form:

26 (a) The condition of the treasury at the end of the last
27 completed fiscal year, the estimated condition of the treasury
28 at the end of the year in progress, and the estimated condition
29 of the treasury at the end of the following fiscal year if the
30 governor's budget proposals are put into effect.

31 (b) Statements showing the bonded indebtedness of the
32 government, debt authorized and unissued, debt redemption and
33 interest requirements, and condition of the sinking funds, if
34 any.

35 (c) A summary of appropriations recommended for the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 following fiscal year for each department and establishment
2 and for the government as a whole, in comparison with the
3 actual expenditures for the last completed fiscal year and the
4 estimated expenditures for the year in progress.

5 (d) A summary of the revenue, estimated to be received by
6 the government during the following fiscal year, classified
7 according to sources, in comparison with the actual revenue
8 received by the government during the last completed fiscal
9 year and estimated income during the year in progress.

10 (e) A statement of federal funds received in the form of
11 block or categorical grants which were not included in the
12 governor's budget for the previous fiscal year and a statement
13 of anticipated block grants and categorical grants. The
14 budget shall indicate how the federal funds will be used and
15 the programs to which they will be allocated. The amount of
16 state government funds required to implement the programs to
17 which the federal funds will apply shall also be indicated.
18 The departments and establishments shall provide information
19 to the director on the anticipated federal block grants and
20 categorical grants to be received on or before November 1 of
21 each year. The director shall use this information to develop
22 an annual update of the statement of federal funds received
23 which shall be provided to the general assembly.

24 (f) Other financial statements, data, and comments as in the
25 governor's opinion are necessary or desirable in order to make
26 known in all practicable detail the financial condition and
27 operation of the government and the effect that the budget as
28 proposed by the governor will have on the financial condition
29 and operation.

30 (g) A separate report containing a complete list of all
31 standing appropriations showing the amount or estimated
32 amount of each appropriation and the purpose for which the
33 appropriation is made.

34 (2) If the estimated revenues of the government for the
35 ensuing fiscal year as set forth in the budget on the basis of

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 existing laws, plus the estimated amounts in the treasury at
2 the close of the year in progress, available for expenditure in
3 the ensuing fiscal year are less than the aggregate recommended
4 for the ensuing fiscal year as contained in the budget, the
5 governor shall make recommendations to the legislature in
6 respect to the manner in which the deficit shall be met,
7 whether by an increase in the state tax or the imposition of
8 new taxes, increased rates on existing taxes, or otherwise,
9 and if the aggregate of the estimated revenues, plus estimated
10 balances in the treasury, is greater than the recommended
11 appropriations for the ensuing fiscal year, the governor shall
12 make recommendations in reference to the application of the
13 surplus to the reduction of debt or otherwise, to the reduction
14 in taxation, or to such other action as in the governor's
15 opinion is in the interest of the public welfare.

16 c. Supplemental estimates for such appropriations as in
17 the governor's judgment may be necessary on account of laws
18 enacted after transmission of the budget, or as the governor
19 deems otherwise in the public interest. The governor shall
20 accompany such estimates with a statement of the reasons
21 therefor, including the reasons for their omission from the
22 budget. Whenever such supplemental estimates amount to an
23 aggregate which, if they had been contained in the budget,
24 would have required the governor to make a recommendation for
25 the raising of additional revenue, the governor shall make such
26 recommendation.

27 Sec. 11. Section 8.22A, subsection 5, paragraph b, Code
28 2024, is amended to read as follows:

29 b. The amount of revenue for the following fiscal year from
30 gambling revenues and from interest earned on the cash reserve
31 fund and the economic emergency fund to be deposited in the
32 rebuild Iowa infrastructure fund under section 8.57, subsection
33 5, paragraph ~~"e"~~ "f".

34 Sec. 12. Section 8.23, subsection 1, unnumbered paragraph
35 1, Code 2024, is amended to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 On or before October 1, prior to each legislative regular
2 session of the general assembly, all departments and
3 establishments of the government shall transmit to the director
4 of the department of management, ~~on blanks to be furnished~~
5 in a format designated by the director, estimates of their
6 expenditure requirements, ~~including every proposed expenditure,~~
7 for the ensuing fiscal year, together with supporting data and
8 explanations as called for by the director after consultation
9 with the legislative services agency.

10 Sec. 13. Section 8.23, subsection 1, paragraphs a and d,
11 Code 2024, are amended to read as follows:

12 a. The estimates of expenditure requirements shall be
13 ~~in a form specified by the director, and the expenditure~~
14 ~~requirements shall~~ include all proposed expenditures and shall
15 be prioritized by program or the results to be achieved. The
16 estimates shall be accompanied by performance measures for
17 evaluating the effectiveness of the programs or results.

18 d. The director shall ~~furnish~~ designate standard
19 budget request ~~forms~~ formats to each department or ~~agency~~
20 establishment of state government.

21 Sec. 14. Section 8.26, Code 2024, is amended to read as
22 follows:

23 **8.26 Hearings.**

24 ~~Immediately upon the receipt of the tentative budget~~
25 ~~provided for by [section 8.25](#) the~~ The governor shall make
26 provision for public hearings ~~thereon~~ on the estimates of
27 expenditure requirements required by section 8.23, at which
28 the governor may require the attendance of the heads and other
29 officers of all departments, establishments, and other persons
30 receiving or requesting the grant of state government funds
31 and the giving by them of such explanations and suggestions as
32 they may be called upon to give or as they may desire to offer
33 in respect to items of requested appropriations in which they
34 are interested. The governor shall also extend invitations
35 to the governor-elect and the director of the department of

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 management to be present at such hearings and to participate in
2 the hearings through the asking of questions or the expression
3 of opinion in regard to the items of the ~~tentative budget~~
4 estimates.

5 Sec. 15. Section 8.29, Code 2024, is amended to read as
6 follows:

7 **8.29 Regents universities — uniform accounting system.**

8 The state board of regents, with the approval of the director
9 of the department of management, shall establish a uniform
10 budgeting and accounting system for the institutions of higher
11 education under its control, and shall require each of the
12 institutions of higher education to ~~begin operating~~ operate
13 under the uniform system ~~not later than June 30, 1994~~.

14 Sec. 16. Section 8.31, subsections 3 and 5, Code 2024, are
15 amended to read as follows:

16 3. The allotment requests of all departments and
17 establishments collecting governmental fees and other
18 revenue which supplement a state appropriation shall attach
19 to the summary of requests a statement showing how much
20 of the proposed allotments are to be financed from state
21 appropriations, stores, and ~~repayment~~ appropriated receipts.

22 5. If the governor determines that the estimated budget
23 resources during the fiscal year are insufficient to pay all
24 appropriations in full, the reductions shall be uniform and
25 prorated between all departments, ~~agencies~~, and establishments
26 upon the basis of their respective appropriations.

27 Sec. 17. Section 8.32, Code 2024, is amended to read as
28 follows:

29 **8.32 Conditional availability of appropriations —**
30 **applicability of chapter.**

31 1. All appropriations made to any department or
32 establishment of the government as ~~receive~~ receivable or
33 ~~collect~~ collectable moneys available for expenditure by them
34 under ~~present laws~~ law, are declared to be in addition to such
35 ~~repayment~~ appropriated receipts, and such appropriations are

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 to be available as and to the extent that such receipts are
2 insufficient to meet the costs of administration, operation,
3 ~~and~~ and maintenance, ~~or~~ and public improvements of such departments
4 or establishments, provided all of the following conditions are
5 met:

6 ~~a. Provided, that such~~ Such receipts or collections ~~shall be~~
7 are deposited in the state treasury as part of the general fund
8 or special revenue funds in all cases, except those collections
9 made by the state fair board, the institutions under the state
10 board of regents, and the natural resource commission.

11 ~~b. Provided further, that no repayment~~ Appropriated receipts
12 ~~shall be~~ are not available for expenditures until allotted as
13 provided in section 8.31; ~~and.~~

14 ~~c. Provided further, that the~~ The collection of ~~repayment~~
15 appropriated receipts by the state fair board and the
16 institutions under the state board of regents ~~shall be~~ are
17 deposited in a bank or banks duly designated and qualified as
18 state depositories, in the name of the state of Iowa, for the
19 use of such boards and institutions, and such funds ~~shall be~~
20 are available only on the check of such boards or institutions
21 depositing them, which are hereby authorized to withdraw such
22 funds, but only after allotment by the governor as provided in
23 section 8.31; ~~and.~~

24 ~~d. 2. a. Provided further, that this~~ This chapter shall
25 does not apply to endowment or private purpose trust funds or
26 to gifts to institutions owned or controlled by the state or to
27 the income from such endowment or private purpose trust funds,
28 or to private custodial funds belonging to students or inmates
29 of state institutions.

30 ~~2. b. The provisions of this~~ This chapter shall not be
31 construed to prohibit the state fair board from creating an
32 emergency or sinking fund out of the receipts of the state fair
33 and state appropriation for the purpose of taking care of any
34 emergency that might arise beyond the control of the board of
35 not to exceed three hundred thousand dollars. ~~Neither shall~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~this~~

2 c. This chapter shall not be construed to prohibit the state
3 fair board from retaining an additional sum of not to exceed
4 three hundred fifty thousand dollars to be used in carrying out
5 the provisions of [chapter 173](#).

6 Sec. 18. Section 8.35, Code 2024, is amended to read as
7 follows:

8 **8.35 General supervisory control.**

9 The governor and the director of the department of
10 management and any officer of the department of management,
11 when authorized by the governor, are hereby authorized to make
12 such inquiries regarding the receipts, custody, and application
13 of state government funds, existing organization, activities,
14 and methods of business of the departments and establishments,
15 assignments of particular activities to particular services
16 and regrouping of such services, as in the opinion of the
17 governor, will enable the governor to make recommendations to
18 the legislature general assembly, and, within the scope of the
19 powers possessed by the governor, to order action to be taken,
20 having for their purpose to bring about increased economy and
21 efficiency in the conduct of the affairs of government.

22 Sec. 19. Section 8.35A, subsection 4, Code 2024, is amended
23 to read as follows:

24 4. A government agency which receives state government
25 funds directly from the state or indirectly through a political
26 subdivision as directed by statute and which is not a city,
27 county, or school district is subject to [this subsection](#). A
28 government agency which is subject to [this subsection](#) shall
29 submit a copy of its budget to the legislative services agency,
30 identifying it as being submitted under [this subsection](#), when
31 the budget of that government agency has received approval
32 from the governing head or body of that agency. The copy of
33 the budget submitted to the legislative services agency shall
34 be ~~on the budget forms provided~~ in the format designated by
35 the department of management ~~to state agencies~~ under ~~this~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~chapter~~ section 8.23. The government agency shall also submit
2 a statement identifying any funds available to the agency which
3 are not included in the budget.

4 Sec. 20. NEW SECTION. **8.48 Local budgets — forms and**
5 **procedures.**

6 1. The director of the department of management shall
7 consult with all state officers and agencies which receive
8 reports and forms from county officers, in order to devise
9 standardized reports and forms which will permit computer
10 processing of the information submitted by county officers,
11 and prescribe forms on which each municipality, at the time
12 of preparing estimates required under section 24.3, shall be
13 required to compile in parallel columns all of the following
14 data and estimates for immediate availability to any taxpayer
15 upon request:

16 a. For the immediate prior fiscal year, revenue from all
17 sources, other than revenue received from property taxation,
18 allocated to each of the several funds and separately stated
19 as to each such source, and for each fund the unencumbered
20 cash balance thereof at the beginning and end of the year, the
21 amount received by property taxation allocated to each fund,
22 and the amount of actual expenditure for each fund.

23 b. For the current fiscal year, actual and estimated
24 revenue, from all sources, other than revenue received from
25 property taxation, and separately stated as to each such
26 source, allocated to each of the several funds, and for each
27 fund the actual unencumbered cash balance available at the
28 beginning of the year, the amount to be received from property
29 taxation allocated to each fund, and the amount of actual and
30 estimated expenditures, whichever is applicable.

31 c. For the proposed budget year, an estimate of revenue from
32 all sources, other than revenue to be received from property
33 taxation, separately stated as to each such source, to be
34 allocated to each of the several funds, and for each fund the
35 actual or estimated unencumbered cash balance, whichever is

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 applicable, to be available at the beginning of the year, the
2 amount proposed to be received from property taxation allocated
3 to each fund, and the amount proposed to be expended during
4 the year plus the amount of cash reserve, based on actual
5 experience of prior years, which shall be the necessary cash
6 reserve of the budget adopted exclusive of capital outlay
7 items. The estimated expenditures plus the required cash
8 reserve for the ensuing fiscal year less all estimated or
9 actual unencumbered balances at the beginning of the year and
10 less the estimated income from all sources other than property
11 taxation shall equal the amount to be received from property
12 taxes, and such amount shall be shown on the proposed budget
13 estimate.

14 2. To ensure uniformity, accuracy, and efficiency in the
15 preparation of budget estimates by municipalities subject to
16 chapter 24, the director shall prescribe the procedures to be
17 used and instruct the appropriate officials of the various
18 municipalities on implementation of the procedures.

19 Sec. 21. Section 8.55, subsection 3, paragraph f, Code 2024,
20 is amended by striking the paragraph.

21 Sec. 22. Section 8.56, subsections 1 and 3, Code 2024, are
22 amended to read as follows:

23 1. A cash reserve fund is created in the state treasury.
24 The cash reserve fund shall be separate from the general fund
25 of the state and shall not be considered part of the general
26 fund of the state ~~except in determining the cash position of~~
27 ~~the state as provided in [subsection 3](#).~~ The moneys in the cash
28 reserve fund are not subject to [section 8.33](#) and shall not
29 be transferred, used, obligated, appropriated, or otherwise
30 encumbered except as provided in [this section](#). Notwithstanding
31 section 12C.7, subsection 2, interest or earnings on moneys
32 deposited in the cash reserve fund shall be credited to the
33 rebuild Iowa infrastructure fund created in [section 8.57](#).
34 Moneys in the cash reserve fund may be used for cash flow
35 purposes during a fiscal year provided that any moneys so

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 allocated are returned to the cash reserve fund by the end of
2 that fiscal year.

3 3. The moneys in the cash reserve fund shall only be used
4 pursuant to an appropriation made by the general assembly. An
5 appropriation shall be made in accordance with [subsection 4](#)
6 only for the fiscal year in which the appropriation is made.
7 The moneys shall only be appropriated by the general assembly
8 for nonrecurring emergency expenditures and shall not be
9 appropriated for payment of any collective bargaining agreement
10 or arbitrator's decision negotiated or awarded under chapter
11 20. ~~Except as provided in [section 8.58](#), the cash reserve fund~~
12 ~~shall be considered a special account for the purposes of~~
13 ~~[section 8.53](#) in determining the cash position of the general~~
14 ~~fund of the state for the payment of state obligations.~~

15 Sec. 23. Section 8.57, subsections 1 and 3, Code 2024, are
16 amended to read as follows:

17 1. a. The "cash reserve goal percentage" for fiscal years
18 beginning on or after July 1, 2004, is seven and one-half
19 percent of the adjusted revenue estimate. For each fiscal year
20 in which the ~~appropriation transfer~~ of the surplus existing in
21 the general fund of the state at the conclusion of the prior
22 fiscal year pursuant to paragraph "b" was not sufficient for
23 the cash reserve fund to reach the cash reserve goal percentage
24 for the current fiscal year, there is ~~appropriated~~ transferred
25 from the general fund of the state an amount to be determined
26 as follows:

27 (1) If the balance of the cash reserve fund in the current
28 fiscal year is not more than six and one-half percent of
29 the adjusted revenue estimate for the current fiscal year,
30 the amount of the ~~appropriation transfer~~ under this ~~lettered~~
31 paragraph is one percent of the adjusted revenue estimate for
32 the current fiscal year.

33 (2) If the balance of the cash reserve fund in the current
34 fiscal year is more than six and one-half percent but less than
35 seven and one-half percent of the adjusted revenue estimate

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 for that fiscal year, the amount of the ~~appropriation transfer~~
2 under this ~~lettered~~ paragraph is the amount necessary for the
3 cash reserve fund to reach seven and one-half percent of the
4 adjusted revenue estimate for the current fiscal year.

5 (3) The moneys ~~appropriated~~ transferred under this ~~lettered~~
6 paragraph shall be credited in equal and proportionate amounts
7 in each quarter of the current fiscal year.

8 *b.* The surplus existing in the general fund of the state
9 at the conclusion of the fiscal year is ~~appropriated for~~
10 ~~distribution in the succeeding fiscal year as provided in~~
11 ~~subsections 2 and 3.~~ Moneys credited to the cash reserve fund
12 ~~from the appropriation made in this paragraph shall~~ transferred
13 to the cash reserve fund, not to exceed the amount necessary
14 for the cash reserve fund to reach the cash reserve goal
15 percentage for the succeeding fiscal year. As used in this
16 paragraph, "*surplus*" means the excess of revenues and other
17 financing sources over expenditures and other financing uses
18 for the general fund of the state in a fiscal year.

19 *c.* ~~The amount appropriated in this section is not subject~~
20 ~~to the provisions of section 8.31, relating to requisitions~~
21 ~~and allotment, or to section 8.32, relating to conditional~~
22 ~~availability of appropriations.~~

23 3. To the extent that moneys ~~appropriated~~ transferred under
24 subsection 1 exceed the amounts necessary for the cash reserve
25 fund to reach its maximum balance ~~and the amounts necessary to~~
26 ~~eliminate Iowa's GAAP deficit, including elimination of the~~
27 ~~making of any appropriation in an incorrect fiscal year,~~ the
28 moneys shall be ~~appropriated~~ transferred to the Iowa economic
29 emergency fund.

30 Sec. 24. Section 8.57, subsections 2, 4, and 6, Code 2024,
31 are amended by striking the subsections.

32 Sec. 25. Section 8.57, subsection 5, paragraph a,
33 unnumbered paragraph 1, Code 2024, is amended to read as
34 follows:

35 A rebuild Iowa infrastructure fund is created under the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 authority of the department of management. The fund shall
2 consist of appropriations made to the fund and transfers of
3 interest, earnings, and moneys from other funds as provided by
4 law. The rebuild Iowa infrastructure fund shall be separate
5 from the general fund of the state and the balance in the
6 rebuild Iowa infrastructure fund shall not be considered part
7 of the balance of the general fund of the state. ~~However, the~~
8 ~~rebuild Iowa infrastructure fund shall be considered a special~~
9 ~~account for the purposes of [section 8.53](#), relating to generally~~
10 ~~accepted accounting principles.~~

11 Sec. 26. Section 8.57, subsection 5, paragraphs d and e,
12 Code 2024, are amended by striking the paragraphs.

13 Sec. 27. Section 8.57, subsection 5, paragraph f,
14 subparagraph (1), subparagraph division (b), Code 2024, is
15 amended by striking the subparagraph division.

16 Sec. 28. Section 8.57, subsection 5, paragraph f,
17 subparagraph (1), subparagraph division (d), subparagraph
18 subdivision (i), Code 2024, is amended by striking the
19 subparagraph subdivision.

20 Sec. 29. Section 8.57, subsection 5, paragraph f,
21 subparagraph (1), subparagraph division (g), Code 2024, is
22 amended to read as follows:

23 (g) For the fiscal year beginning July 1, 2018, and for
24 each fiscal year thereafter, the total moneys in excess of the
25 moneys deposited under this paragraph "f" in the revenue bonds
26 debt service fund, the revenue bonds federal subsidy holdback
27 fund, the vision Iowa fund, the water quality infrastructure
28 fund, the Iowa skilled worker and job creation fund, and the
29 general fund of the state shall be deposited in the rebuild
30 Iowa infrastructure fund and shall be used as provided in this
31 section, ~~notwithstanding [section 8.60](#).~~

32 Sec. 30. Section 8.57, subsection 5, paragraph g, Code 2024,
33 is amended by striking the paragraph.

34 Sec. 31. Section 8.57A, subsection 1, Code 2024, is amended
35 to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 1. An environment first fund is created under the authority
2 of the department of management. The fund shall consist of
3 appropriations made to the fund and transfers of interest,
4 earnings, and moneys from other funds as provided by law. The
5 fund shall be separate from the general fund of the state
6 and the balance in the fund shall not be considered part of
7 the balance of the general fund of the state. ~~However, the~~
8 ~~fund shall be considered a special account for the purposes~~
9 ~~of section 8.53, relating to generally accepted accounting~~
10 ~~principles.~~

11 Sec. 32. Section 8.57B, subsection 2, Code 2024, is amended
12 to read as follows:

13 2. The fund shall be separate from the general fund of the
14 state and the balance in the fund shall not be considered part
15 of the balance of the general fund of the state. ~~However, the~~
16 ~~fund shall be considered a special account for the purposes~~
17 ~~of section 8.53, relating to generally accepted accounting~~
18 ~~principles.~~

19 Sec. 33. Section 8.57C, subsection 1, Code 2024, is amended
20 to read as follows:

21 1. A technology reinvestment fund is created under the
22 authority of the department of management. The fund shall
23 consist of appropriations made to the fund and transfers of
24 interest, earnings, and moneys from other funds as provided by
25 law. The fund shall be separate from the general fund of the
26 state and the balance in the fund shall not be considered part
27 of the balance of the general fund of the state. ~~However, the~~
28 ~~fund shall be considered a special account for the purposes~~
29 ~~of section 8.53, relating to generally accepted accounting~~
30 ~~principles.~~

31 Sec. 34. Section 8.57C, subsection 3, paragraphs a, b, c,
32 d, e, f, g, h, i, and j, Code 2024, are amended by striking the
33 paragraphs.

34 Sec. 35. Section 8.57D, subsection 3, Code 2024, is amended
35 to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 3. The levee improvement fund shall be separate from the
2 general fund of the state and the balance in the fund shall
3 not be considered part of the balance of the general fund of
4 the state. ~~However, the fund shall be considered a special~~
5 ~~account for the purposes of [section 8.53](#), relating to generally~~
6 ~~accepted accounting principles.~~

7 Sec. 36. Section 8.57E, subsection 3, Code 2024, is amended
8 to read as follows:

9 3. ~~a.~~ Moneys in the taxpayer relief fund may be used for
10 cash flow purposes during a fiscal year provided that any
11 moneys so allocated are returned to the fund by the end of that
12 fiscal year.

13 ~~b.~~ ~~Except as provided in [section 8.58](#), the taxpayer relief~~
14 ~~fund shall be considered a special account for the purposes of~~
15 ~~[section 8.53](#) in determining the cash position of the general~~
16 ~~fund of the state for the payment of state obligations.~~

17 Sec. 37. Section 8.57F, subsection 1, paragraph d, Code
18 2024, is amended by striking the paragraph.

19 Sec. 38. Section 8.57G, subsections 3 and 4, Code 2024, are
20 amended to read as follows:

21 3. ~~Except as provided in [section 8.58](#), the fund shall be~~
22 ~~considered a special account for the purposes of [section 8.53](#)~~
23 ~~in determining the cash position of the general fund of the~~
24 ~~state for the payment of state obligations.~~ Notwithstanding
25 [section 8.33](#), moneys in the fund that remain unencumbered or
26 unobligated at the close of a fiscal year shall not revert
27 but shall remain available for expenditure for the purposes
28 designated. Notwithstanding [section 12C.7, subsection 2](#),
29 interest or earnings on moneys in the fund shall be credited
30 to the fund.

31 4. [This section](#) is repealed July 1, ~~2025~~ 2027.

32 Sec. 39. Section 8.57H, subsections 3 and 4, Code 2024, are
33 amended to read as follows:

34 3. ~~Except as provided in [section 8.58](#), the fund shall be~~
35 ~~considered a special account for the purposes of [section 8.53](#)~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~in determining the cash position of the general fund of the~~
2 ~~state for the payment of state obligations.~~ Notwithstanding
3 section 8.33, moneys in the fund that remain unencumbered or
4 unobligated at the close of a fiscal year shall not revert
5 but shall remain available for expenditure for the purposes
6 designated. Notwithstanding [section 12C.7, subsection 2,](#)
7 interest or earnings on moneys in the fund shall be credited
8 to the fund.

9 4. [This section](#) is repealed July 1, ~~2025~~ 2027.

10 Sec. 40. NEW SECTION. 8.57I Sports wagering receipts fund.

11 1. A sports wagering receipts fund is created in the state
12 treasury under the authority of the department of management.
13 The fund shall consist of appropriations made to the fund and
14 transfers of interest, earnings, and moneys from other funds
15 or sources as provided by law. The sports wagering receipts
16 fund shall be separate from the general fund of the state and
17 the balance in the sports wagering receipts fund shall not
18 be considered part of the balance of the general fund of the
19 state.

20 2. Moneys in the sports wagering receipts fund are not
21 subject to section 8.33. Notwithstanding section 12C.7,
22 subsection 2, interest or earnings on moneys in the sports
23 wagering receipts fund shall be credited to the fund. Moneys
24 in the sports wagering receipts fund may be used for cash flow
25 purposes during a fiscal year provided that any moneys so
26 allocated are returned to the fund by the end of that fiscal
27 year.

28 3. Moneys in the sports wagering receipts fund in a fiscal
29 year shall be used as directed by the general assembly.

30 4. Annually, on or before January 15 of each year, a
31 state agency that received an appropriation from the sports
32 wagering receipts fund shall report to the legislative services
33 agency and the department of management the status of all
34 projects completed or in progress. The report shall include
35 a description of the project, the progress of work completed,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 the total estimated cost of the project, a list of all revenue
2 sources being used to fund the project, the amount of funds
3 expended, the amount of funds obligated, and the date the
4 project was completed or an estimated completion date of the
5 project, where applicable.

6 5. Annually, on or before December 31 of each year, a
7 recipient of moneys from the sports wagering receipts fund
8 for any purpose shall report to the state agency to which the
9 moneys are appropriated the status of all projects completed
10 or in progress. The report shall include a description of the
11 project, the progress of work completed, the total estimated
12 cost of the project, a list of all revenue sources being used
13 to fund the project, the amount of funds expended, the amount
14 of funds obligated, and the date the project was completed or
15 an estimated completion date of the project, where applicable.

16 Sec. 41. Section 8.58, Code 2024, is amended to read as
17 follows:

18 **8.58 Exemption from automatic application.**

19 1. To the extent that moneys ~~appropriated~~ transferred under
20 section 8.57 do not result in moneys being credited to the
21 general fund of the state under section 8.55, subsection 2,
22 moneys ~~appropriated~~ transferred under section 8.57 and moneys
23 contained in the cash reserve fund, rebuild Iowa infrastructure
24 fund, environment first fund, Iowa economic emergency
25 fund, taxpayer relief fund, state bond repayment fund, Iowa
26 coronavirus fiscal recovery fund, ~~and~~ Iowa coronavirus capital
27 projects fund, sports wagering receipts fund, and Iowa skilled
28 worker and job creation fund shall not be considered in
29 the application of any formula, index, or other statutory
30 triggering mechanism which would affect appropriations,
31 payments, or taxation rates, contrary provisions of ~~the Code~~
32 law notwithstanding.

33 2. To the extent that moneys ~~appropriated~~ transferred under
34 section 8.57 do not result in moneys being credited to the
35 general fund of the state under section 8.55, subsection 2,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 moneys ~~appropriated~~ transferred under section 8.57 and moneys
2 contained in the cash reserve fund, rebuild Iowa infrastructure
3 fund, environment first fund, Iowa economic emergency
4 fund, taxpayer relief fund, state bond repayment fund, Iowa
5 coronavirus fiscal recovery fund, ~~and~~ Iowa coronavirus capital
6 projects fund, sports wagering receipts fund, and Iowa skilled
7 worker and job creation fund shall not be considered by an
8 arbitrator or in negotiations under chapter 20.

9 Sec. 42. Section 8.70, Code 2024, is amended to read as
10 follows:

11 **8.70 Lean enterprise and change management office.**

12 1. For purposes of this section, ~~"lean"~~:

13 a. "Change management" means the application of a structured
14 approach to the transition of an organization and its workforce
15 from a current state to a future state to achieve expected
16 benefits. "Change management" includes preparing and supporting
17 employees, establishing the necessary steps for change, and
18 monitoring activities to ensure successful implementation.

19 b. "Lean" means a business-oriented system for organizing
20 and managing product development, operations, suppliers, and
21 customer relations to create precise customer value, expressed
22 as providing goods and services with higher quality and fewer
23 defects and errors, with less human effort, less space, less
24 capital, and less time than more traditional systems.

25 2. The office of lean enterprise and change management is
26 established in the department of management. The function
27 of the office is to ensure implementation of lean tools and
28 ~~enterprises~~ change management as ~~a component~~ components of
29 a performance management system for all executive branch
30 agencies. Staffing for the office ~~of lean enterprise~~ shall be
31 provided by an administrator appointed by the director of the
32 department of management.

33 3. The duties of the office ~~of lean enterprise~~ may include
34 the following:

35 a. Create a standardized approach to change that achieves

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 expected benefits and organizational goals.

2 ~~a.~~ b. Create strategic and tactical approaches for lean
3 implementation, including integration into state governance and
4 operational systems.

5 ~~b.~~ c. Lead and develop state government's capacity to
6 implement lean and change management tools and enterprises
7 structures, including design and development of instructional
8 materials as needed with the goal of integrating continuous
9 improvement and change management into the organizational
10 culture.

11 ~~c.~~ d. (1) Create demand for lean and change management
12 tools and enterprises initiatives in departments and
13 establishments.

14 (2) Communicate with agency directors, boards, commissions,
15 and senior management to create interest and organizational
16 will to implement lean and change management tools and
17 enterprises to improve agency results.

18 (3) Provide direction and advice to department heads and
19 senior management to plan and implement departmental lean and
20 change management programs.

21 (4) Direct and review plans for leadership and assist with
22 ~~the selection of~~ identifying and selecting process improvement
23 projects of key importance to agency goals, programs, and
24 missions.

25 ~~d.~~ (1) ~~Identify and assist departments in identifying~~
26 ~~potential lean projects.~~

27 ~~(2)~~ e. Continuously evaluate organizational performance
28 in meeting objectives, identify and structure the direction
29 ~~the~~ that change management and lean implementation should take
30 to provide greatest effectiveness, and justify critical and
31 far-reaching changes.

32 ~~e.~~ f. (1) Lead the collection and reporting of data and
33 learning related to lean and change management accomplishments.

34 (2) Widely disseminate lean and change management results
35 and learning with Iowans, stakeholders, and other members

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 of the public to demonstrate the benefits and return on
2 investment.

3 ~~f.~~ g. (1) Evaluate the effect of unforeseen developments
4 on plans and programs and present to agency directors, boards,
5 commissions, and senior management suggested changes in overall
6 direction.

7 (2) Provide input related to proposals regarding new or
8 revised legislation, regulations, and related changes which
9 have a direct impact over the implementation.

10 ~~g.~~ h. Lead the development of alliances and partnerships
11 with the business community, associations, consultants, and
12 other stakeholders to enhance external support and advance
13 the implementation of lean and change management tools and
14 enterprises in state government.

15 ~~h.~~ i. Lead relations with the general assembly and staff
16 to build support for and understanding of lean and change
17 management work in state government.

18 Sec. 43. Section 8.75, subsection 2, Code 2024, is amended
19 to read as follows:

20 2. The Iowa skilled worker and job creation fund shall be
21 separate from the general fund of the state and the balance
22 in the Iowa skilled worker and job creation fund shall not
23 be considered part of the balance of the general fund of the
24 state. ~~However, the Iowa skilled worker and job creation~~
25 ~~fund shall be considered a special account for the purposes~~
26 ~~of [section 8.53](#), relating to generally accepted accounting~~
27 ~~principles.~~ Moneys in the fund may be used for cash flow
28 purposes during a fiscal year provided that any moneys so
29 allocated are returned to the fund by the end of that fiscal
30 year. Notwithstanding [section 8.33](#), moneys in the fund at the
31 end of each fiscal year shall not revert to any other fund but
32 shall remain in the fund for expenditure in subsequent fiscal
33 years.

34 Sec. 44. Section 8B.1, Code 2024, is amended by adding the
35 following new subsections:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 NEW SUBSECTION. 4A. "*Department*" means the department of
2 management.

3 NEW SUBSECTION. 4B. "*Director*" means the director of the
4 department of management.

5 Sec. 45. Section 8B.1, subsection 8, paragraph b,
6 subparagraphs (9) and (10), Code 2024, are amended to read as
7 follows:

8 (9) Information technology planning and ~~standards~~ policies.

9 (10) Establishment of local area network and workstation
10 management ~~standards~~ policies.

11 Sec. 46. Section 8B.1, subsection 9, Code 2024, is amended
12 to read as follows:

13 9. "*Information technology staff*" includes any employees
14 performing information technology services, including but not
15 limited to agency department or establishment employees in
16 information technology classifications, contractors, temporary
17 workers, and any other employees providing information
18 technology services.

19 Sec. 47. Section 8B.1, subsection 10, paragraph e, Code
20 2024, is amended to read as follows:

21 e. Network services, including equipment and software
22 which support local area networks, campus area networks, wide
23 area networks, and metro area networks. Network services
24 also include data network services such as routers, switches,
25 firewalls, virtual private networks, intrusion detection
26 systems, access control, internet protocol load balancers,
27 event logging and correlation, and content caching. ~~Network~~
28 ~~services do not include services provided by the public~~
29 ~~broadcasting division of the department of education.~~

30 Sec. 48. Section 8B.1, subsection 10, paragraph 1, Code
31 2024, is amended by striking the paragraph and inserting in
32 lieu thereof the following:

33 1. Cloud computing solutions including but not limited
34 to solutions based on software as a service, platform as a
35 service, and infrastructure as a service.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 49. Section 8B.1, subsection 10, Code 2024, is amended
2 by adding the following new paragraph:

3 NEW PARAGRAPH. *m.* Other similar or related services as
4 determined by the director.

5 Sec. 50. Section 8B.1, subsection 11, Code 2024, is amended
6 by striking the subsection.

7 Sec. 51. Section 8B.1, subsection 12, Code 2024, is amended
8 by striking the subsection and inserting in lieu thereof the
9 following:

10 12. "*Supported entity*" means a unit of state government,
11 which is an authority, board, commission, committee, council,
12 department, or independent agency as defined in section 7E.4,
13 including but not limited to each principal central department
14 enumerated in section 7E.5. However, "*supported entity*" does
15 not mean any of the following:

16 *a.* The office of the governor or the office of an elective
17 constitutional or statutory officer.

18 *b.* The general assembly, or any office or unit under its
19 administrative authority.

20 *c.* The judicial branch, as provided in section 602.1102.

21 *d.* A political subdivision of the state or its offices
22 or units, including but not limited to a county, city, or
23 community college.

24 *e.* The state board of regents and institutions operated
25 under its authority.

26 Sec. 52. Section 8B.1, subsection 13, paragraph a,
27 unnumbered paragraph 1, Code 2024, is amended to read as
28 follows:

29 A United States census bureau census block located in this
30 state, including any crop operation located within the census
31 block, or other geographic unit the ~~office~~ department sets by
32 rule, within which no communications service provider offers
33 or facilitates broadband service at or above the tier 1, tier
34 2, or tier 3 download and upload speeds. As used in this
35 subsection:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 53. Section 8B.1, subsection 13, paragraph b, Code
2 2024, is amended to read as follows:

3 b. Any geographic area, as the ~~office~~ department sets by
4 rule, that is materially underserved by broadband service such
5 that tier 1, tier 2, and tier 3 download and upload speeds are
6 not meaningfully available. The ~~office's~~ department's power
7 to determine the geographic area by rule under this paragraph
8 includes the power to define and interpret ~~standards~~ policies
9 as to whether a geographic area is materially underserved and
10 broadband service is meaningfully available.

11 Sec. 54. Section 8B.1, subsection 15, Code 2024, is amended
12 to read as follows:

13 15. *"Value-added services"* means services that offer or
14 provide unique, special, or enhanced value, benefits, or
15 features to the customer or user including but not limited to
16 services in which information technology is specially designed,
17 modified, or adapted to meet the special or requested needs
18 of the user or customer; services involving the delivery,
19 provision, or transmission of information or data that require
20 or involve additional processing, formatting, enhancement,
21 compilation, or security; services that provide the customer
22 or user with enhanced accessibility, security, or convenience;
23 research and development services; and services that are
24 provided to support technological or statutory requirements
25 imposed on ~~participating agencies~~ supported entities and other
26 governmental entities, businesses, and the public.

27 Sec. 55. Section 8B.4A, Code 2024, is amended to read as
28 follows:

29 **8B.4A Background checks.**

30 An applicant for employment with the ~~office~~ department,
31 or an applicant for employment with a ~~participating agency~~
32 supported entity for a position as information technology
33 staff, may be subject to a background investigation by the
34 ~~office~~ department. The background investigation may include,
35 without limitation, a work history, financial review, request

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 for criminal history data, and national criminal history check
2 through the federal bureau of investigation. In addition,
3 a contractor, vendor, employee, or any other individual
4 performing work for the ~~office~~ department, or an individual
5 on the information technology staff of a ~~participating agency~~
6 supported entity, may be subject to a national criminal history
7 check through the federal bureau of investigation at least once
8 every ten years, including, without limitation, any time the
9 ~~office~~ department or ~~participating agency~~ supported entity
10 has reason to believe an individual has been convicted of a
11 crime. The ~~office~~ department may request the national criminal
12 history check and, if requested, shall provide the individual's
13 fingerprints to the department of public safety for submission
14 through the state criminal history repository to the federal
15 bureau of investigation. The individual shall authorize
16 release of the results of the national criminal history check
17 to the ~~office~~ department and the applicable ~~participating~~
18 ~~agency~~ supported entity. The ~~office~~ department shall pay the
19 actual cost of the fingerprinting and national criminal history
20 check, if any, unless otherwise agreed as part of a contract
21 between the ~~office~~ department or ~~participating agency~~ supported
22 entity and a vendor or contractor performing work for the
23 ~~office~~ department or ~~participating agency~~ supported entity.
24 The results of a criminal history check conducted pursuant to
25 this section shall not be considered a public record under
26 chapter 22.

27 Sec. 56. Section 8B.6, Code 2024, is amended to read as
28 follows:

29 **8B.6 Acceptance of funds.**

30 The ~~office~~ department of management may receive and accept
31 donations, grants, gifts, and contributions in the form of
32 moneys, services, materials, or otherwise, from the United
33 States or any of its agencies, from this state or any of its
34 agencies, or from any other person, and expend such moneys,
35 services, materials, or other contributions, or issue grants,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 in carrying out the operations of the ~~office~~ department. All
2 federal grants to and the federal receipts of the ~~office~~
3 department are appropriated for the purpose set forth in such
4 federal grants or receipts. The ~~office~~ department shall report
5 annually to the general assembly on or before September 1 the
6 donations, grants, gifts, and contributions with a monetary
7 value of one thousand dollars or more that were received during
8 the most recently concluded fiscal year.

9 Sec. 57. Section 8B.10, subsections 1 and 2, Code 2024, are
10 amended to read as follows:

11 1. The determination of whether a communications service
12 provider facilitates broadband service meeting the tier
13 1, tier 2, or tier 3 download and upload speeds specified
14 in the definition of targeted service area ~~in section 8B.1~~
15 shall be determined or ascertained by reference to broadband
16 availability maps or data sources that are identified
17 by the ~~office~~ department by rule. The ~~office~~ department
18 shall periodically make renewed determinations of whether
19 a communications service provider facilitates broadband
20 service at or above the tier 1, tier 2, or tier 3 download
21 and upload speeds specified in the definition of targeted
22 service area ~~in section 8B.1~~, which shall, to the extent
23 updated maps and data sources are available at the time,
24 include making such determinations prior to each round of grant
25 applications solicited by the ~~office~~ department pursuant to
26 section 8B.11. The ~~office~~ department is not required to make
27 renewed determinations of whether a communications service
28 provider facilitates broadband service at or above the tier
29 1, tier 2, or tier 3 download and upload speeds specified in
30 the definition of targeted service area ~~in section 8B.1~~ more
31 frequently than once in any calendar year.

32 2. The ~~office~~ department shall establish procedures to
33 allow challenges to the ~~office's~~ department's finding on
34 whether an area meets the definition of targeted service area.

35 Sec. 58. Section 8B.11, Code 2024, is amended to read as

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 follows:

2 **8B.11 Empower rural Iowa — broadband grants — fund.**

3 1. The ~~office~~ department shall administer a broadband
4 grant program designed to reduce or eliminate unserved and
5 underserved areas in the state, leveraging federal funds and
6 public and private partnerships where possible, by awarding
7 grants to communications service providers that reduce or
8 eliminate targeted service areas by installing broadband
9 infrastructure that facilitates broadband service in accordance
10 with the following:

11 a. The broadband infrastructure facilitates broadband
12 service that provides a minimum download speed of one hundred
13 megabits per second and a minimum upload speed of one hundred
14 megabits per second in a targeted service area within which no
15 communications service provider offers or facilitates broadband
16 service that provides download and upload speeds less than or
17 equal to the tier 1 download and upload speeds specified in the
18 definition of targeted service area ~~in section 8B.1.~~

19 b. The broadband infrastructure facilitates broadband
20 service that provides a minimum download speed of one hundred
21 megabits per second and a minimum upload speed of one hundred
22 megabits per second in a targeted service area within which no
23 communications service provider offers or facilitates broadband
24 service that provides any of the following:

25 (1) Download speeds less than or equal to the tier 2
26 download speed specified in the definition of targeted service
27 area ~~in section 8B.1.~~

28 (2) Download speeds less than or equal to the tier 3
29 download speed specified in the definition of targeted service
30 area ~~in section 8B.1.~~

31 2. a. An empower rural Iowa broadband grant fund is
32 established in the state treasury under the authority of the
33 ~~office~~ department. The fund shall consist of moneys available
34 to and obtained or accepted by the ~~office~~ department. Moneys
35 in the fund are appropriated to the ~~office~~ department to be

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 used for the grant program, including for broadband mapping and
2 the administration and operation of the grant program, and for
3 the fiberoptic network conduit installation program established
4 in [section 8B.25](#).

5 *b.* The ~~office~~ department shall use moneys in the fund to
6 provide grants to communications service providers pursuant
7 to [this section](#) and to lead and coordinate the fiberoptic
8 network conduit installation program pursuant to section
9 8B.25. The ~~office~~ department may use not more than two and
10 one-half percent of the moneys in the fund at the beginning of
11 the fiscal year to pay the costs and expenses associated with
12 the administration and operation of the grant program and the
13 fiberoptic network conduit installation program. The ~~office~~
14 department shall use moneys in the fund to leverage available
15 federal moneys if possible.

16 *c.* Notwithstanding [section 8.33](#), moneys in the fund
17 that remain unencumbered or unobligated at the close of the
18 fiscal year shall not revert but shall remain available for
19 expenditure for the purposes designated until three years
20 following the last day of the fiscal year in which the funds
21 were originally appropriated.

22 *d.* Notwithstanding paragraph `c` or any provision to the
23 contrary, moneys in the fund that have been awarded but not
24 paid to a communications service provider shall not revert but
25 shall remain available to the ~~office~~ department for purposes of
26 administering the award in a manner consistent with the terms
27 and conditions of any corresponding contract or grant agreement
28 governing the administration of the award.

29 3. Communications service providers may apply to the
30 ~~office~~ department for a grant pursuant to [this section](#) for
31 the installation of broadband infrastructure that facilitates
32 broadband service in targeted service areas. The ~~office~~
33 department shall make available a public internet site
34 identifying all publicly available information contained in the
35 applications and any results of performance testing conducted

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 after the project is completed. The office department
2 shall devote one full-time equivalent position to evaluate
3 applications submitted under [this section](#) and provide technical
4 assistance to communications service providers in completing
5 applications for federal funds, or any other funds from any
6 public or private sources, related to improving broadband
7 infrastructure.

8 4. a. The office department shall award grants on
9 a competitive basis for the installation of broadband
10 infrastructure that facilitates broadband service as provided
11 in [subsection 3](#) in targeted service areas after considering the
12 following:

13 (1) The relative need for broadband infrastructure in the
14 area and the existing broadband service speeds, including
15 whether the project serves a rural area or areas.

16 (2) The applicant's total proposed budget for the project,
17 including all of the following:

18 (a) The amount or percentage of local or federal matching
19 funds, if any, and any funding obligations shared between
20 public and private entities.

21 (b) The percentage of funding provided directly from the
22 applicant, including whether the applicant requested from the
23 office department an amount less than the maximum amount the
24 office department could award pursuant to [subsection 5](#) and, if
25 so, the percentage of the project cost that the applicant is
26 requesting.

27 (3) The relative download and upload speeds of proposed
28 projects for all applicants.

29 (4) The specific product attributes resulting from the
30 proposed project, including technologies that provide higher
31 qualities of service, such as service levels, latency,
32 and other service attributes as determined by the office
33 department.

34 (5) The percentage of the homes, farms, schools, and
35 businesses in the targeted service area that will be provided

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 access to broadband service.

2 (6) The proportion of proposed projects that will result
3 in the installation of broadband infrastructure in a targeted
4 service area within which the only broadband service available
5 provides the tier 1 download and upload speeds specified in the
6 definition of targeted service area in ~~section 8B.1~~.

7 (7) Other factors the ~~office~~ department deems relevant.

8 b. In considering the factors listed in paragraph "a" for
9 awarding grants pursuant to [this section](#), the ~~office~~ department
10 shall afford the greatest weight to the factors described in
11 paragraph "a", subparagraphs (1) through (3), and subparagraph
12 (6).

13 5. The total amount of the grants the ~~office~~ department
14 awards from the empower rural Iowa broadband grant fund
15 pursuant to [this section](#) shall not exceed any of the following
16 amounts:

17 a. Seventy-five percent of a communications service
18 provider's project costs for projects that will result in the
19 installation of broadband infrastructure in a targeted service
20 area within which no communications service provider offers or
21 facilitates broadband service that provides download and upload
22 speeds less than or equal to the tier 1 download and upload
23 speeds specified in the definition of targeted service area in
24 ~~section 8B.1~~.

25 b. Fifty percent of a communications service provider's
26 project costs for projects that will result in the installation
27 of broadband infrastructure in a targeted service area within
28 which no communications service provider offers or facilitates
29 broadband service that provides download speeds less than or
30 equal to the tier 2 download speeds specified in the definition
31 of targeted service area in ~~section 8B.1~~.

32 c. Thirty-five percent of a communications service
33 provider's project costs for projects that will result in the
34 installation of broadband infrastructure in a targeted service
35 area within which no communications service provider offers or

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 facilitates broadband service that provides download speeds
2 less than or equal to the tier 3 download speed specified in
3 the definition of targeted service area in ~~section 8B.1~~.

4 6. Notwithstanding [subsections 3 and 5](#), communications
5 service providers may apply to the ~~office~~ department for
6 a grant pursuant to [this section](#) for the installation of
7 broadband infrastructure that facilitates broadband service
8 providing a minimum download speed of one hundred megabits per
9 second and a minimum upload speed of twenty megabits per second
10 in targeted service areas pursuant to [this subsection](#). The
11 ~~office~~ department shall make available a public internet site
12 identifying all publicly available information contained in the
13 applications and any results of performance testing conducted
14 after the project is completed.

15 a. The ~~office~~ department shall award grants under this
16 subsection on a competitive basis after considering the factors
17 provided in [subsection 4](#) and affording weight to the factors
18 pursuant to [subsection 4](#), paragraph "b".

19 b. The total amount of the grants the ~~office~~ department
20 shall award pursuant to [this subsection](#) shall not exceed fifty
21 percent of a communications service provider's project costs
22 for projects that will result in the installation of broadband
23 infrastructure in a targeted service area within which no
24 communications service provider offers or facilitates broadband
25 service that provides download and upload speeds less than or
26 equal to the tier 1 download and upload speeds specified in the
27 definition of targeted service area in ~~section 8B.1~~.

28 7. Notwithstanding [subsections 5 and 6](#), at least twenty
29 percent of the total amount of the grants the ~~office~~ department
30 awards from the empower rural Iowa broadband grant fund
31 pursuant to [this section](#) shall be allocated to projects that
32 will result in the installation of broadband infrastructure
33 in difficult to serve targeted service areas within which no
34 communications service provider offers or facilitates broadband
35 service that provides download and upload speeds less than

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 or equal to the tier 1 download and upload speeds specified
2 in the definition of targeted service area in ~~section 8B.1~~.
3 For purposes of ~~this subsection~~, a targeted service area is
4 difficult to serve if the soil conditions, topography, or
5 other local conditions make the installation of broadband
6 infrastructure in the targeted service area more time-consuming
7 or labor-intensive compared to other areas of the state.

8 8. The ~~office~~ department shall provide public notice
9 regarding the application process and receipt of funding.

10 9. The ~~office~~ department may adopt rules pursuant to
11 chapter 17A interpreting ~~this chapter subchapter~~ or necessary
12 for administering ~~this chapter subchapter~~, including but not
13 limited to rules relating to the broadband grant program
14 process, management, and measurements as deemed necessary by
15 the ~~office~~ department.

16 10. The ~~office~~ department shall adopt rules establishing
17 procedures to allow aggrieved applicants an opportunity to
18 challenge the ~~office's~~ department's award of grants under this
19 section.

20 Sec. 59. Section 8B.12, subsections 1 and 3, Code 2024, are
21 amended to read as follows:

22 1. The ~~chief information officer~~ director shall enter
23 into agreements with ~~state agencies~~ supported entities, and
24 may enter into agreements with any other governmental entity,
25 including a local governmental entity or entity created
26 pursuant to chapter 28E, or with a nonprofit organization, to
27 furnish services and facilities of the ~~office~~ department to the
28 applicable governmental entity or nonprofit organization under
29 this subchapter. The agreement ~~shall~~ must provide for the
30 reimbursement to the ~~office~~ department of the reasonable cost
31 of the services and facilities furnished. All governmental
32 entities of this state may enter into such agreements. For
33 purposes of ~~this subsection~~, "nonprofit organization" means a
34 nonprofit entity which is exempt from federal income taxation
35 pursuant to section 501(c)(3) of the Internal Revenue Code and

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 which is funded in whole or in part by public funds.

2 3. The state board of regents shall not be required to
3 obtain any service for the state board of regents or any
4 institution under the control of the state board of regents
5 that is provided by the ~~office~~ department pursuant to this
6 ~~chapter~~ subchapter without the consent of the state board of
7 regents.

8 Sec. 60. Section 8B.13, Code 2024, is amended to read as
9 follows:

10 **8B.13 Office Department internal service funds — information**
11 **technology.**

12 1. ~~Activities of the office shall be accounted for~~
13 ~~within the general fund of the state, except that the chief~~
14 ~~information officer~~ The department may establish and maintain
15 internal service funds in accordance with generally accepted
16 accounting principles, ~~as defined in section 8.57, subsection~~
17 ~~4,~~ for activities of the ~~office~~ department which are primarily
18 funded from billings to governmental entities for services
19 rendered by the ~~office~~ department under this subchapter. The
20 establishment of an internal service fund is subject to the
21 approval of the director ~~of the department of management~~ and
22 the concurrence of the auditor of state. At least ninety days
23 prior to the establishment of an internal service fund pursuant
24 to this section, the ~~chief information officer~~ department
25 shall notify in writing the general assembly, including the
26 legislative council, legislative fiscal committee, and the
27 legislative services agency.

28 2. Internal service funds shall be administered by the
29 ~~office~~ department and shall consist of moneys collected by
30 the ~~office~~ department from billings issued in accordance with
31 section 8B.15, fees collected under section 8B.24, and any
32 other moneys obtained or accepted by the ~~office~~ department
33 under this subchapter, including but not limited to gifts,
34 loans, donations, grants, and contributions, which are
35 designated to support the activities of the individual internal

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 service funds in accordance with this subchapter.

2 3. The proceeds of an internal service fund established
3 pursuant to this section shall be used by the ~~office~~ department
4 for the operations of the ~~office~~ department pursuant to and
5 consistent with this ~~chapter~~ subchapter. The ~~chief information~~
6 ~~officer~~ director may appoint the personnel necessary to ensure
7 the efficient provision of services funded pursuant to an
8 internal service fund established under this section. However,
9 this usage requirement shall not limit or restrict the ~~office~~
10 department from using proceeds from gifts, loans, donations,
11 grants, and contributions in conformance with any conditions,
12 directions, limitations, or instructions attached or related
13 thereto.

14 4. a. (1) Section 8.33 does not apply to any moneys in
15 internal service funds established pursuant to this section.

16 (2) This paragraph does not apply to moneys annually
17 appropriated to the department by the general assembly in an
18 Act of the general assembly. Such moneys shall be subject to
19 reversion as otherwise provided by law.

20 b. Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in these funds shall be credited
22 to these funds.

23 5. The ~~office~~ department shall submit an annual report not
24 later than October 1 to the ~~members of the~~ general assembly and
25 the ~~legislative services agency~~ of the activities funded by and
26 expenditures made from an internal service fund established
27 pursuant to this section during the preceding fiscal year.

28 Sec. 61. Section 8B.15, Code 2024, is amended to read as
29 follows:

30 **8B.15 Billing — credit card payments.**

31 1. The ~~chief information officer~~ director may bill a
32 governmental entity for services rendered by the ~~office~~
33 department in accordance with the duties of the ~~office~~
34 department as provided in this chapter subchapter. Bills may
35 include direct, indirect, and developmental costs which have

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 not been funded by an appropriation to the ~~office~~ department.
2 The ~~office~~ department shall periodically render a billing
3 statement to a governmental entity outlining the cost of
4 services provided to the governmental entity. The amount
5 indicated on the statement shall be paid by the governmental
6 entity and amounts received by the ~~office~~ department shall
7 be considered ~~repayment~~ appropriated receipts as defined in
8 section 8.2, and deposited into the accounts of the ~~office~~
9 department.

10 2. In addition to other forms of payment, a person may pay
11 by credit card for services provided by the ~~office~~ department,
12 according to rules adopted by the treasurer of state. The
13 credit card fees to be charged shall not exceed those permitted
14 by statute. A governmental entity may adjust its payment to
15 reflect the costs of processing as determined by the treasurer
16 of state. The discount charged by the credit card issuer may
17 be included in determining the fees to be paid for completing
18 a financial transaction under this section by using a credit
19 card. All credit card payments shall be credited to the fund
20 used to account for the services provided.

21 Sec. 62. Section 8B.16, Code 2024, is amended to read as
22 follows:

23 **8B.16 Office Department debts and liabilities —**
24 **appropriation request.**

25 If a service provided by the ~~office~~ department and funded
26 from an internal service fund established under section
27 8B.13 ceases to be provided and insufficient funds remain in
28 the ~~internal service~~ fund to pay any outstanding debts and
29 liabilities relating to that service, the ~~chief information~~
30 ~~officer~~ director shall notify the ~~department of management and~~
31 the general assembly and request that moneys be appropriated
32 from the general fund of the state to pay such debts and
33 liabilities.

34 Sec. 63. Section 8B.21, subsections 1, 2, and 3, Code 2024,
35 are amended to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 1. Powers and duties of ~~office~~ the chief information
2 officer. The powers and duties of the ~~office~~ chief information
3 officer as it relates to information technology services ~~shall~~
4 include but are not limited to all of the following:
5 a. Approving information technology for use by agencies
6 supported entities and other governmental entities.
7 b. Directing, developing, and implementing policies,
8 procedures, and organization measures designed to ensure the
9 efficient administration of information technology.
10 ~~b.~~ c. Implementing the strategic information technology
11 plan.
12 d. Prescribing and adopting information technology
13 policies, procedures, and rules that are binding on all
14 supported entities and that represent best practices for other
15 governmental entities in the state that are not supported
16 entities.
17 ~~e.~~ e. Developing and implementing a business continuity
18 plan, as the ~~chief information officer~~ director determines is
19 appropriate, to be used if a disruption occurs in the provision
20 of information technology to ~~participating agencies~~ supported
21 entities and other governmental entities.
22 ~~d.~~ f. Prescribing ~~standards~~ policies and adopting rules
23 relating to ~~cyber security~~ cybersecurity, geospatial systems,
24 application development, and information technology and
25 procurement, including but not limited to system design and
26 systems integration, and interoperability, which ~~shall apply to~~
27 are binding on all participating agencies supported entities
28 except as otherwise provided in this chapter subchapter,
29 and which represent best practices for other governmental
30 entities in the state that are not supported entities. The
31 ~~office~~ department shall implement information technology
32 ~~standards~~ policies as established pursuant to this ~~chapter~~
33 ~~which subchapter that~~ are applicable to information technology
34 procurements for ~~participating agencies~~ supported entities.
35 g. Providing continuous monitoring through a security

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 operations center for supported entities, which the department
2 may also make available to other governmental entities.

3 ~~e.~~ h. Establishing an enterprise strategic and project
4 management function for oversight of all information
5 technology-related projects and resources of ~~participating~~
6 agencies supported entities that require prior approval by
7 rule.

8 ~~f.~~ i. (1) Developing and maintaining security policies
9 and systems to ensure the integrity of the state's information
10 resources and to prevent the disclosure of confidential
11 records. The ~~office~~ department shall ensure that the security
12 policies and systems be consistent with the state's data
13 transparency efforts by developing and implementing policies
14 and systems for the sharing of data and information by
15 ~~participating agencies~~ supported entities.

16 (2) Establishing statewide ~~standards~~ policies, to include
17 periodic review and compliance measures, for information
18 technology security to maximize the functionality, security,
19 and interoperability of the state's distributed information
20 technology assets, including but not limited to communications
21 and encryption technologies.

22 (3) Requiring all information technology security services,
23 solutions, hardware, and software purchased or used by a
24 ~~participating agency~~ supported entity to be subject to approval
25 by the ~~office~~ department in accordance with security ~~standards~~
26 policies.

27 ~~g.~~ j. Developing and implementing effective and efficient
28 strategies for the use and provision of information technology
29 ~~and information technology staff for participating agencies~~
30 supported entities and other governmental entities.

31 ~~h.~~ k. Coordinating and managing the acquisition of
32 information technology goods and services by ~~participating~~
33 agencies supported entities in furtherance of the purposes of
34 this ~~chapter~~ subchapter. The ~~office~~ department shall institute
35 procedures to ensure effective and efficient compliance with

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 the applicable ~~standards~~ policies established pursuant to this
2 ~~chapter~~ subchapter.

3 ~~i. Entering into contracts, leases, licensing agreements,~~
4 ~~royalty agreements, marketing agreements, memorandums of~~
5 ~~understanding, or other agreements as necessary and appropriate~~
6 ~~to administer~~ this chapter.

7 l. Selecting the chief information security officer in
8 consultation with the director, and selecting other information
9 technology staff deemed necessary for the administration of the
10 department's information technology functions as provided in
11 this chapter.

12 j. m. Determining and implementing statewide efforts
13 to standardize data elements, determine data ownership
14 assignments, and implement the sharing of data.

15 ~~k. n. Requiring that a participating agency supported~~
16 ~~entity provide such information as is necessary to establish~~
17 ~~and maintain an inventory of information technology used by~~
18 ~~participating agencies, and such participating agency supported~~
19 ~~entities. A supported entity shall provide such information to~~
20 ~~the office department in a timely manner. The, in a form and~~
21 ~~content of the containing information to be provided shall be~~
22 as determined by the office department.

23 ~~l. o. Requiring participating agencies supported~~
24 ~~entities to provide the full details of the agency's entity's~~
25 ~~information technology and operational requirements upon~~
26 ~~request, report information technology security incidents to~~
27 ~~the office department in a timely manner, provide comprehensive~~
28 ~~information concerning the information technology security~~
29 ~~employed by the agency entity to protect the agency's entity's~~
30 ~~information technology, and forecast the parameters of the~~
31 ~~agency's entity's projected future information technology~~
32 ~~security needs and capabilities.~~

33 ~~m. p. Charging reasonable fees, costs, expenses, charges,~~
34 ~~or other amounts to an agency, governmental entity, public~~
35 ~~official, or person or entity related to the provision, sale,~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 use, or utilization of, or cost sharing with respect to,
2 information technology and any intellectual property interests
3 related thereto; research and development; proprietary
4 hardware, software, and applications; and information
5 technology architecture and design. The ~~office~~ department may
6 enter into nondisclosure agreements and take any other legal
7 action reasonably necessary to secure a right to an interest
8 in information technology development by or on behalf of the
9 state of Iowa and to protect the state of Iowa's proprietary
10 information technology and intellectual property interests.
11 The provisions of [chapter 23A](#) relating to noncompetition
12 by state agencies and political subdivisions with private
13 enterprise shall do not apply to ~~office~~ department activities
14 authorized under this paragraph.

15 ~~n.~~ q. Charging reasonable fees, costs, expenses, charges,
16 or other amounts to an agency, governmental entity, public
17 official, or other person or entity to or for whom information
18 technology or other services have been provided by or on behalf
19 of, or otherwise made available through, the ~~office~~ department.

20 ~~o.~~ r. Providing, selling, leasing, licensing, transferring,
21 or otherwise conveying or disposing of information technology,
22 or any intellectual property or other rights with respect
23 thereto, to agencies, governmental entities, public officials,
24 or other persons or entities.

25 ~~p.~~ s. Entering into partnerships, contracts, leases, or
26 other agreements with public and private entities for the
27 evaluation and development of information technology pilot
28 projects.

29 ~~q.~~ t. Initiating and supporting the development of
30 electronic commerce, electronic government, and internet
31 applications across ~~participating agencies~~ supported entities
32 and in cooperation with other governmental entities. The
33 ~~office~~ department shall foster joint development of electronic
34 commerce and electronic government involving the public and
35 private sectors, develop customer surveys and citizen outreach

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 and education programs and material, and provide for citizen
2 input regarding the state's electronic commerce and electronic
3 government applications.

4 u. Working with all governmental entities in an effort to
5 achieve information technology goals.

6 v. Developing systems and methodologies to review, evaluate,
7 and prioritize information technology projects.

8 w. Streamlining, consolidating, and coordinating the access
9 to and availability of broadband and broadband infrastructure
10 throughout the state, including but not limited to facilitating
11 public-private partnerships, ensuring that all departments'
12 and establishments' broadband and broadband infrastructure
13 policies are aligned, resolving issues that arise with regard
14 to implementation efforts, and collecting data and developing
15 metrics or policies against which the data may be measured and
16 evaluated regarding broadband infrastructure installation and
17 deployment.

18 x. Administering the broadband grant program pursuant
19 to section 8B.11, and providing technical assistance to
20 communications service providers related to grant applications
21 under section 8B.11.

22 y. Coordinating the fiberoptic network conduit installation
23 program established in section 8B.25.

24 2. *Responsibilities.* The responsibilities of the office
25 chief information officer as it relates to information
26 technology services include all of the following:

27 ~~a. Coordinate the activities of the office in promoting,~~
28 ~~integrating, and supporting~~ Promote, integrate, and support
29 information technology in all business aspects of state
30 government.

31 b. Provide for server systems, including mainframe and
32 other server operations, desktop support, and applications
33 integration.

34 c. Provide applications development, support, and training,
35 and advice and assistance in developing and supporting business

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 applications throughout state government.

2 3. *Information technology charges.* The ~~office~~ department
3 shall render a statement to an agency, governmental entity,
4 public official, or other person or entity to or for whom
5 information technology, value-added services, or other items or
6 services have been provided by or on behalf of, or otherwise
7 made available through, the ~~office~~ department. Such an agency,
8 governmental entity, public official, or other person or entity
9 shall pay an amount indicated on such statement in a manner
10 determined by the ~~office~~ department.

11 Sec. 64. Section 8B.21, subsection 4, Code 2024, is amended
12 by striking the subsection and inserting in lieu thereof the
13 following:

14 4. *Exclusion.* The department of public defense is not
15 required to obtain any information technology services pursuant
16 to this subchapter where such services involve or impact
17 interconnections with federal networks and systems.

18 Sec. 65. Section 8B.21, subsections 5 and 6, Code 2024, are
19 amended by striking the subsections.

20 Sec. 66. Section 8B.22, Code 2024, is amended to read as
21 follows:

22 **8B.22 Digital government.**

23 1. The ~~office~~ department is responsible for initiating and
24 supporting the development of electronic commerce, electronic
25 government, mobile applications, and internet applications
26 across ~~participating agencies~~ supported entities and in
27 cooperation with other governmental entities.

28 2. In developing the concept of digital government, the
29 ~~office~~ department shall do all of the following:

30 a. Establish ~~standards~~ policies, consistent with other
31 state law, for the implementation of electronic commerce,
32 including ~~standards~~ policies for the technical implementation
33 of electronic signatures pursuant to chapter 554D, electronic
34 currency, and other items associated with electronic commerce.

35 b. Establish guidelines for the appearance and functioning

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 of applications.

2 *c.* Establish ~~standards~~ policies for the integration of
3 electronic data across state agencies.

4 *d.* Foster joint development of electronic commerce and
5 electronic government involving the public and private sectors.

6 *e.* Develop customer surveys and citizen outreach and
7 education programs and material, and provide for citizen input
8 regarding the state's electronic commerce and electronic
9 government applications.

10 *f.* Assist ~~participating agencies~~ supported entities in
11 converting printed government materials to electronic materials
12 which can be accessed through an internet searchable database.

13 *g.* Encourage ~~participating agencies~~ supported entities
14 to utilize duplex printing and a print on demand strategy
15 to reduce printing costs, publication overruns, excessive
16 inventory, and obsolete printed materials.

17 Sec. 67. Section 8B.23, Code 2024, is amended to read as
18 follows:

19 **8B.23 Information technology ~~standards~~ policies.**

20 1. The ~~office~~ department shall develop and adopt
21 information technology ~~standards~~ policies applicable to the
22 procurement of information technology by all ~~participating~~
23 agencies supported entities. Such ~~standards~~ policies, unless
24 waived by the ~~office~~ department, shall apply to all information
25 technology procurements for ~~participating agencies~~ supported
26 entities.

27 2. The office of the governor or the office of an elective
28 constitutional or statutory officer shall consult with the
29 ~~office~~ department prior to procuring information technology and
30 consider the information technology ~~standards~~ policies adopted
31 by the ~~office~~ department, and provide a written report to the
32 ~~office~~ department relating to the ~~other~~ office's decision
33 regarding such acquisitions.

34 Sec. 68. Section 8B.24, Code 2024, is amended to read as
35 follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 **8B.24 Procurement of information technology.**

2 1. ~~Standards~~ Policies established by the ~~office~~ department,
3 unless waived by the ~~office~~ department, shall apply to all
4 information technology procurements for ~~participating agencies~~
5 supported entities.

6 2. The ~~office~~ department shall institute procedures to
7 ensure effective and efficient compliance with ~~standards~~
8 policies established by the ~~office~~ department.

9 3. The ~~office~~ department shall develop policies and
10 procedures that apply to all information technology goods and
11 services acquisitions, and shall ensure the compliance of
12 all ~~participating agencies~~ supported entities. The ~~office~~
13 department shall also be the sole provider of ~~infrastructure~~
14 information technology goods and services for participating
15 agencies supported entities, the sole authority in state
16 government for the procurement of information technology goods
17 and services for supported entities, the sole authority in
18 state government for the establishment of master agreements
19 for information technology goods and services, and the
20 sole authority in state government for determining whether
21 any particular procurement is an information technology
22 procurement.

23 4. The ~~office~~ department, by rule, may implement a
24 prequalification procedure for contractors with which the
25 ~~office~~ department has entered or intends to enter into
26 agreements regarding the procurement of information technology.

27 5. Notwithstanding the provisions governing purchasing as
28 provided in [chapter 8A, subchapter III](#), the ~~office~~ department
29 may procure information technology as provided in [this section](#).
30 The ~~office~~ department may cooperate with other governmental
31 entities in the procurement of information technology in an
32 effort to make such procurements in a cost-effective, efficient
33 manner as provided in [this section](#). The ~~office~~ department, as
34 deemed appropriate and cost effective, may procure information
35 technology using any of the following methods:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 *a. Cooperative procurement agreement.* The ~~office~~ department
2 may enter into a cooperative procurement agreement with another
3 governmental entity relating to the procurement of information
4 technology, whether such information technology is for the use
5 of the ~~office~~ department or other governmental entities. The
6 cooperative procurement agreement ~~shall~~ must clearly specify
7 the purpose of the agreement and the method by which such
8 purpose will be accomplished. Any power exercised under such
9 agreement shall not exceed the power granted to any party to
10 the agreement.

11 *b. Negotiated contract.* The ~~office~~ department may enter
12 into an agreement for the purchase of information technology if
13 any of the following ~~applies~~ apply:

14 (1) The contract price, terms, and conditions are pursuant
15 to the current federal supply contract, and the purchase order
16 adequately identifies the federal supply contract under which
17 the procurement is to be made.

18 (2) The contract price, terms, and conditions are no less
19 favorable than the contractor's current federal supply contract
20 price, terms, and conditions; the contractor has indicated
21 in writing a willingness to extend such price, terms, and
22 conditions to the ~~office~~ department; and the purchase order
23 adequately identifies the contract relied upon.

24 (3) The contract is with a vendor who has a current
25 exclusive or nonexclusive price agreement with the state for
26 the information technology to be procured, and such information
27 technology meets the same standards and specifications as the
28 items to be procured and ~~both~~ all of the following apply:

29 (a) The quantity purchased does not exceed the quantity
30 which may be purchased under the applicable price agreement.

31 (b) The purchase order adequately identifies the price
32 agreement relied upon.

33 *c. Contracts let by another governmental entity.* ~~The office,~~
34 ~~on its own behalf or on the behalf of another participating~~
35 ~~agency or governmental entity, may procure information~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

~~1 technology under a contract let by another agency or other
2 governmental entity, or approve such procurement in the same
3 manner by a participating agency or governmental entity.
4 The office, on its own behalf or on the behalf of another
5 participating agency or governmental entity, may also procure
6 information technology by leveraging an existing competitively
7 procured contract, other than a contract associated with the
8 state board of regents or an institution under the control of
9 the state board of regents. The department may contract for
10 information technology by leveraging an existing, competitively
11 procured contract established by any other governmental entity
12 or cooperative purchasing organization.~~

13 *d. Reverse auction.*

14 (1) ~~The office~~ department may enter into an agreement for
15 the purchase of information technology utilizing a reverse
16 auction process. Such process shall result in the purchase of
17 information technology from the vendor submitting the lowest
18 responsible bid amount for the information technology to be
19 acquired. ~~The office~~ department, in establishing a reverse
20 auction process, shall do all of the following:

21 (a) Determine the specifications and requirements of the
22 information technology to be acquired.

23 (b) Identify and provide notice to potential vendors
24 concerning the proposed acquisition.

25 (c) Establish prequalification requirements to be met by a
26 vendor to be eligible to participate in the reverse auction.

27 (d) Conduct the reverse auction in a manner as deemed
28 appropriate by the ~~office~~ department and consistent with rules
29 adopted by the ~~office~~ department.

30 (2) Prior to conducting a reverse auction, the ~~office~~
31 department shall establish a threshold amount which shall be
32 the maximum amount that the ~~office~~ department is willing to pay
33 for the information technology to be acquired.

34 (3) The ~~office~~ department shall enter into an agreement with
35 a vendor who is the lowest responsible bidder which meets the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 specifications or description of the information technology to
2 be procured, or the ~~office~~ department may reject all bids and
3 begin the process again. In determining the lowest responsible
4 bidder, the ~~office~~ department may consider various factors
5 including but not limited to the past performance of the vendor
6 relative to quality of product or service, the past experience
7 of the ~~office~~ department in relation to the product or service,
8 the relative quality of products or services, the proposed
9 terms of delivery, and the best interest of the state.

10 *e. Competitive bidding.* The ~~office~~ department may enter
11 into an agreement for the procurement or acquisition of
12 information technology in the same manner as provided under
13 chapter 8A, subchapter III, for the purchasing of service. The
14 department may also contract for the purchase of information
15 technology goods or services using a competitive bidding
16 process that includes a vendor selection process that focuses
17 on realized, efficiency-based competition models.

18 *f. Other agreement.* In addition to the competitive
19 bidding procedure provided for under paragraph "e", the ~~office~~
20 department may enter into an agreement for the purchase,
21 disposal, or other disposition of information technology in the
22 same manner and subject to the same limitations as otherwise
23 provided in this chapter subchapter. ~~The office, by rule,~~
24 ~~shall provide for such procedures.~~

25 6. The ~~office~~ department shall adopt rules pursuant to
26 chapter 17A to implement the procurement methods and procedures
27 provided for in subsections 2 through 5.

28 7. The department may establish and collect administrative
29 fees associated with purchases made from department information
30 technology agreements. The department may retain fees
31 collected under this subsection in a fund created pursuant to
32 section 8B.13.

33 Sec. 69. Section 8B.25, subsections 2 and 3, Code 2024, are
34 amended to read as follows:

35 2. The ~~office~~ department shall lead and coordinate a program

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 to provide for the installation of fiberoptic network conduit
2 where such conduit does not exist. The ~~chief information~~
3 ~~officer~~ director shall consult and coordinate with applicable
4 agencies and entities, including public utilities as defined
5 in [section 476.1](#), the state department of transportation, the
6 economic development authority, county boards of supervisors,
7 municipal governing bodies, the farm-to-market review board,
8 county conservation boards, and the boards, commissions, or
9 agencies in control of state parks, as determined appropriate
10 to ensure that the opportunity is provided to lay or install
11 fiberoptic network conduit wherever a state-funded construction
12 project involves trenching, boring, a bridge, a roadway,
13 or opening of the ground, or alongside any state-owned
14 infrastructure.

15 3. Contingent upon the provision of funding for such
16 purposes by the general assembly, the ~~office~~ department may
17 contract with a nongovernmental third party to manage, lease,
18 install, or otherwise provide fiberoptic network conduit
19 access for projects described in [this section](#). [This section](#)
20 does not require coordination with or approval from the
21 ~~office~~ department pursuant to this program or installation of
22 fiberoptic conduit as required by [this section](#) for construction
23 projects not using public funding.

24 Sec. 70. Section 8B.31, subsection 1, Code 2024, is amended
25 to read as follows:

26 1. *IowAccess*. The ~~office~~ department shall establish
27 IowAccess as a service to the citizens of this state that
28 is the gateway for one-stop electronic access to government
29 information and transactions, whether federal, state, or local.
30 Except as provided in [this section](#), IowAccess shall be a
31 state-funded service providing access to government information
32 and transactions. The ~~office~~ department, in establishing the
33 fees for value-added services, shall consider the reasonable
34 cost of creating and organizing such government information
35 through IowAccess.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 71. Section 8B.31, subsection 2, unnumbered paragraph
2 1, Code 2024, is amended to read as follows:

3 The ~~office~~ department shall do all of the following:

4 Sec. 72. Section 8B.31, subsection 2, paragraph b,
5 unnumbered paragraph 1, Code 2024, is amended to read as
6 follows:

7 Approve and establish the priority of projects associated
8 with IowAccess. The determination may also include
9 requirements concerning funding for a project proposed by
10 a political subdivision of the state or an association,
11 the membership of which is comprised solely of political
12 subdivisions of the state. Prior to approving a project
13 proposed by a political subdivision, the ~~office~~ department
14 shall verify that all of the following conditions are met:

15 Sec. 73. Section 8B.31, subsection 2, paragraph d, Code
16 2024, is amended to read as follows:

17 *d.* Establish the IowAccess total budget request and
18 ensure that such request reflects the priorities and goals of
19 IowAccess as established by the ~~office~~ department.

20 Sec. 74. Section 8B.32, subsection 1, unnumbered paragraph
21 1, Code 2024, is amended to read as follows:

22 Moneys paid to a ~~participating agency~~ supported entity from
23 persons who complete an electronic financial transaction with
24 the agency entity by accessing IowAccess shall be transferred
25 to the treasurer of state for deposit in the general fund of
26 the state, unless the disposition of the moneys is specifically
27 provided for under other law. The moneys may include all of
28 the following:

29 Sec. 75. Section 8B.33, Code 2024, is amended to read as
30 follows:

31 **8B.33 IowAccess revolving fund.**

32 1. An IowAccess revolving fund is created in the state
33 treasury. The revolving fund shall be administered by the
34 ~~office~~ department and shall consist of moneys collected by the
35 ~~office~~ department as fees, moneys appropriated by the general

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 assembly, and any other moneys obtained or accepted by the
2 ~~office~~ department for deposit in the revolving fund. The
3 proceeds of the revolving fund are appropriated to and shall be
4 used by the ~~office~~ department to maintain, develop, operate,
5 and expand IowAccess consistent with ~~this chapter~~ subchapter.

6 2. The ~~office~~ department shall submit an annual report not
7 later than January 31 to the ~~members of the~~ general assembly
8 ~~and the legislative services agency~~ of the activities funded
9 by and expenditures made from the revolving fund during the
10 preceding fiscal year. Section 8.33 does not apply to any
11 moneys in the revolving fund, and, notwithstanding section
12 12C.7, subsection 2, earnings or interest on moneys deposited
13 in the revolving fund shall be credited to the revolving fund.

14 Sec. 76. Section 28D.3, subsection 4, Code 2024, is amended
15 to read as follows:

16 4. Persons employed by the department of management,
17 department of natural resources, department of administrative
18 services, and the or Iowa communications network under
19 this chapter are not subject to the twenty-four-month time
20 limitation specified in subsection 2.

21 Sec. 77. Section 97B.4, subsection 2, paragraph d, Code
22 2024, is amended by striking the paragraph.

23 Sec. 78. 2021 Iowa Acts, chapter 172, section 28, is amended
24 to read as follows:

25 SEC. 28. REPEAL. The section of this division of this Act
26 amending section 8.58 is repealed July 1, ~~2025~~ 2027.

27 Sec. 79. 2023 Iowa Acts, chapter 71, section 137, is amended
28 to read as follows:

29 SEC. 137. Section 8-6 8.5, Code 2023, is amended by adding
30 the following new subsection:

31 NEW SUBSECTION. 17- 15A. County and city bond issuance. To
32 annually prepare and file with the general assembly by ~~December~~
33 January 1 a report specifying the updated population thresholds
34 as adjusted under section 331.442, subsection 5, and section
35 384.26, subsection 5, and detailing the use of the bond

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 issuance procedures under [section 331.442, subsection 5](#), and
2 [section 384.26, subsection 5](#), including the usage of such
3 procedures by counties and cities based on the population-based
4 limitations and the amount of bonds issued for each such usage.

5 Sec. 80. REPEAL. Sections 8.6, 8.25, 8.28, 8.43, 8.53,
6 8.59, 8.60, 8.61, 8B.2, 8B.3, 8B.4, 8B.5, and 8B.9, Code 2024,
7 are repealed.

8 Sec. 81. CODE EDITOR DIRECTIVE. For all of the following
9 terminology changes, the Code editor is directed to make
10 changes in any Code sections amended or enacted by any other
11 Act to correspond with the changes made in this division of
12 this Act if there appears to be no doubt as to the proper method
13 of making the changes and the changes would not be contrary to
14 or inconsistent with the purposes of this Act or any other Act:

- 15 1. "Repayment receipts" to "appropriated receipts".
- 16 2. "Participating agency" to "supported entity" for
17 purposes associated with chapter 8B, Code 2024.

18 Sec. 82. CODE EDITOR DIRECTIVE.

19 1. The Code editor is directed to make the following
20 transfers:

- 21 a. Section 8.7 to section 68B.22A.
- 22 b. Section 8.75 to section 8.57J.
- 23 c. Section 8B.1 to section 8.76.
- 24 d. Section 8B.4A to section 8.78.
- 25 e. Section 8B.6 to section 8.12.
- 26 f. Section 8B.7 to section 8.7A.
- 27 g. Section 8B.10 to section 8.79.
- 28 h. Section 8B.11 to section 8.91.
- 29 i. Section 8B.12 to section 8.80.
- 30 j. Section 8B.13 to section 8.92.
- 31 k. Section 8B.15 to section 8.81.
- 32 l. Section 8B.16 to section 8.82.
- 33 m. Section 8B.21 to section 8.77.
- 34 n. Section 8B.22 to section 8.83.
- 35 o. Section 8B.23 to section 8.84.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 p. Section 8B.24 to section 8.85.

2 q. Section 8B.25 to section 8.86.

3 r. Section 8B.26 to section 8.87.

4 s. Section 8B.31 to section 8.88.

5 t. Section 8B.32 to section 8.89.

6 u. Section 8B.33 to section 8.90.

7 2. The Code editor shall correct internal references in the
8 Code and in any enacted legislation as necessary due to the
9 enactment of this section.

10 3. The Code editor shall designate sections 8.76 through
11 8.99 as a new subchapter XI within chapter 8 entitled
12 "Information Technology".

13 Sec. 83. TRANSITION. Any rule, regulation, form, order, or
14 directive promulgated by the office of the chief information
15 officer shall continue in full force and effect until amended,
16 repealed, or supplemented by affirmative action of the
17 department of management.

18 DIVISION II

19 CONFORMING AMENDMENTS

20 Sec. 84. Section 2.47A, subsection 1, paragraph b, Code
21 2024, is amended to read as follows:

22 b. Receive the reports of all capital project budgeting
23 requests of all state agencies, with individual state agency
24 priorities noted, pursuant to [section 8-6 8.5, subsection 12](#).

25 Sec. 85. Section 8A.101, unnumbered paragraph 1, Code 2024,
26 is amended to read as follows:

27 As used in [this chapter](#) and ~~[chapter 8B](#)~~, unless the context
28 otherwise requires:

29 Sec. 86. Section 8A.104, subsection 7, Code 2024, is amended
30 by striking the subsection.

31 Sec. 87. Section 8A.123, subsection 1, Code 2024, is amended
32 to read as follows:

33 1. Activities of the department shall be accounted
34 for within the general fund of the state, except that the
35 director may establish and maintain internal service funds,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 in accordance with generally accepted accounting principles,
2 ~~as defined in section 8.57, subsection 4,~~ for activities of
3 the department which are primarily funded from billings to
4 governmental entities for services rendered by the department.
5 The establishment of an internal service fund is subject to
6 the approval of the director of the department of management
7 and the concurrence of the auditor of state. At least ninety
8 days prior to the establishment of an internal service fund
9 pursuant to [this section](#), the director shall notify in writing
10 the general assembly, including the legislative council,
11 legislative fiscal committee, and the legislative services
12 agency.

13 Sec. 88. Section 8A.125, subsection 1, Code 2024, is amended
14 to read as follows:

15 1. The director may bill a governmental entity for services
16 rendered by the department in accordance with the duties
17 of the department as provided in [this chapter](#). Bills may
18 include direct, indirect, and developmental costs which have
19 not been funded by an appropriation to the department. The
20 department shall periodically render a billing statement to a
21 governmental entity outlining the cost of services provided to
22 the governmental entity. The amount indicated on the statement
23 shall be paid by the governmental entity and amounts received
24 by the department shall be considered ~~repayment~~ appropriated
25 receipts as defined in [section 8.2](#), and deposited into the
26 accounts of the department.

27 Sec. 89. Section 8A.502, subsection 7, Code 2024, is amended
28 to read as follows:

29 7. *Accounts.* To keep the central budget and proprietary
30 control accounts of the general fund of the state and special
31 revenue funds, as defined in [section 8.2](#), of the state
32 government. ~~Upon elimination of the state deficit under~~
33 ~~generally accepted accounting principles, including the payment~~
34 ~~of items budgeted in a subsequent fiscal year which under~~
35 ~~generally accepted accounting principles should be budgeted~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~in the current fiscal year, the~~ The recognition of revenues
2 received and expenditures paid and transfers received and paid
3 within the time period required pursuant to [section 8.33](#) shall
4 be in accordance with generally accepted accounting principles.
5 Budget accounts are those accounts maintained to control
6 the receipt and disposition of all funds, appropriations,
7 and allotments. Proprietary accounts are those accounts
8 relating to assets, liabilities, income, and expense. For each
9 fiscal year, the financial position and results of operations
10 of the state shall be reported in an annual comprehensive
11 financial report prepared in accordance with generally accepted
12 accounting principles, as established by the governmental
13 accounting standards board.

14 Sec. 90. Section 8A.502, subsection 8, paragraph b, Code
15 2024, is amended to read as follows:

16 *b.* By charging all collections made by the educational
17 institutions and state fair board to the respective advance
18 accounts of the institutions and state fair board, and by
19 crediting all such ~~repayment collections~~ appropriated receipts
20 to the respective appropriations and special revenue funds.

21 Sec. 91. Section 8D.3, subsection 2, paragraph b, Code 2024,
22 is amended to read as follows:

23 *b.* The auditor of state or the auditor's designee and the
24 chief information officer ~~selected~~ designated pursuant to
25 section ~~8B.2~~ 8.5 or the chief information officer's designee
26 shall serve as nonvoting, ex officio members of the commission.

27 Sec. 92. Section 10A.107, Code 2024, is amended to read as
28 follows:

29 **10A.107 ~~Repayment~~ Appropriated receipts.**

30 The department may charge state departments, agencies, and
31 commissions for services rendered and the payment received
32 shall be considered ~~repayment~~ appropriated receipts as defined
33 in [section 8.2](#).

34 Sec. 93. Section 10A.503, subsection 2, Code 2024, is
35 amended to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 2. The department and the licensing boards referenced in
2 subsection 1 may expend funds in addition to amounts budgeted,
3 if those additional expenditures are directly the result of
4 actual examination and exceed funds budgeted for examinations.
5 Before the department or a licensing board expends or encumbers
6 an amount in excess of the funds budgeted for examinations,
7 the director of the department of management shall approve the
8 expenditure or encumbrance. Before approval is given, the
9 department of management shall determine that the examination
10 expenses exceed the funds budgeted by the general assembly to
11 the department or board and the department or board does not
12 have other funds from which examination expenses can be paid.
13 Upon approval of the department of management, the department
14 or licensing board may expend and encumber funds for excess
15 examination expenses. The amounts necessary to fund the excess
16 examination expenses shall be collected as fees from additional
17 examination applicants and shall be treated as ~~repayment~~
18 appropriated receipts as defined in [section 8.2](#).

19 Sec. 94. Section 10A.506, subsection 4, Code 2024, is
20 amended to read as follows:

21 4. The department may expend additional funds, including
22 funds for additional personnel, if those additional
23 expenditures are directly the cause of actual examination
24 expenses exceeding funds budgeted for examinations. Before
25 the department expends or encumbers an amount in excess of
26 the funds budgeted for examinations, the director of the
27 department of management shall approve the expenditure or
28 encumbrance. Before approval is given, the director of the
29 department of management shall determine that the examination
30 expenses exceed the funds budgeted by the general assembly to
31 the department and the department does not have other funds
32 from which the expenses can be paid. Upon approval of the
33 director of the department of management, the department may
34 expend and encumber funds for excess examination expenses. The
35 amounts necessary to fund the examination expenses shall be

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 collected as fees from additional examination applicants and
2 shall be treated as ~~repayment~~ appropriated receipts as defined
3 in section 8.2, ~~subsection 8~~.

4 Sec. 95. Section 10A.801, subsection 9, Code 2024, is
5 amended to read as follows:

6 9. The division may charge agencies for services rendered
7 and the payment received shall be considered ~~repayment~~
8 appropriated receipts as defined in section 8.2.

9 Sec. 96. Section 10A.902, subsection 5, Code 2024, is
10 amended to read as follows:

11 5. The department shall adopt rules regarding minimum
12 requirements for lead inspector, lead abater, and lead-safe
13 renovator training programs, certification, work practice
14 standards, and suspension and revocation requirements, and
15 shall implement the training and certification programs. Rules
16 adopted pursuant to this subsection shall comply with chapter
17 272C. The department shall seek federal funding and shall
18 establish fees in amounts sufficient to defray the cost of the
19 programs. The fees shall be used for any of the department's
20 duties under this subchapter, including but not limited
21 to the costs of full-time equivalent positions for program
22 services and investigations. Fees received shall be considered
23 ~~repayment~~ appropriated receipts as defined in section 8.2.

24 Sec. 97. Section 11.5B, subsection 14, Code 2024, is amended
25 by striking the subsection.

26 Sec. 98. Section 12.89, subsection 2, paragraph b, Code
27 2024, is amended to read as follows:

28 *b.* The revenues required to be deposited into the fund
29 pursuant to section 8.57, subsection 5, paragraph "e",
30 ~~subparagraphs (1) and (2) "f"~~.

31 Sec. 99. Section 12.89A, subsection 2, paragraph a, Code
32 2024, is amended to read as follows:

33 *a.* The revenues required to be deposited in the fund
34 pursuant to section 8.57, subsection 5, paragraph "e",
35 ~~subparagraphs (1) and (2) "f"~~.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 100. Section 13B.8, subsection 4, paragraph b, Code
2 2024, is amended to read as follows:

3 **b.** The state public defender may enter into agreements with
4 ~~the office of the chief information officer created in chapter~~
5 ~~8B~~ department of management to provide or procure suitable
6 computer networks and other information technology services
7 to or for each office of the state public defender, including
8 the central administrative office and the office of the state
9 appellate defender, and to each office of the local public
10 defender.

11 Sec. 101. Section 15E.311, subsection 3, paragraph a, Code
12 2024, is amended to read as follows:

13 **a.** At the end of each fiscal year, moneys in the fund
14 shall be transferred into separate accounts within the fund
15 and designated for use by each county in which no licensee
16 authorized to conduct gambling games under [chapter 99F](#) was
17 located during that fiscal year. Moneys transferred to
18 county accounts shall be divided equally among the counties.
19 Moneys transferred into an account for a county shall be
20 transferred by the department to an eligible county recipient
21 for that county. Of the moneys transferred, an eligible county
22 recipient shall distribute seventy-five percent of the moneys
23 as grants to charitable organizations for charitable purposes
24 in that county and shall retain twenty-five percent of the
25 moneys for use in establishing a permanent endowment fund
26 for the benefit of charitable organizations for charitable
27 purposes. In addition, of the moneys transferred from moneys
28 appropriated to the fund from the sports wagering receipts fund
29 ~~created in section 8.57, subsection 6,~~ 8.57I and distributed,
30 eligible county recipients shall give consideration for grants,
31 upon application, to a charitable organization that operates
32 a racetrack facility that conducts automobile races in that
33 county. Of the amounts distributed, eligible county recipients
34 shall give special consideration to grants for projects that
35 include significant vertical infrastructure components designed

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 to enhance quality of life aspects within local communities.
2 In addition, as a condition of receiving a grant, the governing
3 body of a charitable organization receiving a grant shall
4 approve all expenditures of grant moneys and shall allow a
5 state audit of expenditures of all grant moneys.

6 Sec. 102. Section 16.50, subsection 1, Code 2024, is amended
7 to read as follows:

8 1. A workforce housing assistance grant fund is created
9 under the control of the authority. The fund shall consist of
10 appropriations made to the fund. The fund shall be separate
11 from the general fund of the state and the balance in the fund
12 shall not be considered part of the balance of the general fund
13 of the state. ~~However, the fund shall be considered a special~~
14 ~~account for the purposes of [section 8.53](#), relating to generally~~
15 ~~accepted accounting principles.~~

16 Sec. 103. Section 16.81, subsection 2, paragraph d, Code
17 2024, is amended to read as follows:

18 *d.* The amount of application fees collected by the
19 authority under [this subsection](#) shall be considered ~~repayment~~
20 appropriated receipts as defined in [section 8.2](#).

21 Sec. 104. Section 17A.6B, subsection 1, Code 2024, is
22 amended to read as follows:

23 1. ~~The office of the chief information officer~~ department of
24 management shall establish and maintain a user-friendly state
25 services fee database and internet site for use by the public.
26 Each agency shall make available through the internet site the
27 current fees, rates, and charges imposed by the agency on the
28 public.

29 Sec. 105. Section 20.33, Code 2024, is amended to read as
30 follows:

31 **20.33 Retention of costs and fees.**

32 1. All moneys paid in advance by the board and subsequently
33 taxed as a cost to a party or parties pursuant to section 20.6,
34 subsection 6, and [section 20.11, subsection 3](#), shall, when
35 reimbursed by the party or parties taxed under those sections,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 be retained by the board as ~~repayment~~ appropriated receipts, as
2 defined in section 8.2, and used exclusively to offset the cost
3 of the certified shorthand reporter reporting the proceeding
4 and of any transcript requested by the board.

5 2. All fees established and collected by the board pursuant
6 to section 20.6, subsection 7, shall be retained by the board
7 as ~~repayment~~ appropriated receipts, as defined in section 8.2,
8 and used exclusively for the purpose of covering the cost of
9 elections required pursuant to section 20.15, including payment
10 for the services of any vendor retained by the board to conduct
11 or assist in the conduct of such an election.

12 Sec. 106. Section 22.3A, subsection 2, paragraph f,
13 unnumbered paragraph 1, Code 2024, is amended to read as
14 follows:

15 A government body may establish payment rates and procedures
16 required to provide access to data processing software,
17 regardless of whether the data processing software is separated
18 from or combined with a public record. Proceeds from payments
19 may be considered ~~repayment~~ appropriated receipts, as defined
20 in section 8.2. The payment amount shall be calculated as
21 follows:

22 Sec. 107. Section 23A.2, subsection 8, paragraph o, Code
23 2024, is amended to read as follows:

24 o. The performance of an activity authorized pursuant to
25 section 8B.21, subsection 1, paragraph ~~"m"~~ "p".

26 Sec. 108. Section 29C.8, subsection 5, Code 2024, is amended
27 to read as follows:

28 5. The department may charge fees for the repair,
29 calibration, or maintenance of radiological detection equipment
30 and may expend funds in addition to funds budgeted for the
31 servicing of the radiological detection equipment. The
32 department shall adopt rules pursuant to chapter 17A providing
33 for the establishment and collection of fees for radiological
34 detection equipment repair, calibration, or maintenance
35 services and for entering into agreements with other public and

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 private entities to provide the services. Fees collected for
2 repair, calibration, or maintenance services shall be treated
3 as ~~repayment~~ appropriated receipts as defined in section
4 8.2 and shall be used for the operation of the department's
5 radiological maintenance facility or radiation incident
6 response training.

7 Sec. 109. Section 35D.7, subsection 2, Code 2024, is amended
8 to read as follows:

9 2. Sums paid to and received by the department for the
10 support of members of the home shall be considered ~~repayment~~
11 appropriated receipts as defined in [section 8.2](#) and credited to
12 the Iowa veterans home account referred to in section 35D.18,
13 subsection 3.

14 Sec. 110. Section 35D.18, subsection 3, unnumbered
15 paragraph 1, Code 2024, is amended to read as follows:

16 Revenues received that are attributed to the Iowa veterans
17 home during a fiscal year shall be credited to the Iowa
18 veterans home account and shall be considered ~~repayment~~
19 appropriated receipts as defined in [section 8.2](#), including but
20 not limited to all of the following:

21 Sec. 111. Section 35D.18, subsection 4, Code 2024, is
22 amended by striking the subsection.

23 Sec. 112. Section 68A.405A, subsection 1, paragraph a,
24 unnumbered paragraph 1, Code 2024, is amended to read as
25 follows:

26 Except as provided in sections [29C.3](#) and [29C.6](#), a statewide
27 elected official or member of the general assembly shall not
28 permit the expenditure of public moneys under the control
29 of the statewide elected official or member of the general
30 assembly, including but not limited to moneys held in a private
31 purpose trust fund as defined by [section 8.2](#), for the purpose
32 of any paid advertisement or promotion bearing the written
33 name, likeness, or voice of the statewide elected official or
34 member of the general assembly distributed through any of the
35 following means:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 113. Section 68A.405A, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. A person who willfully violates [this section](#) shall be
4 subject to a civil penalty of an amount up to the amount of
5 moneys withdrawn from a public account or private purpose trust
6 fund as defined in [section 8.2](#) used to fund the communication
7 found to be in violation of [this section](#) by the board or, for
8 members of the general assembly, by an appropriate legislative
9 ethics committee. A penalty imposed pursuant to [this section](#)
10 shall be paid by the candidate's committee. Such penalty shall
11 be determined and assessed by the board or, for a member of the
12 general assembly, the appropriate legislative ethics committee,
13 and paid into the account from which such moneys were
14 withdrawn. Additional criminal or civil penalties available
15 under [section 68A.701](#) or established by the board pursuant to
16 section 68B.32A may also be determined and assessed by the
17 board for violations of [this section](#). Nothing in [this section](#)
18 shall prevent the imposition of any penalty or sanction for a
19 violation of [this section](#) by a legislative ethics committee.

20 Sec. 114. Section 80.28, subsection 2, paragraph a,
21 subparagraph (7), Code 2024, is amended to read as follows:

22 (7) One member representing the ~~office of the chief~~
23 ~~information officer created in [section 8B.2](#)~~ department of
24 management.

25 Sec. 115. Section 80B.15, subsection 2, Code 2024, is
26 amended to read as follows:

27 2. The director of the academy shall assess a fee for
28 use of law enforcement media resources supplied or loaned by
29 the academy. The fees shall be established by rules adopted
30 pursuant to [chapter 17A](#). The fees shall be considered as
31 repayment appropriated receipts, as defined in section 8.2.

32 Sec. 116. Section 80B.19, subsection 1, Code 2024, is
33 amended to read as follows:

34 1. Activities of the academy shall be accounted for within
35 the general fund of the state, except the academy may establish

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 and maintain an internal training clearing fund, in accordance
2 with generally accepted accounting principles, ~~as defined in~~
3 ~~section 8.57, subsection 4~~, for activities of the academy
4 which are primarily from billings to governmental entities for
5 services rendered by the academy.

6 Sec. 117. Section 84A.5, subsection 9, Code 2024, is amended
7 to read as follows:

8 9. The director of the department of workforce development
9 may adopt rules pursuant to [chapter 17A](#) to charge and collect
10 fees for enhanced or value-added services provided by the
11 department of workforce development which are not required by
12 law to be provided by the department and are not generally
13 available from the department of workforce development. Fees
14 shall not be charged to provide a free public labor exchange.
15 Fees established by the director of the department of workforce
16 development shall be based upon the costs of administering the
17 service, with due regard to the anticipated time spent, and
18 travel costs incurred, by personnel performing the service.
19 The collection of fees authorized by [this subsection](#) shall
20 be treated as ~~repayment~~ appropriated receipts as defined in
21 section 8.2.

22 Sec. 118. Section 99D.14, subsection 2, paragraphs b and c,
23 Code 2024, are amended to read as follows:

24 *b.* Notwithstanding ~~sections 8.60 and section 99D.17~~, the
25 portion of the fee paid pursuant to paragraph "a" relating
26 to the costs of special agents plus any direct and indirect
27 support costs for the agents, for the division of criminal
28 investigation's racetrack activities, shall be deposited
29 into the gaming enforcement revolving fund established in
30 section 80.43. However, the department of public safety shall
31 transfer, on an annual basis, the portion of the regulatory
32 fee attributable to the indirect support costs of the special
33 agents to the general fund of the state.

34 *c.* Notwithstanding ~~sections 8.60 and section 99D.17~~, the
35 portion of the fee paid pursuant to paragraph "a" relating to

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 the costs of the commission shall be deposited into the gaming
2 regulatory revolving fund established in [section 99F.20](#).

3 Sec. 119. Section 99D.17, Code 2024, is amended to read as
4 follows:

5 **99D.17 Use of funds.**

6 Funds received pursuant to [sections 99D.14](#) and [99D.15](#)
7 shall be deposited as provided in section 8.57, subsection
8 5, ~~and shall be subject to the requirements of [section 8.60](#).~~
9 These funds shall first be used to the extent appropriated
10 by the general assembly. The commission is subject to the
11 budget requirements of [chapter 8](#) and the applicable auditing
12 requirements and procedures of [chapter 11](#).

13 Sec. 120. Section 99D.22, subsection 3, paragraph d, Code
14 2024, is amended to read as follows:

15 *d.* Establish a registration fee imposed on each horse which
16 is a thoroughbred, quarter horse, or standardbred which shall
17 be paid by the breeder of the horse. The department shall not
18 impose the registration fee more than once on each horse. The
19 amount of the registration fee shall not exceed thirty dollars.
20 The moneys paid to the department from registration fees shall
21 be considered ~~repayment~~ appropriated receipts as defined in
22 section 8.2, and shall be used for the administration and
23 enforcement of [this subsection](#).

24 Sec. 121. Section 99D.22, subsection 4, paragraph b, Code
25 2024, is amended to read as follows:

26 *b.* The moneys paid to the department from registration fees
27 as provided in paragraph *a* shall be considered ~~repayment~~
28 appropriated receipts as defined in [section 8.2](#), and shall be
29 used for the administration and enforcement of programs for the
30 promotion of native dogs.

31 Sec. 122. Section 99E.5, subsection 3, Code 2024, is amended
32 to read as follows:

33 3. The annual license fee to conduct internet fantasy sports
34 contests shall be one thousand dollars or, for a licensed
35 internet fantasy sports contest service provider with total

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 annual internet fantasy sports contest adjusted revenues for
2 the year prior to the annual license fee renewal date of
3 one hundred fifty thousand dollars or greater, five thousand
4 dollars. Moneys collected by the commission from the license
5 fees paid under [this section](#) shall be considered ~~repayment~~
6 appropriated receipts as defined in [section 8.2](#).

7 Sec. 123. Section 99E.5, subsection 4, paragraph c, Code
8 2024, is amended to read as follows:

9 ~~c. Notwithstanding [section 8.60](#), the~~ The portion of the
10 fee paid pursuant to paragraph "a" relating to the costs of
11 the commission shall be deposited into the gaming regulatory
12 revolving fund established in [section 99F.20](#).

13 Sec. 124. Section 99E.6, subsection 2, Code 2024, is amended
14 to read as follows:

15 2. The taxes imposed by [this section](#) for internet fantasy
16 sports contests authorized under [this chapter](#) shall be paid by
17 the internet fantasy sports contest service provider to the
18 treasurer of state as determined by the commission and shall be
19 credited as provided in ~~section 8.57, subsection 6~~ [8.57I](#).

20 Sec. 125. Section 99F.4, subsections 2 and 27, Code 2024,
21 are amended to read as follows:

22 2. To license qualified sponsoring organizations, to
23 license the operators of excursion gambling boats, to identify
24 occupations engaged in the administration, control, and conduct
25 of gambling games and sports wagering which require licensing,
26 and to adopt standards for licensing the occupations including
27 establishing fees for the occupational licenses and licenses
28 for qualified sponsoring organizations. The fees shall be
29 paid to the commission and deposited in the general fund of
30 the state. All revenue received by the commission under
31 this chapter from license fees and regulatory fees shall be
32 deposited in the general fund of the state ~~and shall be subject~~
33 ~~to the requirements of [section 8.60](#).~~

34 27. To adopt standards under which all sports wagering is
35 conducted, including the scope and type of wagers allowed,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 to identify occupations within sports wagering which require
2 licensing, and to adopt standards for licensing and background
3 qualifications for occupations including establishing fees
4 for the occupational license. All revenue received by the
5 commission under [this chapter](#) from license fees shall be
6 deposited in the general fund of the state ~~and shall be subject~~
7 ~~to the requirements of [section 8.60](#)~~. All revenue received by
8 the commission from regulatory fees shall be deposited into the
9 gaming regulatory revolving fund established in [section 99F.20](#).

10 Sec. 126. Section 99F.10, subsection 4, paragraphs b and c,
11 Code 2024, are amended to read as follows:

12 *b.* Notwithstanding ~~[sections 8.60](#)~~ and [section 99F.4](#), the
13 portion of the fee paid pursuant to paragraph "a" relating to
14 the costs of special agents and officers plus any direct and
15 indirect support costs for the agents and officers, for the
16 division of criminal investigation's excursion gambling boat
17 or gambling structure activities, shall be deposited into the
18 gaming enforcement revolving fund established in [section 80.43](#).
19 However, the department of public safety shall transfer, on an
20 annual basis, the portion of the regulatory fee attributable
21 to the indirect support costs of the special agents and gaming
22 enforcement officers to the general fund of the state.

23 *c.* Notwithstanding ~~[sections 8.60](#)~~ and [section 99F.4](#), the
24 portion of the fee paid pursuant to paragraph "a" relating to
25 the costs of the commission shall be deposited into the gaming
26 regulatory revolving fund established in [section 99F.20](#).

27 Sec. 127. Section 99F.11, subsection 5, paragraph b, Code
28 2024, is amended to read as follows:

29 *b.* The taxes imposed by [this subsection](#) for sports wagering
30 authorized under [this chapter](#) shall be paid by the licensed
31 operator to the treasurer of state as determined by the
32 commission and shall be credited as provided in ~~section 8.57,~~
33 ~~subsection 6~~ [8.57I](#).

34 Sec. 128. Section 99G.39, subsection 6, paragraph a, Code
35 2024, is amended to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 a. Notwithstanding [subsection 1](#), if gaming revenues under
2 sections 99D.17 and [99F.11](#) are insufficient in a fiscal year to
3 meet the total amount of such revenues directed to be deposited
4 in the vision Iowa fund during the fiscal year pursuant to
5 section 8.57, subsection 5, paragraph ~~e~~ f, the difference
6 shall be paid from lottery revenues prior to deposit of the
7 lottery revenues in the general fund, transfer of lottery
8 revenues to the veterans trust fund as provided in subsection
9 3, and the transfer of lottery revenues to the public safety
10 survivor benefits fund as provided in [subsection 4](#). If
11 lottery revenues are insufficient during the fiscal year to pay
12 the difference, the remaining difference shall be paid from
13 lottery revenues prior to deposit of lottery revenues in the
14 general fund, the transfer of lottery revenues to the veterans
15 trust fund as provided in [subsection 3](#), and the transfer of
16 lottery revenues to the public safety survivor benefits fund
17 as provided in [subsection 4](#) in subsequent fiscal years as such
18 revenues become available.

19 Sec. 129. Section 100B.4, subsection 2, Code 2024, is
20 amended to read as follows:

21 2. Notwithstanding [section 8.33](#), ~~repayment~~ appropriated
22 receipts, as defined in section 8.2, collected by the division
23 of state fire marshal for the fire service training bureau
24 that remain unencumbered or unobligated at the close of the
25 fiscal year shall not revert but shall remain available for
26 expenditure for the purposes designated until the close of the
27 succeeding fiscal year.

28 Sec. 130. Section 100C.9, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. All fees assessed pursuant to [this chapter](#) shall be
31 retained as ~~repayment~~ appropriated receipts, as defined in
32 section 8.2, by the department and such fees received shall
33 be used exclusively to offset the costs of administering this
34 chapter.

35 Sec. 131. Section 100D.7, subsection 2, Code 2024, is

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 amended to read as follows:

2 2. All fees assessed pursuant to [this chapter](#) shall be
3 retained as ~~repayment~~ appropriated receipts, as defined in
4 section 8.2, by the department and such fees received shall
5 be used exclusively to offset the costs of administering this
6 chapter.

7 Sec. 132. Section 123.17, subsection 3, Code 2024, is
8 amended to read as follows:

9 3. Notwithstanding [subsection 2](#), if gaming revenues under
10 sections 99D.17 and [99F.11](#) are insufficient in a fiscal year to
11 meet the total amount of such revenues directed to be deposited
12 in the revenue bonds debt service fund and the revenue bonds
13 federal subsidy holdback fund during the fiscal year pursuant
14 to [section 8.57, subsection 5](#), paragraph ~~"e"~~ "f", the difference
15 shall be paid from moneys deposited in the beer and liquor
16 control fund prior to transfer of such moneys to the general
17 fund pursuant to [subsection 2](#) and prior to the transfer of such
18 moneys pursuant to [subsections 5 and 6](#). If moneys deposited in
19 the beer and liquor control fund are insufficient during the
20 fiscal year to pay the difference, the remaining difference
21 shall be paid from moneys deposited in the beer and liquor
22 control fund in subsequent fiscal years as such moneys become
23 available.

24 Sec. 133. Section 124.553, subsection 6, Code 2024, is
25 amended to read as follows:

26 6. The board shall not charge a fee to a pharmacy,
27 pharmacist, veterinarian, or prescribing practitioner for the
28 establishment, maintenance, or administration of the program,
29 including costs for forms required to submit information to or
30 access information from the program, except that the board may
31 charge a fee to an individual who requests the individual's own
32 program information. A fee charged pursuant to [this subsection](#)
33 shall not exceed the actual cost of providing the requested
34 information and shall be considered ~~a repayment receipt~~
35 appropriated receipts as defined in [section 8.2](#).

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 134. Section 124E.10, Code 2024, is amended to read as
2 follows:

3 **124E.10 Fees.**

4 All fees collected by the department under [this chapter](#)
5 shall be retained by the department for operation of the
6 medical cannabidiol registration card program and the medical
7 cannabidiol manufacturer and medical cannabidiol dispensary
8 licensing programs. The moneys retained by the department
9 shall be considered ~~repayment~~ appropriated receipts as defined
10 in [section 8.2](#) and shall be used for any of the department's
11 duties under [this chapter](#), including but not limited to the
12 addition of full-time equivalent positions for program services
13 and investigations. Notwithstanding [section 8.33](#), moneys
14 retained by the department pursuant to [this section](#) shall
15 not revert to the general fund of the state but shall remain
16 available for expenditure only for the purposes specified in
17 this section.

18 Sec. 135. Section 124E.19, subsection 1, paragraph b, Code
19 2024, is amended to read as follows:

20 *b.* The department shall charge an applicant for a medical
21 cannabidiol manufacturer license or a medical cannabidiol
22 dispensary license a fee determined by the department of public
23 safety and adopted by the department by rule to defray the
24 costs associated with background investigations conducted
25 pursuant to the requirements of [this section](#). The fee shall
26 be in addition to any other fees charged by the department.
27 The fee may be retained by the department of public safety and
28 shall be considered ~~repayment~~ appropriated receipts as defined
29 in [section 8.2](#).

30 Sec. 136. Section 135C.7, subsection 2, Code 2024, is
31 amended to read as follows:

32 2. In addition to the license fees listed in [this section](#),
33 there shall be an annual assessment assessed to each licensee
34 in an amount to cover the cost of independent reviewers
35 provided pursuant to [section 135C.42](#). The department shall, in

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 consultation with licensees, establish the assessment amount
2 by rule based on the award of a request for proposals. The
3 assessment shall be retained by the department as a ~~repayment~~
4 ~~receipt~~ appropriated receipts as defined in [section 8.2](#) and
5 used for the purpose of paying the cost of the independent
6 reviewers.

7 Sec. 137. Section 135Q.2, subsection 1, Code 2024, is
8 amended to read as follows:

9 1. A health care employment agency operating in the state
10 shall register annually with the department. Each separate
11 location of a health care employment agency shall register
12 annually with and pay an annual registration fee of five
13 hundred dollars to the department. The department shall issue
14 each location a separate certification of registration upon
15 approval of registration and payment of the fee. The annual
16 registration fees shall be retained by the department as
17 ~~repayment~~ appropriated receipts as defined in [section 8.2](#).

18 Sec. 138. Section 135R.3, subsection 4, Code 2024, is
19 amended to read as follows:

20 4. The fees collected under [this section](#) shall be considered
21 ~~repayment~~ appropriated receipts as defined in [section 8.2](#) and
22 shall be used by the department to administer [this chapter](#).

23 Sec. 139. Section 136C.10, subsection 4, Code 2024, is
24 amended to read as follows:

25 4. Fees collected pursuant to [this section](#) shall be retained
26 by the department, shall be considered ~~repayment~~ appropriated
27 receipts as defined in [section 8.2](#), and shall be used for the
28 purposes described in [this section](#), including but not limited
29 to the addition of full-time equivalent positions for program
30 services and investigations. Notwithstanding [section 8.33](#),
31 moneys retained by the department pursuant to [this subsection](#)
32 are not subject to reversion to the general fund of the state.

33 Sec. 140. Section 147A.6, subsection 1, Code 2024, is
34 amended to read as follows:

35 1. The department, upon initial application and receipt

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 of the prescribed initial application fee, shall issue
2 a certificate to an individual who has met all of the
3 requirements for emergency medical care provider certification
4 established by the rules adopted under section 147A.4,
5 subsection 2. All fees received pursuant to [this section](#) shall
6 be retained by the department. The moneys retained by the
7 department shall be used for any of the department's duties
8 under [this chapter](#), including but not limited to the addition
9 of full-time equivalent positions for program services and
10 investigations. Revenues retained by the department pursuant
11 to [this section](#) shall be considered ~~repayment~~ appropriated
12 receipts as defined in [section 8.2](#). Notwithstanding section
13 8.33, moneys retained by the department pursuant to this
14 section are not subject to reversion to the general fund of the
15 state.

16 Sec. 141. Section 155A.40, subsection 2, Code 2024, is
17 amended to read as follows:

18 2. A request for criminal history data shall be submitted
19 to the department of public safety, division of criminal
20 investigation, pursuant to [section 692.2, subsection 1](#).
21 The board may also require such applicants, licensees, and
22 registrants to provide a full set of fingerprints, in a form
23 and manner prescribed by the board. Such fingerprints may
24 be submitted to the federal bureau of investigation through
25 the state criminal history repository for a national criminal
26 history check. The board may authorize alternate methods or
27 sources for obtaining criminal history record information. The
28 board may, in addition to any other fees, charge and collect
29 such amounts as may be incurred by the board, the department
30 of public safety, or the federal bureau of investigation in
31 obtaining criminal history information. Amounts collected
32 shall be considered ~~repayment~~ appropriated receipts as defined
33 in [section 8.2](#).

34 Sec. 142. Section 162.2B, subsection 2, Code 2024, is
35 amended to read as follows:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 2. The department shall retain all fees that it collects
2 under [this section](#) for the exclusive purpose of administering
3 and enforcing the provisions of [this chapter](#). The fees shall
4 be considered ~~repayment~~ appropriated receipts as defined in
5 section 8.2. The general assembly shall appropriate moneys
6 to the department each state fiscal year necessary for the
7 administration and enforcement of [this chapter](#).

8 Sec. 143. Section 192.111, subsection 3, Code 2024, is
9 amended to read as follows:

10 3. Fees collected under [this section](#) and [section 194.20](#)
11 shall be deposited in the general fund of the state. All
12 moneys deposited under [this section](#) are appropriated to the
13 department for the costs of inspection, sampling, analysis, and
14 other expenses necessary for the administration of [this chapter](#)
15 and [chapter 194](#), ~~and shall be subject to the requirements of~~
16 [section 8.60](#).

17 Sec. 144. Section 198.9, subsection 3, Code 2024, is amended
18 to read as follows:

19 3. Fees collected shall be deposited in the general fund of
20 the state ~~and shall be subject to the requirements of section~~
21 ~~8.60~~. Moneys deposited under [this section](#) shall be used for
22 the payment of the costs of inspection, sampling, analysis,
23 supportive research, and other expenses necessary for the
24 administration of [this chapter](#).

25 Sec. 145. Section 200.9, Code 2024, is amended to read as
26 follows:

27 **200.9 Fertilizer fees.**

28 Fees collected for licenses and inspection fees under
29 sections 200.4 and [200.8](#), with the exception of those fees
30 collected for deposit in the agriculture management account
31 of the groundwater protection fund, shall be deposited
32 in the general fund of the state ~~and shall be subject to~~
33 ~~the requirements of [section 8.60](#)~~. Moneys deposited under
34 this section to the general fund shall be used only by the
35 department for the purpose of inspection, sampling, analysis,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 preparation, and publishing of reports and other expenses
2 necessary for administration of [this chapter](#). The secretary
3 may assign moneys to the Iowa agricultural experiment station
4 for research, work projects, and investigations as needed for
5 the specific purpose of improving the regulatory functions for
6 enforcement of [this chapter](#).

7 Sec. 146. Section 201A.11, Code 2024, is amended to read as
8 follows:

9 **201A.11 Fees and appropriation.**

10 Fees collected under [this chapter](#) shall be deposited
11 in the general fund of the state ~~and shall be subject to~~
12 ~~the requirements of [section 8.60](#)~~. Moneys deposited under
13 this section to the general fund shall be used only by the
14 department for the purpose of administering and enforcing the
15 provisions of [this chapter](#), including inspection, sampling,
16 analysis, and the preparation and publishing of reports.

17 Sec. 147. Section 203.9, subsection 3, Code 2024, is amended
18 to read as follows:

19 3. A grain dealer shall keep complete and accurate records.
20 A grain dealer shall keep records for the previous six years.
21 If the grain dealer's records are incomplete or inaccurate,
22 the department may reconstruct the grain dealer's records in
23 order to determine whether the grain dealer is in compliance
24 with the provisions of [this chapter](#). The department may
25 charge the grain dealer the actual cost for reconstructing the
26 grain dealer's records, which shall be considered ~~repayment~~
27 appropriated receipts as defined in [section 8.2](#).

28 Sec. 148. Section 203C.2, subsection 5, Code 2024, is
29 amended to read as follows:

30 5. Moneys received by the department in administering this
31 section shall be considered ~~repayment~~ appropriated receipts as
32 defined in [section 8.2](#).

33 Sec. 149. Section 204.4, subsection 2, paragraph e, Code
34 2024, is amended to read as follows:

35 e. The results of a national criminal history record check

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 of an applicant as may be required by the department. The
2 department shall inform an applicant if a national criminal
3 history record check will be conducted. If a national criminal
4 history record check is conducted, the applicant shall
5 provide the applicant's fingerprints to the department. The
6 department shall provide the fingerprints to the department
7 of public safety for submission through the state criminal
8 history repository to the federal bureau of investigation. The
9 applicant shall pay the actual cost of conducting any national
10 criminal history record check to the department of agriculture
11 and land stewardship. The department shall pay the actual cost
12 of conducting the national criminal history record check to
13 the department of public safety from moneys deposited in the
14 hemp fund pursuant to [section 204.6](#). The department of public
15 safety shall treat such payments as ~~repayment~~ appropriated
16 receipts as defined in [section 8.2](#). The results of the
17 national criminal history check shall not be considered a
18 public record under [chapter 22](#).

19 Sec. 150. Section 206.12, subsection 3, Code 2024, is
20 amended to read as follows:

21 3. The registrant, before selling or offering for sale any
22 pesticide for use in this state, shall register each brand and
23 grade of such pesticide with the secretary upon forms furnished
24 by the secretary. The secretary shall set the registration
25 fee annually at three hundred dollars for each and every brand
26 and grade to be offered for sale in this state. The secretary
27 shall adopt by rule exemptions to the fee. Fifty dollars of
28 each fee collected shall be deposited in the general fund of
29 the state, ~~shall be subject to the requirements of section~~
30 ~~8.607~~, and shall be used only for the purpose of enforcing
31 the provisions of [this chapter](#). The remainder of each fee
32 collected shall be deposited in the agriculture management
33 account of the groundwater protection fund created in section
34 455E.11.

35 Sec. 151. Section 215A.9, subsection 2, Code 2024, is

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 amended to read as follows:

2 2. A fee of fifteen dollars shall be charged for each device
3 subject to reinspection under [section 215A.5](#). All moneys
4 received by the department under the provisions of [this chapter](#)
5 shall be handled in the same manner as ~~“repayment receipts”~~
6 appropriated receipts as defined in ~~chapter 8~~ [section 8.2](#), and
7 shall be used for the administration and enforcement of the
8 provisions of [this chapter](#).

9 Sec. 152. Section 222.92, subsection 3, unnumbered
10 paragraph 1, Code 2024, is amended to read as follows:

11 Subject to the approval of the department, except for
12 revenues segregated as provided in [section 249A.11](#), revenues
13 received that are attributed to a state resource center for a
14 fiscal year shall be credited to the state resource center’s
15 account and shall be considered ~~repayment~~ appropriated receipts
16 as defined in [section 8.2](#), including but not limited to all of
17 the following:

18 Sec. 153. Section 222.92, subsection 4, Code 2024, is
19 amended by striking the subsection.

20 Sec. 154. Section 226.9B, subsection 2, unnumbered
21 paragraph 1, Code 2024, is amended to read as follows:

22 Revenues received that are attributed to the psychiatric
23 medical institution for children beds during a fiscal year
24 shall be credited to the mental health institute’s account
25 and shall be considered ~~repayment~~ appropriated receipts as
26 defined in [section 8.2](#), including but not limited to all of the
27 following:

28 Sec. 155. Section 232D.307, subsection 3, Code 2024, is
29 amended to read as follows:

30 3. The judicial branch in conjunction with the department of
31 public safety, the department of health and human services, and
32 the ~~state chief information officer~~ department of management
33 shall establish procedures for electronic access to the single
34 contact repository necessary to conduct background checks
35 requested under [subsection 1](#).

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 156. Section 252B.4, subsection 3, Code 2024, is
2 amended to read as follows:

3 3. Fees collected pursuant to [this section](#) shall be
4 considered ~~repayment~~ appropriated receipts, as defined in
5 section 8.2, and shall be used for the purposes of child
6 support services. The director or a designee shall keep an
7 accurate record of the fees collected and expended.

8 Sec. 157. Section 252B.5, subsection 13, paragraph b, Code
9 2024, is amended to read as follows:

10 *b.* Fees collected pursuant to [this subsection](#) shall be
11 considered ~~repayment~~ appropriated receipts as defined in
12 section 8.2, and shall be used for the purposes of child
13 support services. The director shall maintain an accurate
14 record of the fees collected and expended under this
15 subsection.

16 Sec. 158. Section 252B.23, subsection 11, Code 2024, is
17 amended to read as follows:

18 11. All surcharge payments shall be received and disbursed
19 by the collection services center. The surcharge payments
20 received by the collection services center shall be considered
21 ~~repayment~~ appropriated receipts as defined in [section 8.2](#)
22 and shall be used to pay the costs of any contracts with a
23 collection entity.

24 Sec. 159. Section 262.9, subsection 19, paragraph b, Code
25 2024, is amended to read as follows:

26 *b.* Authorize, at its discretion, each institution of higher
27 education to retain the student fees and charges it collects to
28 further the institution's purposes as authorized by the board.
29 Notwithstanding any provision to the contrary, student fees and
30 charges, as defined in [section 262A.2](#), shall not be considered
31 ~~repayment~~ appropriated receipts as defined in [section 8.2](#).

32 Sec. 160. Section 262.9B, subsections 1, 3, and 4, Code
33 2024, are amended to read as follows:

34 1. *Overview.* The state board of regents for institutions
35 under its control shall coordinate interagency cooperation with

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 state agencies, as defined in [section 8A.101](#), in the area of
2 purchasing and information technology with the goal of annually
3 increasing the amount of joint purchasing. The board and the
4 institutions under the control of the board shall engage the
5 department of administrative services, the ~~chief information~~
6 ~~officer of the state~~ department of management, and other
7 state agencies authorized to purchase goods and services in
8 pursuing mutually beneficial activities relating to purchasing
9 items and acquiring information technology. The board and
10 the institutions shall explore ways to leverage resources,
11 identify cost savings, implement efficiencies, and improve
12 effectiveness without compromising the mission of the board and
13 the institutions under the control of the board relative to
14 students and research commitments.

15 3. *Information technology.*

16 a. The board shall direct institutions under its control
17 to cooperate with the ~~chief information officer of the state~~
18 department of management in efforts to cooperatively obtain
19 information technology and related services that result in
20 mutual cost savings and efficiency improvements, and shall
21 seek input from the ~~chief information officer of the state~~
22 department of management regarding specific areas of potential
23 cooperation between the institutions under the control of
24 the board and the ~~office of the chief information officer~~
25 department of management.

26 b. The board shall convene at least quarterly an interagency
27 information technology group meeting including the institutions
28 under its control, the ~~state chief information officer~~
29 department of management and any other agency authorized to
30 purchase goods and services, for purposes of timely cooperation
31 in obtaining information technology and related services.

32 4. *Cooperative purchasing plan.* The board shall, before
33 July 1 of each year, prepare a plan that identifies specific
34 areas of cooperation between the institutions under its
35 control, the department of administrative services, and the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~chief information officer of the state~~ department of management
2 that will be addressed for the next fiscal year including
3 timelines for implementing, analyzing, and evaluating each of
4 the areas of cooperation. The plan shall also identify the
5 potential for greater interinstitutional cooperation in areas
6 that would result in a net cost savings.

7 Sec. 161. Section 272C.6, subsection 6, paragraph b, Code
8 2024, is amended to read as follows:

9 b. The department of agriculture and land stewardship, the
10 department of insurance and financial services, the department
11 of inspections, appeals, and licensing, and the department
12 of health and human services shall each adopt rules pursuant
13 to [chapter 17A](#) which provide for the allocation of fees and
14 costs collected pursuant to [this section](#) to the board under its
15 jurisdiction collecting the fees and costs. The fees and costs
16 shall be considered ~~repayment~~ appropriated receipts as defined
17 in [section 8.2](#).

18 Sec. 162. Section 321.52, subsection 4, paragraph d, Code
19 2024, is amended to read as follows:

20 d. A salvage theft examination shall be made by a peace
21 officer who has been specially certified and recertified when
22 required by the Iowa law enforcement academy to do salvage
23 theft examinations. The Iowa law enforcement academy shall
24 determine standards for training and certification, conduct
25 training, and may approve alternative training programs
26 which satisfy the academy's standards for training and
27 certification. The owner of the salvage vehicle shall make
28 the vehicle available for examination at a time and location
29 designated by the peace officer doing the examination. The
30 owner may obtain a permit to drive the vehicle to and from the
31 examination location by submitting a repair affidavit to the
32 agency performing the examination stating that the vehicle is
33 reasonably safe for operation and listing the repairs which
34 have been made to the vehicle. The owner must be present
35 for the examination and have available for inspection the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 salvage title, bills of sale for all essential parts changed,
2 if applicable, and the repair affidavit. The examination
3 shall be for the purposes of determining whether the vehicle
4 or repair components have been stolen. The examination is not
5 a safety inspection and a signed salvage theft examination
6 certificate shall not be construed by any court of law to be a
7 certification that the vehicle is safe to be operated. There
8 shall be no cause of action against the peace officer or the
9 agency conducting the examination or the county treasurer
10 for failure to discover or note safety defects. If the
11 vehicle passes the theft examination, the peace officer shall
12 indicate that the vehicle passed examination on the salvage
13 theft examination certificate. The permit and salvage theft
14 examination certificate shall be on controlled forms prescribed
15 and furnished by the department. The owner shall pay a fee
16 of fifty dollars at the time the examination is scheduled.
17 The agency performing the examinations shall retain forty
18 dollars of the fee and shall pay five dollars of the fee to
19 the department and five dollars of the fee to the treasurer of
20 state for deposit in the general fund of the state. Moneys
21 deposited to the general fund under this paragraph ~~are subject~~
22 ~~to the requirements of section 8.60~~ and shall be used by
23 the Iowa law enforcement academy to provide for the special
24 training, certification, and recertification of officers as
25 required by [this subsection](#).

26 Sec. 163. Section 321.491, subsection 2, paragraph b, Code
27 2024, is amended to read as follows:

28 *b.* A certified abstract of the record of the case prepared
29 for the department shall only be available to the public
30 from the department. A noncertified record of conviction
31 or forfeiture of bail shall be available to the public from
32 the judicial branch. The clerk of the district court shall
33 collect a fee of fifty cents for each noncertified copy of
34 any record of conviction or forfeiture of bail furnished to
35 any requester except the department or other local, state,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 or federal government entity. Moneys collected under this
2 section shall be transferred to the department as a ~~repayment~~
3 ~~receipt~~ appropriated receipts, as defined in [section 8.2](#), to
4 enhance the efficiency of the department to process records
5 and information between the department and the Iowa court
6 information system.

7 Sec. 164. Section 321A.3, subsection 1, Code 2024, is
8 amended to read as follows:

9 1. The department of transportation shall upon request
10 furnish any person a certified abstract of the operating record
11 of a person subject to [chapter 321](#) or [321J](#), or [this chapter](#).
12 The abstract shall also fully designate the motor vehicles,
13 if any, registered in the name of the person. If there is
14 no record of a conviction of the person having violated
15 any law relating to the operation of a motor vehicle or of
16 any injury or damage caused by the person, the department
17 of transportation shall so certify. A fee of five dollars
18 and fifty cents shall be paid for each abstract except for
19 abstracts requested by state, county, or city officials, court
20 officials, public transit officials, or other officials of a
21 political subdivision of the state or a nonprofit charitable
22 organization described in section 501(c)(3) of the Internal
23 Revenue Code. Except for any additional access fee collected
24 under [subsection 7](#), the department of transportation shall
25 transfer the moneys collected under [this section](#) to the
26 treasurer of state who shall credit to the general fund all
27 moneys collected. If a fee established in [this subsection](#)
28 is collected by the ~~office of the chief information officer,~~
29 ~~created in [section 8B.2](#),~~ department of management for a record
30 furnished through an electronic portal maintained by the ~~office~~
31 ~~of the chief information officer~~ department of management,
32 the ~~office of the chief information officer~~ department of
33 management shall transfer the moneys collected under this
34 subsection to the treasurer of state who shall credit the
35 moneys to the general fund.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 Sec. 165. Section 325A.5, Code 2024, is amended to read as
2 follows:

3 **325A.5 Fees — credited to road use tax fund — seminar**
4 **receipts.**

5 All fees received for applications and permits or
6 certificates under **this chapter** shall be remitted to the
7 treasurer of state and credited to the road use tax fund.
8 All fees collected for the motor carrier safety education
9 seminar shall be considered a ~~repayment receipt~~ appropriated
10 receipts as defined in **section 8.2**, and shall be remitted to
11 the department to be used to pay for the seminars.

12 Sec. 166. Section 421.17, subsection 2, paragraph d, Code
13 2024, is amended to read as follows:

14 *d.* To facilitate uniformity and equalization of assessments
15 throughout the state of Iowa and to facilitate transfers of
16 funds to local governments, the director of the department
17 of revenue may use geographic information system technology
18 and may require assessing authorities and local governments
19 that have adopted compatible technology to provide information
20 to the department of revenue electronically using electronic
21 geographic information system file formats. The department of
22 revenue shall act on behalf of political subdivisions and the
23 state to deliver a consolidated response to the boundary and
24 annexation survey and provide legal boundary geography data to
25 the United States census bureau. The department of revenue
26 shall coordinate with political subdivisions and the state to
27 ensure that consistent, accurate, and integrated geography is
28 provided to the United States census bureau. The ~~office of~~
29 ~~the chief information officer~~ department of management shall
30 provide geographic information system and technical support to
31 the department of revenue to facilitate the exchange.

32 Sec. 167. Section 421.17, subsection 27, paragraph j, Code
33 2024, is amended to read as follows:

34 *j.* Of the amount of debt actually collected pursuant to
35 this subsection an amount, not to exceed the amount collected,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 which is sufficient to pay for salaries, support, maintenance,
2 services, and other costs incurred by the department related
3 to the administration of [this subsection](#) shall be retained by
4 the department. Revenues retained by the department pursuant
5 to [this section](#) shall be considered ~~repayment~~ appropriated
6 receipts as defined in [section 8.2](#). The director shall, in
7 the annual budget request pursuant to [section 8.23](#), make an
8 estimate as to the amount of receipts to be retained and the
9 estimated amount of additional receipts to be collected. The
10 director shall report annually to the department of management,
11 the legislative fiscal committee, and the legislative services
12 agency on any additional positions added and the costs incurred
13 during the previous fiscal year pursuant to [this subsection](#).

14 Sec. 168. Section 423.2A, subsection 3, Code 2024, is
15 amended to read as follows:

16 3. Of the amount of sales tax revenue actually transferred
17 per quarter pursuant to [subsection 2](#), paragraphs "e" and "f",
18 the department shall retain an amount equal to the actual cost
19 of administering the transfers under [subsection 2](#), paragraphs
20 "e" and "f", or twenty-five thousand dollars, whichever is
21 less. The amount retained by the department pursuant to this
22 subsection shall be divided pro rata each quarter between
23 the amounts that would have been transferred pursuant to
24 subsection 2, paragraphs "e" and "f", without the deduction
25 made by operation of [this subsection](#). Revenues retained by
26 the department pursuant to [this subsection](#) shall be considered
27 ~~repayment~~ appropriated receipts as defined in [section 8.2](#).

28 Sec. 169. Section 426B.1, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. A property tax relief fund is created in the state
31 treasury under the authority of the department of health
32 and human services. The fund shall be separate from the
33 general fund of the state and shall not be considered part
34 of the general fund of the state except in determining the
35 cash position of the state for payment of state obligations.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 The moneys in the fund are not subject to the provisions of
2 section 8.33 and shall not be transferred, used, obligated,
3 appropriated, or otherwise encumbered except as provided in
4 this chapter. Moneys in the fund may be used for cash flow
5 purposes, provided that any moneys so allocated are returned
6 to the fund by the end of each fiscal year. ~~However, the~~
7 ~~fund shall be considered a special account for the purposes~~
8 ~~of [section 8.53](#), relating to elimination of any GAAP deficit.~~
9 For the purposes of [this chapter](#), unless the context otherwise
10 requires, "property tax relief fund" means the property tax
11 relief fund created in [this section](#).

12 Sec. 170. Section 427.1, subsection 40, paragraph a, Code
13 2024, is amended to read as follows:

14 a. The owner of broadband infrastructure shall be entitled
15 to an exemption from taxation to the extent provided in this
16 subsection for assessment years beginning before January 1,
17 2027. Unless the context otherwise requires, the words and
18 phrases used in [this subsection](#) shall have the same meaning
19 as the words and phrases used in chapter ~~8B~~ [8](#), subchapter XI,
20 including but not limited to the words and phrases defined in
21 section 8B.1.

22 Sec. 171. Section 427.1, subsection 40, paragraph f,
23 subparagraph (1), subparagraph division (d), Code 2024, is
24 amended to read as follows:

25 (d) Certification from the ~~office of the chief information~~
26 ~~officer~~ department of management that the installation will
27 facilitate broadband service in a targeted service area at
28 or above the download and upload speeds specified in the
29 definition of targeted service area in section 8B.1 ~~in a~~
30 ~~targeted service area~~.

31 Sec. 172. Section 427.1, subsection 40, paragraph f,
32 subparagraphs (2) and (7), Code 2024, are amended to read as
33 follows:

34 (2) The department of revenue and the board of supervisors
35 shall not approve applications that are missing any of the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 information or documentation required in subparagraph (1). The
2 department of revenue or the board of supervisors may consult
3 with the ~~office of the chief information officer~~ department of
4 management to access additional information needed to review
5 an application.

6 (7) At any time after the exemption is granted and the
7 broadband service is available in a targeted service area,
8 the department of revenue or the board of supervisors, as
9 applicable, under the direction of the ~~office of the chief~~
10 ~~information officer~~ department of management, may require the
11 property owner receiving the exemption to substantiate that the
12 owner continues to provide the service described in paragraph
13 "b". If the department of revenue or the board of supervisors
14 determines that the property owner no longer provides the
15 service described in paragraph "b", the department of revenue or
16 the board of supervisors shall revoke the exemption. An owner
17 may appeal the decision to revoke the exemption in the same
18 manner as provided in subparagraphs (5) and (6), as applicable.

19 Sec. 173. Section 453A.35A, subsection 1, Code 2024, is
20 amended to read as follows:

21 1. A health care trust fund is created in the office of
22 the treasurer of state. The fund consists of the revenues
23 generated from the tax on cigarettes pursuant to section
24 453A.6, subsection 1, and from the tax on tobacco products
25 as specified in [section 453A.43, subsections 1, 2, 3, and 4](#),
26 that are credited to the health care trust fund, annually,
27 pursuant to [section 453A.35](#). Moneys in the fund shall be
28 separate from the general fund of the state and shall not be
29 considered part of the general fund of the state. ~~However, the~~
30 ~~fund shall be considered a special account for the purposes~~
31 ~~of [section 8.53](#) relating to generally accepted accounting~~
32 ~~principles.~~ Moneys in the fund shall be used only as specified
33 in [this section](#) and shall be appropriated only for the uses
34 specified. Moneys in the fund are not subject to [section 8.33](#)
35 and shall not be transferred, used, obligated, appropriated,

LSB 5393SZ (3) 90

-91-

ns/jh

91/100

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 or otherwise encumbered, except as provided in [this section](#).
2 Notwithstanding [section 12C.7, subsection 2](#), interest or
3 earnings on moneys deposited in the fund shall be credited to
4 the fund.

5 Sec. 174. Section 461A.79, subsection 4, Code 2024, is
6 amended to read as follows:

7 4. Moneys available to be expended for purposes of this
8 section for public outdoor recreation and resources shall be
9 credited to or deposited to the general fund of the state and
10 appropriations made for purposes of [this section](#) shall be
11 allocated as provided in [this section](#). ~~Moneys credited to or~~
12 ~~deposited to the general fund of the state pursuant to this~~
13 ~~subsection are subject to the requirements of [section 8.60](#).~~

14 Sec. 175. Section 473.19A, subsection 2, paragraph a, Code
15 2024, is amended to read as follows:

16 a. Any moneys awarded or allocated to the state, its
17 citizens, or its political subdivisions as a result of the
18 federal court decisions and United States department of energy
19 settlements resulting from alleged violations of federal
20 petroleum pricing regulations attributable to or contained
21 within the Exxon fund. ~~Amounts remaining in the oil overcharge~~
22 ~~account established in [section 455E.11, subsection 2](#), paragraph~~
23 ~~"e", Code 2007, and the energy conservation trust established~~
24 ~~in [section 473.11](#), Code 2007, as of June 30, 2008, shall be~~
25 ~~deposited into the building energy management fund pursuant to~~
26 ~~this paragraph, notwithstanding [section 8.60](#), subsection 15,~~
27 ~~Code 2007.~~

28 Sec. 176. Section 475A.6, subsection 3, Code 2024, is
29 amended to read as follows:

30 3. The office of consumer advocate may expend additional
31 funds, including funds for outside consultants, if those
32 additional expenditures are actual expenses which exceed
33 the funds budgeted for the performance of the advocate's
34 duties. Before the office expends or encumbers an amount in
35 excess of the funds budgeted, the director of the department

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 of management shall approve the expenditure or encumbrance.
2 Before approval is given, the director of the department of
3 management shall determine that the expenses exceed the funds
4 budgeted by the general assembly to the office of consumer
5 advocate and that the office does not have other funds from
6 which such expenses can be paid. Upon approval of the director
7 of the department of management, the office may expend and
8 encumber funds for excess expenses. The amounts necessary
9 to fund the excess expenses shall be collected from those
10 utilities or persons which caused the excess expenditures, and
11 the collections shall be treated as ~~repayment~~ appropriated
12 receipts as defined in section 8.2, ~~subsection 8.~~

13 Sec. 177. Section 477C.7, subsection 2, Code 2024, is
14 amended to read as follows:

15 2. The entities subject to assessment shall remit the
16 assessed amounts, as determined by the board, to a special
17 revenue fund, as defined under section 8.2, ~~subsection 9.~~ The
18 moneys in the fund are appropriated solely to plan, establish,
19 administer, and promote the relay service and equipment
20 distribution programs.

21 Sec. 178. Section 505.7, subsection 7, Code 2024, is amended
22 to read as follows:

23 7. The insurance division shall, by January 15 of each
24 year, prepare estimates of projected receipts, refunds, and
25 reimbursements to be generated by the examinations function
26 of the division during the calendar year in which the report
27 is due, and such receipts, refunds, and reimbursements shall
28 be treated in the same manner as ~~repayment~~ appropriated
29 receipts, as defined in section 8.2, ~~subsection 8,~~ and shall be
30 available to the division to pay the expenses of the division's
31 examination function.

32 Sec. 179. Section 523A.501, subsection 3, paragraph b, Code
33 2024, is amended to read as follows:

34 b. A request for criminal history data shall be submitted
35 to the department of public safety, division of criminal

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 investigation, pursuant to [section 692.2, subsection 1](#). The
2 commissioner may also require such applicants or licensees
3 to provide a full set of fingerprints, in a form and manner
4 prescribed by the commissioner. Such fingerprints may be
5 submitted to the federal bureau of investigation through the
6 state criminal history repository for a national criminal
7 history check. The commissioner may authorize alternate
8 methods or sources for obtaining criminal history record
9 information. The commissioner may, in addition to any other
10 fees, charge and collect such amounts as may be incurred by
11 the commissioner, the department of public safety, or the
12 federal bureau of investigation in obtaining criminal history
13 information. Amounts collected shall be considered ~~repayment~~
14 appropriated receipts as defined in [section 8.2](#).

15 Sec. 180. Section 523A.502, subsection 4, paragraph b, Code
16 2024, is amended to read as follows:

17 *b.* A request for criminal history data shall be submitted
18 to the department of public safety, division of criminal
19 investigation, pursuant to [section 692.2, subsection 1](#). The
20 commissioner may also require such applicants or licensees,
21 to provide a full set of fingerprints, in a form and manner
22 prescribed by the commissioner. Such fingerprints may be
23 submitted to the federal bureau of investigation through the
24 state criminal history repository for a national criminal
25 history check. The commissioner may authorize alternate
26 methods or sources for obtaining criminal history record
27 information. The commissioner may, in addition to any other
28 fees, charge and collect such amounts as may be incurred by
29 the commissioner, the department of public safety, or the
30 federal bureau of investigation in obtaining criminal history
31 information. Amounts collected shall be considered ~~repayment~~
32 appropriated receipts as defined in [section 8.2](#).

33 Sec. 181. Section 524.207, subsection 4, Code 2024, is
34 amended to read as follows:

35 4. The banking division may expend additional funds,

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 including funds for additional personnel, if those additional
2 expenditures are actual expenses which exceed the funds
3 budgeted for bank or licensee examinations or investigations
4 and directly result from examinations or investigations of
5 banks or licensees. The amounts necessary to fund the excess
6 examination or investigation expenses shall be collected from
7 banks and licensees being regulated, and the collections shall
8 be treated as ~~repayment~~ appropriated receipts as defined
9 in [section 8.2](#). The division shall notify in writing the
10 legislative services agency and the department of management
11 when hiring additional personnel. The written notification
12 shall include documentation that any additional expenditure
13 related to such hiring will be totally reimbursed as provided
14 in [section 546.12, subsection 2](#), and shall also include
15 the division's justification for hiring such personnel.
16 The division must obtain the approval of the department of
17 management only if the number of additional personnel to be
18 hired exceeds the number of full-time equivalent positions
19 authorized by the general assembly.

20 Sec. 182. Section 524.901, subsection 7, paragraph c,
21 subparagraph (2), subparagraph division (a), Code 2024, is
22 amended to read as follows:

23 (a) A targeted service area as defined in section 8B.17
24 ~~subsection 13~~.

25 Sec. 183. Section 533.111, subsection 3, paragraph a, Code
26 2024, is amended to read as follows:

27 a. The amounts necessary to fund the excess examination
28 expenses shall be collected from state credit unions being
29 regulated, and the collections shall be treated as ~~repayment~~
30 appropriated receipts as defined in [section 8.2](#).

31 Sec. 184. Section 543D.22, subsection 5, Code 2024, is
32 amended to read as follows:

33 5. The board may, in addition to any other fees, charge
34 and collect such amounts as may be incurred by the board, the
35 department of public safety, or federal bureau of investigation

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 in obtaining criminal history information. Amounts collected
2 shall be considered ~~repayment~~ appropriated receipts as defined
3 in section 8.2, ~~subsection 8~~.

4 Sec. 185. Section 543E.20, subsection 5, paragraph d, Code
5 2024, is amended to read as follows:

6 *d.* The director may, in addition to any other fees, charge
7 and collect such amounts as may be incurred by the director,
8 the department of public safety, or the federal bureau of
9 investigation in obtaining criminal history information.

10 Amounts collected shall be considered ~~repayment~~ appropriated
11 receipts as defined in section 8.2.

12 Sec. 186. Section 556.18, subsection 3, Code 2024, is
13 amended to read as follows:

14 3. The treasurer of state shall annually credit all moneys
15 received under section 556.4 to the general fund of the state.
16 Moneys credited to the general fund of the state pursuant to
17 this subsection are subject to the requirements of subsections
18 1 and 2 and ~~section 8.60~~.

19 Sec. 187. Section 633.564, subsection 3, Code 2024, is
20 amended to read as follows:

21 3. The judicial branch, in conjunction with the department
22 of public safety, the department of health and human services,
23 and the ~~state chief information officer~~ department of
24 management, shall establish procedures for electronic access to
25 the single contact repository established pursuant to section
26 135C.33 necessary to conduct background checks requested under
27 subsection 1.

28 Sec. 188. 2022 Iowa Acts, chapter 1145, section 6,
29 subsection 1, is amended to read as follows:

30 1. The salary rates specified in subsection 2 are for the
31 fiscal year beginning July 1, 2022, effective for the pay
32 period beginning June 24, 2022, and for subsequent fiscal
33 years until otherwise provided by the general assembly. The
34 salaries provided for in this section shall be paid from moneys
35 ~~allocated to the judicial branch from the salary adjustment~~

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 ~~fund, or if the allocation is not sufficient, from moneys~~
2 appropriated to the judicial branch pursuant to this Act or any
3 other Act of the general assembly.

4 EXPLANATION

5 The inclusion of this explanation does not constitute agreement with
6 the explanation's substance by the members of the general assembly.

7 This bill relates to the powers, duties, and
8 responsibilities of state government entities associated with
9 the budget, financial control, and information technology.

10 For purposes of Code chapter 8 (budget and financial
11 control), the bill defines "custodial funds", "general fund",
12 "government funds", "private purpose trust funds", and "special
13 revenue fund". The term "repayment receipts" is redefined as
14 "appropriated receipts" and the term is changed throughout the
15 Code.

16 The bill defines "capital project" for purposes of Code
17 section 8.3A (capital project planning and budgeting). The
18 term is also used in Code sections 8.5 and 8.22 for budgeting
19 purposes.

20 The bill authorizes the director of the department of
21 management (DOM) to establish, abolish, and consolidate
22 divisions within DOM. The bill strikes a provision requiring
23 the DOM director to post a \$25,000 surety bond. Under current
24 law (Code section 8A.321(12)), the department of administrative
25 services (DAS) purchases a blanket surety bond for state
26 officers.

27 The bill consolidates Code sections 8.5 and 8.6, which
28 relate to general and specific duties of the DOM director.
29 Duties relating to the reporting of standing appropriations are
30 moved to Code section 8.22. Duties relating to the preparation
31 of local budget reports are moved to new Code section 8.48.
32 The bill adds duties relating to information technology as
33 part of the bill's integration of Code chapter 8B (information
34 technology) into Code chapter 8, including preparing
35 legislative proposals, designating a chief information officer,

LSB 5393SZ (3) 90

-97-

ns/jh

97/100

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 providing advice to the governor, consulting, and addressing
2 cybersecurity.

3 The bill eliminates the special olympics fund and instead
4 provides a standing appropriation to DOM for such purposes.

5 The bill revises the functions and duties of the office of
6 grants enterprise management within DOM.

7 The bill moves and alters provisions relating to
8 supplemental appropriations estimates from Code section 8.28 to
9 Code section 8.22.

10 The repeal dates for Code sections 8.57G (Iowa coronavirus
11 fiscal recovery fund) and 8.57H (Iowa coronavirus capital
12 projects fund) are extended from July 1, 2025, to July 1,
13 2027. The Iowa skilled worker and job creation fund is moved
14 to Code chapter 8, subchapter V (special purpose funds), and
15 the sports wagering receipts fund is moved from Code section
16 8.57 to new Code section 8.57I. The bill eliminates a standing
17 appropriation from the general fund of the state to the
18 technology reinvestment fund (Code section 8.57C).

19 The bill revises the provisions establishing the office of
20 lean enterprise and change management within DOM.

21 In 2022, the general assembly converted the office of the
22 chief information officer (OCIO) from an independent agency to
23 an entity within DOM. Generally, the bill eliminates the OCIO
24 and updates and moves relevant provisions from Code chapter 8B
25 into Code chapter 8. The bill replaces the term "participating
26 agency" for purposes of information technology with the term
27 "supported entity".

28 The bill authorizes the chief information officer and DOM to
29 adopt various information technology policies and procedures
30 and provide continuous monitoring through a cybersecurity
31 operations center. The bill designates DOM as the sole
32 authority in state government for providing and procuring
33 information technology goods and services and for establishing
34 associated master agreements. The bill authorizes DOM to
35 establish and collect fees associated with purchases made from

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 DOM information technology agreements, to be retained by DOM
2 for administration.

3 Under the bill, employees of DOM are no longer subject to a
4 24-month limitation on employee interchange among governmental
5 entities.

6 The bill eliminates an existing exception providing that
7 the Iowa public employees' retirement system (IPERS) is not
8 a supported entity for purposes of information technology,
9 thereby subjecting IPERS to DOM's powers and responsibilities
10 relating to information technology under the bill.

11 The bill eliminates the salary adjustment fund, references
12 to the GAAP (generally accepted accounting principles) deficit,
13 and provisions relating to the preparation of a tentative
14 budget. The bill repeals provisions freezing appropriations
15 under Code sections 53.50 (expenses for absentee voting),
16 229.35 (expenses for state mental health and disability
17 services commission), 230.8 (expenses for transfers of persons
18 with mental illness), 230.11 (expenses for custody, care, and
19 investigation of persons with mental illness), and 663.44
20 (reimbursement for costs of habeas corpus proceedings). The
21 bill also repeals provisions limiting the use of moneys
22 collected under 1993 law along with provisions requiring the
23 tracking and reporting of those moneys.

24 The bill transfers Code section 8.7 (reporting of gifts and
25 bequests received) to Code chapter 68B (government ethics and
26 lobbying). By operation of law, the bill applies the penalties
27 in Code section 68B.34 to Code section 8.7. A person who
28 knowingly and intentionally violates Code section 8.7 is guilty
29 of a serious misdemeanor and may be reprimanded, suspended, or
30 dismissed from the person's position or otherwise sanctioned.
31 A serious misdemeanor is punishable by confinement for no more
32 than one year and a fine of at least \$430 but not more than
33 \$2,560.

34 The bill repeals provisions relating to the establishment
35 of OCIO, OCIO's duties, prohibited pecuniary interests of the

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.F. 2409

1 chief information officer, and certain required reporting by
2 OCIO.

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

Senate Joint Resolution 2003 - Introduced

SENATE JOINT RESOLUTION 2003
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 3142)

SENATE JOINT RESOLUTION

1 A Joint Resolution proposing amendments to the Constitution of
2 the State of Iowa relating to requirements for certain state
3 tax law changes and requiring a single rate for individual
4 income taxes.

5 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.J.R. 2003

1 Section 1. The following amendment to the Constitution of
2 the State of Iowa is proposed:

3 The Constitution of the State of Iowa is amended by adding
4 the following new section to new Article XIII:

5 ARTICLE XIII.

6 TAXATION LIMITATIONS.

7 Section 1. **Two-thirds majority vote for state tax law**
8 **changes.** Passage of a bill that increases the individual income
9 tax rate or the corporate income tax rate, or the rate of
10 any other type of tax based upon income or legal and special
11 reserves, shall require the affirmative votes of at least
12 two-thirds of the members elected to each house of the general
13 assembly. This requirement does not apply to taxes imposed at
14 the option of a local government.

15 Passage of a bill that establishes a new tax on any type of
16 income or legal and special reserves imposed by the state shall
17 require the affirmative votes of at least two-thirds of the
18 members elected to each house of the general assembly.

19 A lawsuit challenging the proper enactment of a bill under
20 this section must be filed no later than one year following the
21 enactment. If such a lawsuit is not filed within the one-year
22 limit, the bill shall be considered properly enacted under this
23 section.

24 Each bill to which this section applies must include a
25 separate provision describing the requirements for enactment
26 prescribed by this section.

27 The general assembly shall enact laws to implement this
28 section.

29 Sec. 2. The following amendment to the Constitution of the
30 State of Iowa is proposed:

31 The Constitution of the State of Iowa is amended by adding
32 the following new section to new Article XIII:

33 ARTICLE XIII.

34 TAXATION LIMITATIONS.

35 Sec. 2. **Single individual income tax rate.** A tax on income

Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.J.R. 2003

1 or based upon income for individuals shall be imposed at a
2 single rate if imposed, and shall not be imposed at a graduated
3 rate for individuals. There shall not be more than one income
4 tax rate above zero imposed by the state for state purposes on
5 an individual at any one time.

6 Sec. 3. REFERRAL AND PUBLICATION. The foregoing proposed
7 amendments to the Constitution of the State of Iowa are
8 referred to the general assembly to be chosen at the next
9 general election for members of the general assembly, and shall
10 be published as provided by law for three months previous to
11 the date of that election.

12 EXPLANATION

13 The inclusion of this explanation does not constitute agreement with
14 the explanation's substance by the members of the general assembly.

15 This joint resolution proposes amendments to the
16 Constitution of the State of Iowa by restricting certain state
17 tax law changes and requiring a single rate for individual
18 income taxes.

19 RESTRICTIONS ON CERTAIN STATE TAX LAW CHANGES. The
20 amendment requires a bill that increases the individual income
21 tax rate or corporate income tax rate, or the rate of any other
22 type of tax based upon income or legal and special reserves,
23 to be adopted by at least two-thirds of the members elected to
24 each house of the general assembly. In addition, the amendment
25 requires a bill that establishes a new tax on any type of
26 income or legal and special reserves imposed by the state to
27 be adopted by at least two-thirds of the members elected to
28 each house of the general assembly. A lawsuit challenging
29 enactment of a bill subject to the two-thirds majority passage
30 requirement must be filed no later than one year following the
31 enactment of the bill. Finally, the amendment requires the
32 general assembly to enact laws to implement the amendment.

33 SINGLE INDIVIDUAL INCOME TAX RATE. Under the amendment, a
34 tax on income or based upon income for individuals shall be
35 imposed at a single rate if imposed, and a graduated rate of

LSB 5022SV (1) 90

-2-

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Iowa General Assembly
Daily Bills, Amendments and Study
Bills
March 07, 2024

S.J.R. 2003

1 taxation on such income is prohibited. The amendment prohibits
2 more than one income tax rate above zero imposed by the state
3 for state purposes on an individual at any one time.

4 REFERRAL. The resolution, if adopted, would be published
5 and then referred to the next general assembly (91st) for
6 adoption, before being submitted to the electorate for
7 ratification.