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Senate Amendment to
House File 2404

H-8230

1 Amend House File 2404, as amended, passed, and reprinted by
2 the House, as follows:

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

4 <DIVISION ____

5 HEALTH CARE COORDINATION AND INTERVENTION TEAMS

6 Sec. ____ . NEW SECTION. **249A.4A Health care coordination**
7 **and intervention teams.**

8 1. For purposes of this section, "*health care provider*"
9 means a health care provider as defined in section 135.24, a
10 mental health professional, or a substance use professional.

11 2. The director may establish health care coordination and
12 intervention teams as part of the state medical assistance
13 program to conduct individual case reviews to determine whether
14 additional health services or interventions may be appropriate
15 for an individual's care needs.

16 3. *a.* A health care coordination and intervention team
17 shall review individual cases including but not limited to
18 cases involving individuals with complex conditions who are in
19 need of urgent placement and services.

20 *b.* A review of an individual case by a health care
21 coordination and intervention team may be initiated by the
22 department or by a health care provider.

23 *c.* In conducting an individual case review, a health care
24 coordination and intervention team shall:

25 (1) Review and analyze all relevant case information for the
26 purpose of recommending additional health services, treatments,
27 and interventions as appropriate to meet the individual's needs
28 and to ensure the protection of human health and safety.

29 (2) Consult with the individual's health care providers to
30 assist and facilitate care coordination and treatment referral
31 actions as appropriate.

32 (3) Collect and review clinical records and other pertinent
33 information, both confidential and nonconfidential, from
34 hospitals and health care providers as necessary to review the
35 individual's health treatment needs.

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1 4. *a.* Upon request of a health care coordination and
2 intervention team, a hospital or health care provider shall
3 provide records relating to an individual case being reviewed
4 by the health care coordination and intervention team.

5 *b.* Upon request of a health care coordination and
6 intervention team, a person in possession or control of
7 medical, investigative, assessment, or other information
8 pertaining to an individual case under review by the health
9 care coordination and intervention team shall provide the
10 information to the health care coordination and intervention
11 team.

12 *c.* Confidential records and information provided to a health
13 care coordination and intervention team under this subsection
14 shall remain confidential and the health care coordination and
15 intervention team shall not release the records or information
16 to any person or entity without a court order.

17 *d.* A person or entity shall not be liable for providing
18 records or information requested by a health care coordination
19 and intervention team under this subsection to the health care
20 coordination and intervention team or to the department.

21 5. A health care coordination and intervention team member,
22 and an agent of a health care coordination and intervention
23 team member, shall be immune from any liability, civil or
24 criminal, which might otherwise be incurred or imposed as
25 a result of any act, omission, proceeding, decision, or
26 determination undertaken or performed, or recommendation made
27 provided that the team member or agent acted in good faith and
28 without malice in carrying out official duties as a member of a
29 health care coordination and intervention team or an agent of a
30 health care coordination and intervention team member.

31 6. Subject to federal law, individual case reviews
32 conducted pursuant to this section shall be considered care
33 coordination as defined in section 135D.2.

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

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1 2. Title page, line 4, by striking <and mandatory reporter
2 training> and inserting <mandatory reporter training, and
3 health care coordination and intervention teams, and including
4 effective date provisions>

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House File 2642

H-8231

1 Amend House File 2642 as follows:

2 1. Page 17, line 21, by striking <PARTNERSHIPS> and
3 inserting <MANAGEMENT AUTHORITIES>

4 2. Page 17, by striking lines 27 through 34 and inserting:
5 <1. "Authority" means a watershed management authority
6 created pursuant to a chapter 28E agreement as provided in this
7 subchapter.

8 2. "~~Board~~" means ~~a board of directors~~ the governing body of
9 a watershed management authority created pursuant to section
10 467.502.>

11 3. By striking page 18, line 10, through page 22, line 8,
12 and inserting:

13 <Sec. _____. Section 466B.22, subsection 1, Code 2024, is
14 amended to read as follows:

15 1. Two or more participating political subdivisions may
16 create, by chapter 28E agreement, a watershed management
17 authority pursuant to this subchapter.

18 a. The participating political subdivisions must be located
19 in the same United States geological survey hydrologic unit
20 code 8 watershed.

21 b. All political subdivisions within a watershed must
22 be notified within thirty days prior to the organization of
23 any watershed management authority within the watershed, and
24 provided the opportunity to participate.

25 c. An entity created under this section on or after the
26 effective date of this section of this Act shall include in its
27 name of record "watershed management authority". An entity
28 created under this section, regardless of when it was created,
29 shall not change its name of record to eliminate "watershed
30 management authority". Any entity created under this section
31 may use and do business under a fictitious name if all of the
32 following apply:

33 (1) The fictitious name includes "watershed partnership".

34 (2) The fictitious name is registered with the secretary of
35 state on a form and according to procedures required by the

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1 secretary of state.>

2 4. Page 24, after line 3 by inserting:

3 <Sec. _____. Section 28E.8, subsection 2, Code 2024, is

4 amended by adding the following new paragraph:

5 NEW PARAGRAPH. *c.* The secretary of state shall provide for
6 the registration of fictitious names.>

7 5. By renumbering as necessary.

ISENHART of Dubuque

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House File 2641

H-8232

1 Amend House File 2641 as follows:

2 1. Page 3, after line 27 by inserting:

3 <PART ____

4 ELECTRONIC BENEFITS TRANSFER — APPROPRIATION

5 Sec. ____ . PARTICIPATION IN SUMMER ELECTRONIC BENEFITS

6 TRANSFER (EBT) FOR CHILDREN PROGRAM — APPROPRIATION. The

7 department of agriculture and land stewardship, in coordination

8 with the department of education and the department of health

9 and human services, shall do all of the following:

10 1. Immediately upon the effective date of this part of this
11 division of this Act, submit a letter of intent to the United
12 States secretary of agriculture to apply for and participate in
13 the summer EBT for children program established as a permanent
14 program under the federal Consolidated Appropriations Act,
15 2023, 42 U.S.C. §1762, during summer 2024.

16 2. Coordinate with the department of education, the
17 department of health and human services, and the United States
18 department of agriculture food and nutrition service to develop
19 a successful management and administration plan for the summer
20 EBT for children program, and submit the plan to the United
21 States secretary of agriculture by a date designated by the
22 United States secretary of agriculture.

23 Sec. ____ . SUMMER ELECTRONIC BENEFITS TRANSFER (EBT) FOR
24 CHILDREN PROGRAM — HEALTHIEST STATE INITIATIVE COORDINATION
25 — APPROPRIATIONS.

26 1. There is appropriated from the general fund of the state
27 to the department of agriculture and land stewardship for the
28 fiscal year beginning July 1, 2023, the following amount, or
29 so much thereof as is necessary, to be used for administration
30 of the summer EBT for children program as provided under the
31 federal Consolidated Appropriations Act, 2023, during summer
32 2024:

33 \$ 2,900,000

34 a. The department of agriculture and land stewardship may
35 allocate funding to the department of health and human services

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1 or department of education for administration of the summer
2 electronic benefits transfer for children program.

3 b. Of the amount appropriated in this subsection, at least
4 \$700,000 shall be used by the department of agriculture and
5 land stewardship to contract with the Iowa institute of public
6 health research and policy at the university of Iowa college
7 of public health to evaluate the nutritional and other health
8 impacts of the summer EBT for children program, and to document
9 the nutritional content of food products carrying the choose
10 Iowa logo as provided in section 159.29. The department shall
11 post the information on its internet site advertising the
12 choose Iowa promotional program established in section 159.28.

13 c. Any moneys appropriated in this subsection that remain
14 unexpended or unobligated at the end of the fiscal year
15 beginning July 1, 2023, shall not revert but shall remain
16 available for use in the succeeding fiscal year for the
17 purposes authorized in this subsection.

18 2. The department of agriculture and land stewardship shall
19 conduct a study regarding how the choose Iowa promotional
20 program may be combined with financial incentives provided
21 by the state to support the purchase or procurement of food
22 items that are Iowa products for use by publicly administered
23 or supported food assistance or feeding programs administered
24 by the state, including the double up food bucks program as
25 part of the Iowa healthiest state initiative. The department
26 shall submit its report to the general assembly and governor by
27 November 1, 2024.

28 Sec. _____. EFFECTIVE DATE. This part of this division of
29 this Act, being deemed of immediate importance, takes effect
30 upon enactment.

31 Sec. _____. RETROACTIVE APPLICABILITY. This part of this
32 division of this Act applies retroactively to July 1, 2023.>

33 2. Title page, line 3, after <date> by inserting <and
34 retroactive applicability>

35 3. By renumbering as necessary.

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ISENHART of Dubuque

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House File 2641

H-8233

1 Amend House File 2641 as follows:

2 1. Page 3, after line 27 by inserting:

3 <Sec. ____ . STUDY OF CHOOSE IOWA PROMOTIONAL PROGRAM BY
4 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP — REPORT. The
5 department of agriculture and land stewardship shall conduct
6 a study regarding how the choose Iowa promotional program may
7 be combined with financial incentives provided by the state
8 to support the purchase or procurement of food items that are
9 Iowa products for use by publicly administered or supported
10 food assistance or feeding programs administered by the state,
11 including the double up food bucks program as part of the Iowa
12 healthiest state initiative. The department shall submit its
13 report to the general assembly and governor by November 1,
14 2024.>

15 2. By renumbering as necessary.

ISENHART of Dubuque

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House File 2642

H-8234

1 Amend House File 2642 as follows:

2 1. Page 22, by striking lines 9 through 11.

3 2. Page 28, before line 20 by inserting:

4 <6. Subchapter VI which shall include the following
5 transferred section:

6 Section 466B.31 to section 467.601.>

7 3. By renumbering as necessary.

ISENHART of Dubuque

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House File 2665 - Introduced

HOUSE FILE 2665

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2481)

(SUCCESSOR TO HSB 636)

A BILL FOR

1 An Act relating to fur-bearing animals, including the
2 establishment of a raccoon bounty program and fund
3 and the assessment of fur dealer license fees, making
4 appropriations, and providing penalties.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. **481A.88 Raccoon bounty program —**
2 **fund.**

3 1. The department shall establish and administer a raccoon
4 bounty program, which shall operate during the raccoon trapping
5 season established by the commission by rule.

6 2. *a.* A raccoon bounty fund is created in the state
7 treasury under the control of the department. The fund shall
8 consist of moneys appropriated to or deposited in the fund,
9 including moneys deposited pursuant to subsection 6, and
10 donations and gifts to the fund obtained from any source.
11 Moneys in the fund are appropriated to the department for the
12 distribution of payment to residents for participation in the
13 raccoon bounty program and as provided in paragraph “b”.

14 *b.* Fifty cents is appropriated to the department from the
15 raccoon bounty fund for each raccoon tail relinquished to
16 the department through the raccoon bounty program. Moneys
17 appropriated under this paragraph shall be used for the purpose
18 of recovering costs associated with administering the raccoon
19 bounty program.

20 *c.* Notwithstanding section 8.33, moneys in the raccoon
21 bounty fund that remain unencumbered or unobligated at the
22 close of a fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated.
24 Notwithstanding section 12C.7, subsection 2, interest or
25 earnings on moneys in the raccoon bounty fund shall be credited
26 to the fund.

27 3. A resident with a fur harvester license may only receive
28 a bounty for a raccoon taken during the raccoon trapping
29 season established by the commission by rule. A resident
30 participating in the raccoon trapping season must check set
31 traps every twenty-four hours.

32 4. *a.* A resident may relinquish to the department, as
33 provided in subsection 5, the whole tail of a raccoon taken
34 during the raccoon trapping season. The department shall pay a
35 resident five dollars for each whole raccoon tail the resident

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1 relinquishes to the department, provided moneys are available
2 in the fund.

3 **b.** A person issued a fur dealer license valid at any time
4 during a raccoon trapping season and associated raccoon bounty
5 program is prohibited from participating in the raccoon bounty
6 program.

7 **5. a.** The department shall establish a monthly raccoon tail
8 pickup event in each county during each month of the raccoon
9 trapping season and for one month after the season concludes.
10 The department shall publish on the website of the department
11 the date and location of the pickup events at the beginning
12 of the raccoon trapping season and the available moneys in
13 the raccoon bounty fund to be updated by the department each
14 week of a raccoon season and for one month after the season
15 concludes. A resident shall relinquish raccoon tails for
16 purposes of the raccoon bounty program in the county in which
17 the resident resides.

18 **b.** The commission shall adopt rules for the raccoon bounty
19 program including but not limited to determining details for
20 monthly raccoon tail pickup events, counting raccoon tails
21 received, and monitoring and controlling relinquished raccoon
22 tails.

23 **c.** The department or a representative of the department
24 shall accept raccoon tails from a resident and issue to the
25 resident a voucher for each raccoon tail relinquished.

26 **d.** The department shall accept vouchers and issue a check in
27 the amount of five dollars for each raccoon tail relinquished
28 at the pickup event to the voucher recipient.

29 **6. a.** A person who relinquishes or attempts to relinquish
30 to the department for payment a raccoon tail that was not
31 taken in this state, was already brought to the department for
32 payment, or was taken outside of the current raccoon trapping
33 season is guilty of a simple misdemeanor.

34 **b.** In addition, a violation of this section is subject
35 to administrative penalties imposed by the department, which

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1 may include license revocation and suspension of trapping
2 privileges for up to two years and a civil penalty of not
3 more than two hundred fifty dollars per offense. Any civil
4 penalty collected under this paragraph shall be deposited in
5 the raccoon bounty fund established in subsection 2.

6 7. The department shall monitor trapping data to ensure
7 excessive harvesting does not occur and to investigate
8 potential fraud.

9 Sec. 2. Section 481A.95, subsection 1, Code 2024, is amended
10 to read as follows:

11 1. A license shall be required of each fur dealer and each
12 employee, agent, or representative of a fur dealer except when
13 the employee, agent, or representative is operating solely on
14 the premises of a licensed fur dealer. A fur dealer shall
15 conduct business only at the location specified on the dealer's
16 license, at an established fur auction, at the nonadvertised
17 residence of a licensed fur harvester, at a raccoon tail pickup
18 event as described in section 481A.88, or at the place of
19 business located in the state specified on the license of any
20 fur dealer. ~~A nonresident licensed fur dealer may purchase~~
21 ~~location permits to operate at locations other than at the~~
22 ~~location specified on the fur dealer's license.~~ A resident
23 licensed fur dealer may obtain location permits without fee.
24 Each location permit shall be valid only for the one location
25 specified on the location permit and shall entitle the fur
26 dealer and employee, agent, or representative of the licensed
27 fur dealer to operate at that location. The commission shall,
28 upon application and the payment of the required license fee,
29 if any, furnish the proper license and location permits to the
30 dealer.

31 Sec. 3. Section 481A.95, subsection 2, Code 2024, is amended
32 by striking the subsection and inserting in lieu thereof the
33 following:

34 2. Fees for a license issued under this section shall
35 be no more than fifty dollars annually for a resident or a

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1 nonresident fur dealer.

2 EXPLANATION

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

5 This bill relates to fur-bearing animals, including the
6 establishment of a raccoon bounty program (program) and fund
7 and the assessment of fur dealer license fees. The bill
8 directs the department of natural resources (DNR) to establish
9 and administer the program, which shall operate during the
10 raccoon trapping season established by the natural resource
11 commission (NRC) by rule. Current NRC rules set the raccoon
12 trapping season as 8 a.m. on the first Saturday in November
13 through February 28 of the succeeding year.

14 The bill establishes a raccoon bounty fund in the state
15 treasury under the control of DNR. The raccoon bounty fund
16 shall consist of moneys deposited in the raccoon bounty fund,
17 including moneys collected from the civil penalties assessed
18 under the bill and gifts and donations received for the
19 raccoon bounty fund. Moneys in the raccoon bounty fund are
20 appropriated to DNR to pay participants in the program and to
21 administer the program.

22 The bill requires trappers to check set traps every 24
23 hours. The bill authorizes a resident with a valid fur
24 harvester license to relinquish to DNR the whole tail of a
25 raccoon taken during the raccoon trapping season. A resident
26 shall receive \$5 from DNR for each whole raccoon tail the
27 resident relinquishes to DNR at a monthly pickup event held in
28 every county. DNR is appropriated 50 cents for each raccoon
29 tail relinquished at the monthly pickup event. The bill
30 requires NRC to adopt rules for the program and determine the
31 details for monthly pickup events for raccoon tails. The bill
32 prohibits a person with a fur dealer license from participating
33 in the program.

34 A person who relinquishes or attempts to relinquish a
35 raccoon tail that was not taken in this state, was already

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1 relinquished to the department, or was taken outside of the
2 raccoon trapping season is guilty of a simple misdemeanor. A
3 simple misdemeanor is punishable by confinement for no more
4 than 30 days and a fine of at least \$105 but not more than \$855.
5 DNR shall assess penalties for violations, which may include
6 license revocation, suspension of trapping privileges for up
7 to two years, and a civil penalty of not more than \$250 per
8 offense. The department shall gather trapping data to ensure
9 trappers are not excessively harvesting raccoons or committing
10 fraud.

11 A person who unlawfully takes a raccoon is also liable
12 for damages in the amount of \$200 for each raccoon taken as
13 provided in Code section 481A.130. A person who unlawfully
14 takes a raccoon may also be subject to a criminal scheduled
15 fine of \$75 as provided in Code section 805.8B. All unlawfully
16 taken raccoons shall be seized by the director of DNR or any
17 peace officer and relinquished to a representative of NRC.

18 The bill includes a raccoon tail pickup event as a location
19 for a fur dealer to conduct business. Under the bill, a
20 fur dealer does not need to purchase a location permit to
21 operate at a raccoon tail pickup event. Further, a resident
22 or nonresident fur dealer does not have to pay a fee to obtain
23 a location permit.

24 The bill also creates a maximum fur dealer license fee
25 of \$50, regardless of resident status. Current law allows
26 residents from another state to purchase a fur dealer's license
27 for a set fee unless that state has reciprocity with Iowa, in
28 which case the nonresident shall pay the reciprocity fee amount
29 that is less than the nonresident license fee but more than the
30 Iowa resident license fee.

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House File 2666 - Introduced

HOUSE FILE 2666

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2503)

A BILL FOR

1 An Act relating to the farm tenancy net income exclusion
2 available against the individual income tax, and including
3 effective date and retroactive applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

H.F. 2666

EXPLANATION

31 Current law excludes from the individual income tax a
32 retired farmer's total net income received pursuant to a
33 farm tenancy agreement covering real property held by the
34 retired farmer for 10 or more years, if the farmer materially
35 participated in a farming business for 10 or more years. Under

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1 current law, net income from a farm tenancy agreement earned by
2 an entity taxed as a partnership for federal tax purposes, an S
3 corporation, or a trust or estate is not eligible for the farm
4 tenancy lease income exclusion.

5 This bill allows the net income from a farm tenancy
6 agreement earned, received, or reported by an entity taxed as a
7 disregarded entity, partnership for federal tax purposes, an
8 S corporation, a trust, or estate to be eligible for the farm
9 tenancy lease income exclusion in the same manner as if the
10 net income received pursuant to a farm tenancy passes directly
11 from the farm tenant to the eligible individual rather than
12 passing to the eligible individual through an entity taxed as a
13 disregarded entity, a partnership, an S corporation, a trust,
14 or an estate. The bill allows net income accruing to a grantor
15 trust or to a business entity that is a disregarded entity
16 to be deemed to have been distributed to its sole owner to
17 the extent the sole owner of such disregarded entity or trust
18 has the right to withdraw or compel distribution of such net
19 income.

20 The bill takes effect upon enactment and applies
21 retroactively to tax years beginning on or after January 1,
22 2023.

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House File 2667 - Introduced

HOUSE FILE 2667

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2537)

(SUCCESSOR TO HSB 626)

A BILL FOR

1 An Act relating to the treasurer of state's duties, including
2 Iowa educational savings plan trust and Iowa ABLE savings
3 plan trust requirements and disposition of unclaimed
4 property, and including retroactive applicability
5 provisions.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

IOWA EDUCATIONAL SAVINGS PLAN TRUST

Section 1. Section 12D.3, subsection 1, Code 2024, is amended to read as follows:

1. Each participation agreement may require a participant to agree to invest a specific amount of money in the trust for a specific period of time for the benefit of a specific beneficiary. A participant shall not be required to make an annual contribution on behalf of a beneficiary. The maximum contribution that may be deducted for Iowa income tax purposes shall not exceed ~~two~~ five thousand five hundred dollars per beneficiary per year adjusted annually to reflect increases in the ~~consumer~~ higher education price index, rounded up to the nearest fifty or hundred dollars. The treasurer of state shall set an account balance limit to maintain compliance with section 529 of the Internal Revenue Code. A contribution shall not be permitted to the extent it causes the aggregate balance of all accounts established for the same beneficiary under the trust to exceed the applicable account balance limit.

Sec. 2. Section 422.7, subsection 22, paragraph c, subparagraph (1), Code 2024, is amended by adding the following new subparagraph division:

NEW SUBPARAGRAPH DIVISION. (g) A direct trustee-to-trustee transfer to a Roth individual retirement account in accordance with the rules under section 529(c)(3)(E) of the Internal Revenue Code.

Sec. 3. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to January 1, 2024, for tax years beginning on or after that date.

DIVISION II

DISPOSITION OF UNCLAIMED PROPERTY

Sec. 4. Section 556.12, subsection 1, Code 2024, is amended to read as follows:

1. If a report has been filed with the treasurer of state, or property has been paid or delivered to the treasurer of

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1 state, for the fiscal year ending on June 30 or, in the case of
2 unclaimed demutualization proceeds, for the preceding calendar
3 year as required by [section 556.11](#), the treasurer of state
4 ~~shall provide~~ may do any of the following:

5 a. Provide for the publication annually of at least
6 one notice not later than the following November 30. Each
7 notice ~~shall~~ may be published at least once each week for two
8 successive weeks in an English language newspaper of general
9 circulation in the county in this state in which is located the
10 last known address of any person to be named in the notice.
11 If an address is not listed or if the address is outside this
12 state, the notice ~~shall~~ may be published in the county in which
13 the holder of the abandoned property has its principal place
14 of business within this state.

15 b. Publish information to make the public aware of
16 the existence of unclaimed property and the treasurer of
17 state's unclaimed property program in a newspaper in general
18 circulation in the state.

19 Sec. 5. Section 556.19, Code 2024, is amended to read as
20 follows:

21 **556.19 ~~Claim~~ Procedure for abandoned property paid or**
22 **delivered.**

23 1. Any person claiming an interest in any property delivered
24 to the state under [this chapter](#) may file a claim thereto or to
25 the proceeds from the sale thereof on the form prescribed by
26 the state treasurer.

27 2. Notwithstanding subsection 1, the treasurer of state
28 may waive the requirement of a claim form and pay or deliver
29 property directly to a person if the person receiving the
30 property or payment is shown to be the apparent owner included
31 on a report filed under section 556.11 and the treasurer of
32 state reasonably believes the person is entitled to receive
33 the property or payment. The treasurer of state may use state
34 tax information to assist in identifying the owner of property
35 that has been abandoned as provided under this chapter or in

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1 verifying a claim filed under this chapter.

2 EXPLANATION

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

5 This bill relates the treasurer of state's duties,
6 including Iowa educational savings plan trust requirements and
7 disposition of unclaimed property.

8 DIVISION I — IOWA EDUCATIONAL SAVINGS PLAN TRUST. The
9 bill increases the maximum contribution to a beneficiary's
10 529 account that may be deducted for income tax purposes to
11 \$5,500 per year. The maximum deduction for tax year 2023 is
12 \$3,785. Additionally, under current law the maximum deduction
13 is adjusted annually to reflect increases in the consumer price
14 index. Under the bill, such adjustments will instead reflect
15 increases in the higher education price index rounded up to
16 the nearest \$50 or \$100. By operation of law, the bill also
17 increases the maximum deduction amount available in an Iowa
18 ABLE savings plan trust to the same amount for the current and
19 future years.

20 The bill also provides that a transfer made in a direct
21 trustee-to-trustee transfer from a 529 account to a Roth
22 individual retirement account in accordance with the rules
23 under the federal Internal Revenue Code section 529(c)(3)(E)
24 are exempt from state individual income taxation.

25 The division of the bill applies retroactively to January 1,
26 2024, for the tax year beginning on or after that date.

27 DIVISION II — DISPOSITION OF UNCLAIMED PROPERTY. The bill
28 removes the requirement for publication of public notice by the
29 treasurer for abandoned property, instead making it optional
30 and at the discretion of the treasurer.

31 The bill provides that the treasurer may pay or deliver
32 property directly to a person if the person receiving the
33 property or payment is shown to be the apparent owner included
34 on a report for abandoned property and the treasurer reasonably
35 believes the person is entitled to receive the property or

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1 payment. The treasurer may use state tax information to assist
2 in identifying the owner of property.

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House File 2668 - Introduced

HOUSE FILE 2668

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HF 2492)

(SUCCESSOR TO HF 2157)

A BILL FOR

1 An Act relating to insurance coverage for biomarker testing.

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

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1 Section 1. NEW SECTION. 514C.36 Biomarker testing —
2 coverage.

3 1. As used in this section, unless the context otherwise
4 requires:

5 a. “*Biomarker*” means a characteristic that is objectively
6 measured and evaluated as an indicator of normal biological
7 processes, pathogenic processes, or pharmacologic responses to
8 a specific therapeutic intervention, including but not limited
9 to genetic mutations or protein expression.

10 b. “*Biomarker testing*” means the analysis of an individual’s
11 tissue, blood, or other biospecimen for the presence of a
12 biomarker, including but not limited to single-analyte tests,
13 multiplex panel tests, or whole genome sequencing.

14 c. “*Clinical utility*” means sufficient medical and
15 scientific evidence indicating the use of a specific biomarker
16 test will provide meaningful information that will affect
17 treatment decisions and improve a covered person’s outcome.

18 d. “*Consensus statement*” means a statement developed by
19 an independent, multidisciplinary panel of experts, none of
20 whom have a conflict of interest, who utilize a transparent
21 methodology and reporting structure. A consensus statement
22 concerns specific clinical circumstances and is based on the
23 best available evidence for the purpose of optimizing the
24 outcomes of clinical care.

25 e. “*Covered person*” means a policyholder, subscriber, or
26 other person participating in a policy, contract, or plan that
27 provides for third-party payment or prepayment of health or
28 medical expenses.

29 f. “*Health care professional*” means the same as defined in
30 section 514J.102.

31 g. “*Local coverage determinations*” means the same as defined
32 in section 1869(f)(2)(B) of the federal Social Security Act.

33 h. “*National coverage determinations*” means the same as
34 defined in section 1869(f)(1)(B) of the federal Social Security
35 Act.

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1 *i. "Nationally recognized clinical practice guidelines"*
2 means evidence-based clinical practice guidelines developed by
3 independent organizations or medical professional societies,
4 none of which have a conflict of interest, that utilize a
5 transparent methodology and reporting structure. Clinical
6 practice guidelines establish standards of care informed
7 by a systematic review of evidence and assessment of the
8 costs and benefits of alternative care options and include
9 recommendations intended to optimize patient care.

10 2. Notwithstanding the uniformity of treatment requirements
11 of section 514C.6, a policy, contract, or plan providing for
12 third-party payment or prepayment of medical expenses shall
13 provide coverage for biomarker testing for the purposes of
14 diagnosing, treating, appropriately managing, or monitoring a
15 disease or condition in a covered person when the biomarker
16 testing has demonstrated clinical utility, including but not
17 limited to any of the following:

18 *a.* Labeled indications for a test approved or cleared by
19 the United States food and drug administration or indicated
20 tests for a drug approved by the United States food and drug
21 administration.

22 *b.* Centers for Medicare and Medicaid services of the
23 United States department of health and human services national
24 coverage determinations or Medicare administrative contractor
25 local coverage determinations.

26 *c.* Nationally recognized clinical practice guidelines and
27 consensus statements.

28 3. Coverage required under this section shall limit
29 disruptions in care, including mitigating the need for a
30 covered person to undergo multiple biopsies or to provide
31 multiple biospecimen samples.

32 4. A covered person and the covered person's health care
33 professional shall have access to a clear and convenient
34 process available on the health carrier's internet site to
35 request an exception to coverage provided under this section.

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1 5. *a.* This section applies to the following classes of
2 third-party payment provider policies, contracts, or plans
3 delivered, issued for delivery, continued, or renewed in this
4 state on or after January 1, 2025:

5 (1) Individual or group accident and sickness insurance
6 providing coverage on an expense-incurred basis.

7 (2) An individual or group hospital or medical service
8 contract issued pursuant to chapter 509, 514, or 514A.

9 (3) An individual or group health maintenance organization
10 contract regulated under chapter 514B.

11 (4) A plan established pursuant to chapter 509A for public
12 employees.

13 *b.* This section shall apply to all of the following:

14 (1) The medical assistance program under chapter 249A.

15 (2) The healthy and well kids in Iowa (Hawki) program under
16 chapter 514I.

17 (3) A managed care organization acting pursuant to a
18 contract with the department of health and human services under
19 chapter 249A, or with the healthy and well kids in Iowa (Hawki)
20 program under chapter 514I.

21 *c.* This section shall not apply to accident-only,
22 specified disease, short-term hospital or medical, hospital
23 confinement indemnity, credit, dental, vision, Medicare
24 supplement, long-term care, basic hospital and medical-surgical
25 expense coverage as defined by the commissioner, disability
26 income insurance coverage, coverage issued as a supplement
27 to liability insurance, workers' compensation or similar
28 insurance, or automobile medical payment insurance.

29 6. The commissioner of insurance may adopt rules pursuant to
30 chapter 17A to administer this section.

31 Sec. 2. DEPARTMENT OF HEALTH AND HUMAN SERVICES — REQUIRED
32 REPORT. Before November 1, 2025, the department of health
33 and human services shall report the number of biomarker tests
34 provided during fiscal year 2025, and the resulting cost of
35 providing the biomarker tests during fiscal year 2025, to

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1 individuals pursuant to this Act that are covered by the
2 medical assistance program under chapter 249A and the healthy
3 and well kids in Iowa (Hawki) program under chapter 514I.

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 health insurance coverage for biomarker
8 testing.

9 The bill defines "biomarker testing" as an analysis of
10 an individual's tissue, blood, or other biospecimen for the
11 presence of a biomarker. "Biomarker" is also defined in the
12 bill.

13 The bill requires a health carrier that offers individual,
14 group, or small group contracts, policies, or plans in this
15 state that provide for third-party payment or prepayment of
16 health or medical expenses to offer coverage for biomarker
17 testing for purposes of diagnosing, treating, appropriately
18 managing, or monitoring a disease or condition in a covered
19 person when the test has demonstrated clinical utility as
20 detailed in the bill. "Clinical utility" is defined in the
21 bill. Coverage shall be provided in a manner which limits
22 disruptions in a person's care. The bill requires a health
23 carrier to provide a process on its internet site for a person
24 and the person's health care professional to seek an exception
25 to coverage required under the bill.

26 The bill applies to third-party payment provider contracts,
27 policies, or plans delivered, issued for delivery, continued,
28 or renewed in this state on or after January 1, 2025, by the
29 third-party payment providers enumerated in the bill. The bill
30 specifies the types of specialized health-related insurance
31 which are not subject to the bill's coverage requirements.

32 The bill applies to the medical assistance program
33 under Code chapter 249A, the healthy and well kids in Iowa
34 (Hawki) program under Code chapter 514I, and a managed care
35 organization acting pursuant to a contract with the department

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1 of health and human services to administer either the medical
2 assistance program or the Hawki program.

3 The commissioner of insurance may adopt rules to administer
4 the bill.

5 Under the bill, before November 1, 2025, the department of
6 health and human services shall report the number of biomarker
7 tests provided during fiscal year 2024–2025, and the resulting
8 cost of providing the biomarker tests during fiscal year
9 2024–2025, to individuals pursuant to the bill that are covered
10 by the medical assistance program under Code chapter 249A and
11 the Hawki program under Code chapter 514I.

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House File 2669 - Introduced

HOUSE FILE 2669

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2449)

(SUCCESSOR TO HSB 629)

A BILL FOR

- 1 An Act relating to the sale of wine, including private wine
- 2 sales and wine auction permits, providing fees, and making
- 3 penalties applicable.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 123.32, subsection 1, paragraph b, Code
2 2024, is amended by adding the following new subparagraph:
3 NEW SUBPARAGRAPH. (11) A wine auction permit as provided in
4 section 123.173C.

5 Sec. 2. Section 123.171, subsection 3, Code 2024, is amended
6 to read as follows:

7 3. Notwithstanding subsection 1, an individual of legal
8 age may import into the state without a certificate, permit,
9 or license an amount of wine not to exceed nine liters per
10 calendar month that the individual personally obtained outside
11 the state or, in the case of wine personally obtained outside
12 the United States, a quantity which does not exceed the amount
13 allowed by federal law governing the importation of alcoholic
14 beverages into the United States for personal consumption.
15 Wine imported pursuant to this subsection shall be for personal
16 consumption in a private home or other private accommodation
17 and only if the wine is not sold other than as provided in
18 subsection 4, exchanged, bartered, dispensed, or given in
19 consideration of purchase for any property or services or in
20 evasion of the requirements of this chapter.

21 Sec. 3. Section 123.171, Code 2024, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 4. Notwithstanding subsection 1, a
24 person of legal age may conduct private wine sales without a
25 certificate, permit, or license, subject to the requirements
26 of this subsection. Except for wine manufactured pursuant
27 to subsection 2, a person may sell wine from the person's
28 private collection in an original, unopened container to either
29 a class "A" wine permittee for purposes of resale or a wine
30 auction permittee under section 123.173C for resale by means
31 of an auction. A class "A" wine permittee or wine auction
32 permittee involved in the sale of wine by a person under this
33 subsection shall ensure that each bottle of wine purchased has
34 a permanently affixed label stating that the wine was acquired
35 from a private collection.

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1 Sec. 4. NEW SECTION. 123.173C Wine auction permit.

2 1. Upon application to the department and receipt of a wine
3 auction permit, an authorized person may conduct a wine auction
4 subject to the requirements of this section.

5 2. The department shall not issue a wine auction permit to
6 an applicant unless the applicant complies with the application
7 requirements of subsection 3, and unless all of the following
8 requirements are met:

9 a. The applicant is a person of good moral character.

10 b. The applicant is a citizen of the state of Iowa or, if
11 the applicant is a corporation, the applicant is authorized to
12 do business in the state.

13 c. The applicant does not hold a retail alcohol license.

14 d. The premises where the applicant intends to use the
15 permit constitutes a safe and proper place or building and
16 conforms to all applicable laws, ordinances, resolutions,
17 and health and fire regulations. A permittee shall not have
18 or maintain any interior access to residential or sleeping
19 quarters unless the director grants permission in the form of a
20 living quarters permit.

21 e. The applicant gives consent, as required by section
22 123.30, subsection 1, for a person to enter upon the premises
23 of the wine auction without a warrant during normal business
24 hours to inspect for violations of the provisions of this
25 chapter or ordinances and regulations that local authorities
26 may adopt.

27 3. An application for a wine auction permit must include
28 all of the following information and shall be submitted
29 electronically, or in a manner prescribed by the director:

30 a. The name and address of the applicant or, if the
31 applicant is a corporation, limited liability company, or
32 other legal entity, the names and addresses of all officers,
33 directors, and persons owning or controlling ten percent
34 or more of the capital stock of the entity and who have a
35 financial interest, by way of loan, ownership, or otherwise,

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1 in the entity.

2 *b.* The location and name of the owner of the premises
3 where the applicant intends to conduct wine auctions and, if
4 the applicant is not the owner of the premises, whether the
5 applicant is the lessee of the premises.

6 *c.* As required by the director, and in such form and
7 containing such information as the director may require, a
8 description of the premises where the applicant intends to
9 conduct wine auctions, including a depiction of the premises,
10 and, if applicable, the number of square feet of interior floor
11 space of the retail sales area of the premises.

12 *d.* Whether any person specified in paragraph "a" has ever
13 been convicted of any offense against the laws of the United
14 States, or any state, territory, or political subdivision
15 thereof.

16 *e.* Any other information as required by the director.

17 4. A wine auction conducted by a wine auction permittee must
18 comply with the following requirements:

19 *a.* A permittee shall not offer wines owned by the permittee
20 at auction.

21 *b.* A person, within or outside of the state, who desires to
22 ship wine from a private collection to a wine auction permittee
23 to be sold at auction shall do so through a holder of a wine
24 carrier permit. The wine auction permittee shall ensure that
25 each bottle of wine so acquired is permanently affixed with
26 a label stating that the wine was acquired from a private
27 collection.

28 *c.* A permittee shall ensure that each container of wine
29 to be sold at a wine auction is in the original, unopened
30 container.

31 *d.* A permittee is responsible for the storage of all wines
32 that are to be offered at auction at the licensed premises,
33 and for the subsequent shipment and delivery of all wines sold
34 at auction to the purchasers of the wines. Shipment of wine
35 pursuant to this paragraph shall only be done by a holder of a

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1 wine carrier permit.

2 e. A permittee is responsible for the payment of all
3 applicable taxes for wines sold at auction pursuant to section
4 123.183.

5 5. Notwithstanding any other provision of this chapter,
6 a class "A" wine permittee or a retail alcohol licensee, not
7 including a native wine manufacturer, may purchase wine offered
8 at an auction pursuant to this section and may resell wine
9 purchased at auction in accordance with the requirements of
10 the licensee's or permittee's license or permit. The licensee
11 or permittee shall ensure that each wine resold is in the
12 original, unopened container, and, if applicable, permanently
13 affixed with a label stating that the wine was acquired from a
14 private collection.

15 6. A wine auction permit is valid for a period of one year
16 pursuant to section 123.35, subsection 1. A wine auction
17 permit shall allow the permittee to conduct no more than
18 twenty-four wine auctions during the one-year period of the
19 wine auction permit.

20 7. Any violation of the requirements of this chapter or
21 rules adopted pursuant to this chapter shall subject the wine
22 auction permit holder to the general penalties provided in this
23 chapter and shall constitute grounds for imposition of a civil
24 penalty, suspension of the permit, or revocation of the permit
25 after notice and opportunity for a hearing pursuant to section
26 123.39 and chapter 17A.

27 Sec. 5. Section 123.179, Code 2024, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 4. The fee for a wine auction permit is one
30 hundred dollars.

31 Sec. 6. Section 123.180, subsection 3, Code 2024, is amended
32 to read as follows:

33 3. a. All Except as provided in paragraph "b", all class
34 "A" wine permit holders shall sell only those brands of
35 wine which are manufactured, bottled, fermented, shipped, or

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1 imported by a person holding a current vintner's certificate of
2 compliance. An employee or agent working for or representing
3 the holder of a vintner's certificate of compliance within
4 this state shall register the employee's or agent's name and
5 address with the department. These names and addresses shall
6 be filed with the department's copy of the certificate of
7 compliance issued except that this provision does not require
8 the listing of those persons who are employed on the premises
9 of a bottling plant, or winery where wine is manufactured,
10 fermented, or bottled in Iowa or the listing of those persons
11 who are thereafter engaged in the transporting of the wine.

12 b. A class "A" wine permit holder may sell brands of wine
13 which are not manufactured, bottled, fermented, shipped, or
14 imported by a person holding a current vintner's certificate
15 of compliance if the brands of wine were purchased from a
16 private sale pursuant to section 123.171, subsection 4, or if
17 authorized by the laws of another state.

18 Sec. 7. Section 123.183, subsection 1, Code 2024, is amended
19 to read as follows:

20 1. a. In addition to the annual permit fee to be paid by
21 each class "A" wine permittee, a wine gallonage tax shall be
22 levied and collected from each class "A" wine permittee on all
23 of the following:

24 (1) All wine manufactured for sale and sold in this state
25 at wholesale and on all.

26 (2) All wine imported into this state for sale at wholesale
27 and sold in this state at wholesale. A wine gallonage tax
28 shall also be levied and collected on the

29 (3) The direct shipment of wine pursuant to [section 123.187](#).

30 (4) The sale of wine at auction pursuant to [section 123.173C](#)
31 to a retail alcohol license holder.

32 b. The rate of the wine gallonage tax is one dollar and
33 seventy-five cents for each wine gallon. The same rate shall
34 apply for the fractional parts of a wine gallon. The wine
35 gallonage tax shall not be levied or collected on wine sold

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1 by one class "A" wine permittee to another class "A" wine
2 permittee or on wine that is sold by a class "A" wine permittee
3 to a distributor outside of the state.

4 Sec. 8. Section 123.183, subsection 2, paragraph a, Code
5 2024, is amended to read as follows:

6 a. Revenue collected ~~from the wine gallonage tax on wine~~
7 ~~manufactured for sale and sold at wholesale in this state,~~
8 ~~and on wine subject to direct shipment as provided in section~~
9 ~~123.187 by a wine manufacturer licensed or permitted pursuant~~
10 ~~to laws regulating alcoholic beverages in this state, pursuant~~
11 to subsection 1 shall be deposited in the wine gallonage tax
12 fund as created in [this section](#).

13 Sec. 9. Section 123.184, Code 2024, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 3. Each wine auction permit holder shall
16 make a report under oath to the department electronically,
17 or in a manner prescribed by the director, on or before the
18 tenth day of the calendar months of June and December, showing
19 the exact number of gallons of wine and fractional parts of
20 gallons sold and shipped pursuant to section 123.173C during
21 the preceding six-month calendar period. The report shall also
22 state whatever reasonable additional information the director
23 requires. The permit holder at the time of filing this report
24 shall pay to the department the amount of tax due at the rate
25 fixed in section 123.183. A penalty of ten percent of this
26 amount shall be assessed and collected if the report required
27 to be filed pursuant to this subsection is not filed and the
28 tax paid within the time required by this subsection.

29 Sec. 10. Section 123.188, subsection 1, Code 2024, is
30 amended to read as follows:

31 1. A person desiring to deliver wine subject to direct
32 shipment within this state pursuant to [section 123.187](#), or to
33 deliver wine shipped to or by a wine auction permittee pursuant
34 to section 123.173C, shall submit an application for a wine
35 carrier permit electronically, or in a manner prescribed by the

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1 director, which shall be accompanied by a fee in the amount of
2 one hundred dollars.

3 Sec. 11. Section 123.188, subsection 4, paragraph c, Code
4 2024, is amended to read as follows:

5 c. A wine carrier permittee shall maintain records of
6 wine shipped which include the permit number and name of the
7 wine manufacturer or wine auction permittee, quantity of wine
8 shipped, recipient's name and address, and an electronic
9 or paper form of signature from the recipient of the wine.
10 Records shall be submitted to the department on a monthly basis
11 in a form and manner to be determined by the department.

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 bill relates to private wine sales and wine auction
16 permits.

17 The bill authorizes a person to conduct private wine sales
18 from the person's private collection for wine in an original,
19 unopened container to either a class "A" wine permittee for
20 purposes of resale, or to a wine auction permittee under
21 the bill for resale at a wine auction. A class "A" wine
22 permittee or wine auction permittee who purchases wine from
23 a private collection shall ensure that each bottle of wine
24 has a permanently affixed label stating that fact. The bill
25 authorizes a class "A" wine permit holder to sell brands of
26 wine which are not manufactured, bottled, fermented, shipped,
27 or imported by a person holding a current vintner's certificate
28 if the brands of wine were purchased from a private sale and
29 meet the labeling requirements under the bill.

30 The bill authorizes a person, upon application to the
31 department of revenue and receipt of a wine auction permit, to
32 conduct a wine auction. A wine auction permit is valid for a
33 period of one year and allows the permittee to conduct no more
34 than 24 wine auctions during the one-year period. The fee for
35 a wine auction permit is \$100. A wine auction permit may only

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1 be issued to an applicant who is of good moral character; is
2 a citizen of the state of Iowa or authorized to do business
3 in the state; does not hold a retail alcohol license; and
4 gives consent for a person to enter upon the premises of the
5 wine auction without a warrant during normal business hours
6 to inspect for violations of the provisions of Code chapter
7 123 or ordinances and regulations that local authorities may
8 adopt. The premises that the applicant intends to use for wine
9 auctions must constitute a safe and proper place or building
10 and conform to all applicable laws, ordinances, resolutions,
11 and health and fire regulations. The bill prohibits an
12 applicant from having or maintaining any interior access to
13 residential or sleeping quarters unless the director of revenue
14 grants permission in the form of a living quarters permit.

15 The bill sets forth the information required to be included
16 for a wine auction permit application.

17 The bill requires a wine auction conducted by a wine auction
18 permittee to comply with the following requirements: (1) a
19 permittee shall not offer wines owned by the permittee at
20 auction, (2) wine from a private collection is permanently
21 affixed with a label stating that fact, (3) a permittee
22 shall ensure that each container of wine to be sold is in the
23 original, unopened container, (4) a permittee is responsible
24 for the storage of all wines that are to be offered at auction
25 and for their subsequent shipment by a holder of a wine carrier
26 permit and delivery, and (5) a permittee is responsible for the
27 payment of all applicable taxes for wines sold at auction.

28 The bill authorizes a class "A" wine permittee or a retail
29 alcohol licensee, not including a native wine manufacturer,
30 to purchase wine offered at an auction and resell wine
31 purchased at auction in accordance with the requirements of
32 the licensee's or permittee's license or permit, subject to
33 applicable label requirements.

34 A violation of the requirements of the bill subjects the
35 wine auction permit holder to the general penalties provided in

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1 Code chapter 123 and constitutes grounds for imposition of a
2 civil penalty, suspension of the permit, or revocation of the
3 permit after notice and opportunity for a hearing. A person
4 who violates any of the provisions of the bill, or who makes a
5 false statement concerning any material fact in submitting an
6 application for a permit, is guilty of a serious misdemeanor.
7 A serious misdemeanor is punishable by confinement for no more
8 than one year and a fine of at least \$430 but not more than
9 \$2,560.

10 The bill levies a wine gallonage tax on the sale of wine at
11 auction to a retail alcohol license holder. The rate of the
12 wine gallonage tax is \$1.75 per gallon. Revenue collected is
13 deposited in the wine gallonage tax fund.

14 The bill requires each wine auction permit holder to make a
15 biannual report under oath to the department of revenue showing
16 the exact number of gallons of wine and fractional parts of
17 gallons sold and shipped during the preceding six-month period,
18 and whatever reasonable additional information the director
19 requires. The permittee at the time of filing the report must
20 pay to the department of revenue the amount of tax due. A
21 penalty of 10 percent is assessed and collected if the report
22 is not filed and the tax paid within the time required.

23 Under the bill, a person desiring to deliver wine shipped
24 to or by a wine auction permittee shall submit an application
25 for a wine carrier permit accompanied by a fee of \$100. A wine
26 auction permittee shall maintain records of wine shipped as
27 prescribed by the bill.

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House File 2670 - Introduced

HOUSE FILE 2670

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 2629)

(SUCCESSOR TO HF 83)

A BILL FOR

1 An Act providing for the direct shipment of alcoholic liquor
2 and including effective date provisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 123.28, subsection 5, Code 2024, is
2 amended to read as follows:

3 5. This section does not affect the right of a retail
4 alcohol license holder to purchase, possess, or transport
5 alcoholic liquors subject to this chapter. In addition, this
6 section shall not impact the direct shipment of alcoholic
7 liquor as regulated by section 123.42A.

8 Sec. 2. Section 123.32, subsection 1, paragraph b, Code
9 2024, is amended by adding the following new subparagraph:
10 NEW SUBPARAGRAPH. (05) An alcoholic liquor direct shipper
11 license as provided in section 123.42A.

12 Sec. 3. Section 123.32, subsection 1, paragraph b,
13 subparagraph (10), Code 2024, is amended to read as follows:

14 (10) ~~A wine~~ An alcoholic beverage carrier permit as provided
15 in section 123.188.

16 Sec. 4. Section 123.39, subsection 1, paragraph a,
17 subparagraph (2), Code 2024, is amended to read as follows:

18 (2) The director may suspend a certificate of compliance, a
19 class "D" retail alcohol license, a manufacturer's license, a
20 broker's permit, a class "A" native distilled spirits license,
21 a class "A" or special class "A" beer permit, a class "A" wine
22 permit, a wine direct shipper's permit, or ~~a wine~~ an alcoholic
23 beverage carrier permit for a period not to exceed one year,
24 revoke the license, permit, or certificate, or impose a civil
25 penalty not to exceed one thousand dollars per violation.

26 Sec. 5. Section 123.41, subsection 1, Code 2024, is amended
27 to read as follows:

28 1. Each completed application to obtain or renew a
29 manufacturer's license shall be submitted to the department
30 electronically, or in a manner prescribed by the director, and
31 shall be accompanied by a fee of three hundred dollars payable
32 to the department. The director may in accordance with this
33 chapter grant and issue to a manufacturer a manufacturer's
34 license, valid for a one-year period after date of issuance,
35 which shall allow the manufacture, storage, ~~and wholesale~~

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1 ~~disposition~~ and sale of alcoholic liquors to the department and
2 to customers outside of the state pursuant to the laws of that
3 jurisdiction.

4 Sec. 6. Section 123.41, Code 2024, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 1A. A manufacturer of alcoholic liquor
7 may ship alcoholic liquor in closed containers to individual
8 purchasers inside this state by obtaining an alcoholic liquor
9 direct shipper license pursuant to section 123.42A.

10 Sec. 7. NEW SECTION. 123.42A Direct shipment of alcoholic
11 liquor — license and requirements.

12 1. An alcoholic liquor manufacturer licensed or permitted
13 pursuant to laws regulating alcoholic beverages in this state
14 or another state may apply for an alcoholic liquor direct
15 shipper license, as provided in this section. For the purposes
16 of this section, an "*alcoholic liquor manufacturer*" means a
17 business with an operating still which distills spirits, barrel
18 matures spirits for a period of two years on the licensed
19 premises of the distillery where matured, or blends or mixes
20 spirits comprised solely of spirits distilled or barrel matured
21 for a period of two years on the licensed premises of the
22 distillery.

23 2. a. Only an alcoholic liquor manufacturer that holds
24 an alcoholic liquor direct shipper license issued pursuant to
25 this section shall sell alcoholic liquor at retail for direct
26 shipment to any person within this state. This section shall
27 not prohibit an authorized retail licensee or permittee from
28 delivering alcoholic liquor pursuant to section 123.46A.

29 b. An alcoholic liquor manufacturer applying for an
30 alcoholic liquor direct shipper license shall submit an
31 application for the license electronically, or in a manner
32 prescribed by the director, accompanied by a true copy of
33 the manufacturer's current alcoholic beverage license or
34 permit issued by the state where the manufacturer is primarily
35 located, a copy of the manufacturer's basic permit issued by

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1 the alcohol and tobacco tax and trade bureau of the United
2 States department of the treasury, and documents filed by the
3 manufacturer with the alcohol and tobacco tax and trade bureau
4 of the United States department of the treasury that show the
5 total number of proof gallons of distilled spirits produced and
6 manufactured by the manufacturer for the preceding calendar
7 year.

8 *c.* An application submitted pursuant to paragraph “*b*” shall
9 be accompanied by a license fee in the amount of twenty-five
10 dollars.

11 *d.* A license issued pursuant to this section may be renewed
12 annually by submitting a renewal application with the director
13 in a manner prescribed by the director, accompanied by the
14 twenty-five dollar license fee.

15 3. The direct shipment of alcoholic liquor pursuant to this
16 section shall be subject to the following requirements and
17 restrictions:

18 *a.* Alcoholic liquor shall only be shipped to a resident of
19 this state who is at least twenty-one years of age, for the
20 resident’s personal use and consumption and not for resale as
21 follows:

22 (1) An alcoholic liquor direct shipper licensee may sell
23 and ship alcoholic liquor to any person who is at least
24 twenty-one years of age for personal use and not for resale if
25 the licensee produces in, or imports into, the United States
26 one hundred fifty thousand proof gallons or fewer of distilled
27 spirits per calendar year.

28 (2) An alcoholic liquor direct shipper licensee may sell and
29 ship up to nine liters of alcoholic liquor per calendar year to
30 any person who is at least twenty-one years of age for personal
31 use and not for resale if the licensee produces in, or imports
32 into, the United States more than one hundred fifty thousand
33 proof gallons of distilled spirits per calendar year.

34 *b.* Alcoholic liquor subject to direct shipping shall be
35 properly registered with the federal alcohol and tobacco tax

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1 and trade bureau, and manufactured on the licensed premises of
2 the alcoholic liquor direct shipper licensee.

3 *c.* Alcoholic liquor subject to direct shipping shall be
4 properly registered with the department. Products which are
5 not listed for sale by the department must be registered
6 electronically with the department for direct shipping. This
7 registration will include the name of the manufacturer, the
8 name of the brand, the standard of fill, the wholesale price,
9 and other information as requested by the department. The
10 registration shall be updated as necessary to ensure the
11 department possesses an accurate, current registration.

12 *d.* All containers of alcoholic liquor shipped directly to a
13 resident of this state shall be conspicuously labeled with the
14 words "CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE 21 OR OLDER
15 REQUIRED FOR DELIVERY" or shall be conspicuously labeled with
16 alternative wording preapproved by the director.

17 *e.* All containers of alcoholic liquor shipped directly
18 to a resident of this state shall be shipped by a holder of
19 an alcoholic beverage carrier permit as provided in section
20 123.188.

21 *f.* Shipment of alcoholic liquor pursuant to this subsection
22 does not require a refund value for beverage container control
23 purposes under chapter 455C.

24 4. An alcoholic liquor direct shipper licensee shipping
25 alcoholic liquor to this state shall remit the following amount
26 to the department in a manner as directed by the department:

27 *a.* For alcoholic liquor that is listed for sale by the
28 department, an amount equivalent to fifty percent of the listed
29 wholesale price.

30 *b.* For alcoholic liquor that is not listed for sale by
31 the department, an amount equivalent to fifty percent of
32 the wholesale price as registered with the department under
33 subsection 3.

34 5. Each alcoholic liquor direct shipper licensee shall make
35 a report under oath to the department electronically, or in a

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1 manner prescribed by the director, on or before the tenth day
2 of each month, which includes the following information:

3 *a.* The products and quantities shipped directly to residents
4 of this state in the preceding month.

5 *b.* The name and address of the individuals to whom the
6 alcoholic liquor was sold in each sale.

7 *c.* The wholesale price of the alcoholic liquor sold.

8 *d.* The purchase price of the alcoholic liquor sold and
9 the amount of taxes charged to the individual purchasing the
10 alcoholic liquor.

11 *e.* The alcoholic beverage carrier permittee who delivered
12 the shipment.

13 *f.* All documents filed by the alcoholic liquor direct
14 shipper licensee with the alcohol and tobacco tax and trade
15 bureau of the United States department of treasury for the
16 preceding month, including all production, storage, and
17 processing reports.

18 6. The license holder at the time of filing the report as
19 required by subsection 5 shall pay to the department the amount
20 as required pursuant to subsection 4. A penalty of ten percent
21 of the amount due shall be assessed and collected if the report
22 required to be filed pursuant to this section and the amount
23 required to be paid as provided by subsection 4 is not filed
24 and the amount paid within the time required by this section.

25 7. An alcoholic liquor direct shipper licensee shall be
26 deemed to have consented to the jurisdiction of the department
27 or any other agency or court in this state concerning
28 enforcement of this section and any related laws, rules, or
29 regulations. A license holder shall allow the department to
30 perform an audit of shipping records upon request.

31 8. A violation of this section shall subject the licensee
32 to the general penalties provided in this chapter and shall
33 constitute grounds for imposition of a civil penalty or
34 suspension or revocation of the license pursuant to section
35 123.39.

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1 Sec. 8. Section 123.43A, subsection 2, Code 2024, is amended
2 to read as follows:

3 2. A native distillery shall not sell more than nine
4 liters per person per day, of native distilled spirits on
5 the premises of the native distillery. However, a native
6 distillery ~~shall not directly~~ may ship native distilled spirits
7 ~~for sale at retail~~ manufactured by the native distillery in
8 closed containers to individual purchasers inside the state by
9 obtaining an alcoholic liquor direct shipper license pursuant
10 to section 123.42A. The native distillery shall maintain
11 records of individual purchases of native distilled spirits at
12 the native distillery for three years.

13 Sec. 9. Section 123.43A, subsection 7, Code 2024, is amended
14 to read as follows:

15 7. A native distillery may sell the native distilled spirits
16 it manufactures to customers outside the state, pursuant to the
17 laws of that jurisdiction.

18 Sec. 10. Section 123.46A, subsection 5, Code 2024, is
19 amended to read as follows:

20 5. Nothing in this section shall impact the direct shipment
21 of alcoholic liquor as regulated by section 123.42A or the
22 direct shipment of wine as regulated by section 123.187.

23 Sec. 11. Section 123.187, subsection 3, paragraph d, Code
24 2024, is amended to read as follows:

25 d. All containers of wine shipped directly to a resident of
26 this state shall be shipped by a holder of ~~a wine~~ an alcoholic
27 beverage carrier permit as provided in section 123.188.

28 Sec. 12. Section 123.188, subsections 1, 2, and 4, Code
29 2024, are amended to read as follows:

30 1. A person desiring to deliver alcoholic liquor subject to
31 direct shipment within this state pursuant to section 123.42A
32 and wine subject to direct shipment within this state pursuant
33 to section 123.187 shall submit an application for ~~a wine~~ an
34 alcoholic beverage carrier permit electronically, or in a
35 manner prescribed by the director, which shall be accompanied

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1 by a fee in the amount of one hundred dollars.

2 2. The director may in accordance with this chapter issue a
3 wine an alcoholic beverage carrier permit which shall be valid
4 for one year from the date of issuance unless it is sooner
5 suspended or revoked for a violation of this chapter.

6 4. The delivery of alcoholic liquor and wine pursuant to
7 this section shall be subject to the following requirements and
8 restrictions:

9 a. ~~A wine~~ An alcoholic beverage carrier permittee shall not
10 deliver alcoholic liquor or wine to any person under twenty-one
11 years of age, or to any person who either is or appears to be in
12 an intoxicated state or condition.

13 b. ~~A wine~~ An alcoholic beverage carrier permittee shall
14 obtain valid proof of identity and age prior to delivery,
15 and shall obtain the signature of an adult as a condition of
16 delivery.

17 c. ~~A wine~~ An alcoholic beverage carrier permittee shall
18 maintain records of alcoholic liquor and wine shipped which
19 include the permit number and name of the alcoholic liquor
20 and wine manufacturer, quantity of alcoholic liquor and wine
21 shipped, recipient's name and address, and an electronic or
22 paper form of signature from the recipient of the alcoholic
23 liquor and wine. Records shall be submitted to the department
24 on a monthly basis in a form and manner to be determined by the
25 department.

26 Sec. 13. EFFECTIVE DATE. This Act takes effect January 1,
27 2025.

28 EXPLANATION

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

31 This bill allows for the direct shipment of alcoholic liquor
32 within the state.

33 New Code section 123.42A provides for the direct shipment of
34 alcoholic liquor and provides for an alcoholic liquor direct
35 shipper license. An alcoholic liquor direct shipper licensee

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1 may sell and ship any amount of alcoholic liquor to any person
2 who is at least 21 years of age for personal use and not for
3 resale if the licensee produces in, or imports into, the United
4 States 150,000 proof gallons or fewer of distilled spirits per
5 calendar year. If the licensee produces or imports more than
6 150,000 proof gallons of distilled spirits, a licensee may sell
7 and ship up to nine liters of alcoholic liquor per calendar
8 year to a person 21 years of age or older.

9 Provisions governing the direct shipment of wine and the
10 wine direct shipper permit are generally made applicable to the
11 new Code section providing for the direct shipment of alcoholic
12 liquor.

13 The new Code section requires all alcoholic liquor
14 subject to direct shipping to be properly registered with the
15 department of revenue (department) and that products which are
16 not listed for sale by the department must be registered to
17 include information on the name of the manufacturer, the name
18 of the brand, the standard of fill, the wholesale price, and
19 other information as requested by the department. The new Code
20 section also requires each alcoholic liquor direct shipper
21 licensee to make a monthly report to the department that lists
22 the products and quantities shipped directly to residents
23 of this state in the preceding month, the name and address
24 of the individuals to whom the alcoholic liquor was sold in
25 each sale, the wholesale price of the alcoholic liquor sold,
26 the purchase price and taxes charged of the alcoholic liquor
27 sold, the alcoholic beverage carrier permittee who delivered
28 each shipment, and documents filed by the licensee with the
29 alcohol and tobacco tax and trade bureau of the United States
30 department of treasury for the preceding month, including all
31 production, storage, and processing reports.

32 Finally, the new Code section provides that an alcoholic
33 liquor direct shipper licensee shall remit an amount to the
34 department depending on whether the alcoholic liquor shipped
35 is listed for sale by the department. If the alcoholic liquor

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1 is listed for sale by the department, the permittee shall
2 remit to the department an amount equivalent to 50 percent of
3 the wholesale price paid by the department for the alcoholic
4 liquor. If the alcoholic liquor is not listed for sale by the
5 department, the permittee shall remit to the department an
6 amount equivalent to 50 percent of the wholesale price of the
7 alcoholic liquor as registered with the department. The bill
8 provides that a penalty of 10 percent of the amount due shall
9 be assessed and collected if the amount required to be paid to
10 the department as provided by the bill is not paid within the
11 time required.

12 The bill allows a manufacturer of alcoholic liquor and a
13 native distillery to ship alcoholic liquor or native distilled
14 spirits, as applicable, to individual purchasers inside this
15 state by obtaining an alcoholic liquor direct shipper license
16 as established in the bill.

17 Code section 123.188, providing for a wine carrier permit,
18 is amended to provide for the direct shipment of alcoholic
19 liquor as provided by the bill.

20 The bill takes effect January 1, 2025.

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House Joint Resolution 2007 - Introduced

HOUSE JOINT RESOLUTION 2007
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HJR 2005)

HOUSE JOINT RESOLUTION

1 A Joint Resolution nullifying administrative rules of the
2 department of revenue relating to electronic filing
3 procedures for certain tax returns and including effective
4 date provisions.

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

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H.J.R. 2007

1 Section 1. 701 Iowa administrative code, rule 8.7, subrule
2 5, unnumbered paragraph 1, is nullified to read as follows:

3 *Exceptions.* At the department's discretion, exceptions
4 to the electronic filing requirement under this rule may be
5 granted for good cause. The taxpayer bears the burden to prove
6 that good cause exists for the failure to file electronically.
7 ~~Except as provided in paragraph 8.7(5)"b," a claim that the~~
8 ~~return preparation software purchased or licensed by a taxpayer~~
9 ~~or taxpayer's return preparer does not include all of the~~
10 ~~features necessary to comply with the taxpayer's Iowa filing~~
11 ~~obligations shall not be considered good cause for purposes of~~
12 ~~granting an exception to the electronic filing requirement.~~

13 Sec. 2. This joint resolution, being deemed of immediate
14 importance, takes effect upon enactment.

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 joint resolution nullifies administrative rules of the
19 department of revenue relating to electronic filing procedures
20 for certain tax returns. The rules generally require that
21 tax returns filed by Iowa corporate and fiduciary income and
22 franchise taxpayers and pass-through entities subject to Iowa
23 income reporting requirements, which meet certain criteria,
24 be filed in an electronic format approved by the department.
25 The resolution nullifies a portion of the rules that specifies
26 a deficiency in return preparation software purchased or
27 licensed by a taxpayer or return preparer shall generally not
28 be considered good cause for granting an exception to the
29 electronic filing requirement.

30 The joint resolution takes effect upon enactment.

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House File 2615

S-5086

- 1 Amend House File 2615, as passed by the House, as follows:
- 2 1. Page 1, line 31, by striking <The most> and inserting <A
- 3 link to the most>

JESSE GREEN

Iowa General Assembly
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House Amendment to
Senate File 2268

S-5087

1 Amend Senate File 2268, 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. Section 216.8B, Code 2024, is amended by
6 striking the section and inserting in lieu thereof the
7 following:

8 **216.8B Assistance animals and service animals in housing.**

9 1. For purposes of this section, unless the context
10 otherwise requires:

11 a. "*Assistance animal*" means an animal that qualifies as a
12 reasonable accommodation under the federal Fair Housing Act, 42
13 U.S.C. §3601 et seq., as amended, or section 504 of the federal
14 Rehabilitation Act of 1973, 29 U.S.C. §794, as amended.

15 b. "*Service animal*" means a dog or miniature horse as set
16 forth in the implementing regulations of Tit. II and Tit. III
17 of the federal Americans with Disabilities Act of 1990, 42
18 U.S.C. §12101 et seq.

19 2. A person with a disability and a disability-related need
20 for an assistance animal or service animal may request from a
21 landlord to keep an assistance animal or service animal as a
22 reasonable accommodation in housing. Following a request for
23 accommodation, the landlord shall evaluate and respond to the
24 request within a reasonable amount of time.

25 3. If a person's disability or disability-related need for
26 an assistance animal is not readily apparent, the landlord
27 may request supporting information that reasonably supports
28 the person's need for the particular assistance animal being
29 requested. Supporting information may include documentation
30 identified in section 216.8C, subsection 1.

31 4. An assistance animal or service animal registration
32 of any kind, including but not limited to an identification
33 card, patch, certificate, or similar registration obtained
34 electronically or in person, is not sufficient information
35 to reliably establish that the person has a disability or

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1 disability-related need for an assistance animal or service
2 animal.

3 5. If a person requests to keep more than one assistance
4 animal, the landlord may request information for each
5 assistance animal pursuant to section 216.8C, subsection 1.

6 6. Unless otherwise prohibited by state or federal law,
7 rule, or regulation, a landlord:

8 a. Shall not request information under this section that
9 discloses a diagnosis or severity of a person's disability or
10 any medical records relating to the disability, but a person
11 with a disability or legal guardian may voluntarily disclose
12 such information or medical records to the landlord at the
13 person with the disability or legal guardian's discretion.

14 b. Shall make reasonable accommodations in the landlord's
15 rules, policies, practices, and services normally required
16 for pets, for the assistance animal or service animal of a
17 person with a disability when the accommodations are necessary
18 to afford the person equal opportunity to use and enjoy a
19 dwelling.

20 c. May deny a request for an accommodation for an assistance
21 animal or service animal if any of the following are true:

22 (1) Providing the accommodation would impose an undue
23 financial and administrative hardship on the landlord.

24 (2) Providing the accommodation would fundamentally alter
25 the nature of the landlord's operations.

26 (3) The assistance animal or service animal would do any of
27 the following:

28 (a) Pose a direct threat to the safety or health of
29 others that cannot be reduced or eliminated by a reasonable
30 accommodation.

31 (b) Cause substantial physical damage to the property of
32 others that cannot be reduced or eliminated by a reasonable
33 accommodation.

34 (4) Providing the accommodation is not otherwise
35 reasonable.

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1 *d.* May require proof of compliance with state and local
2 licensure and vaccination requirements for each assistance
3 animal or service animal.

4 *e.* Shall provide a written determination regarding the
5 person's request for an assistance animal.

6 7. A tenant with a disability and a disability-related
7 need for an assistance animal shall, upon receipt of a request
8 for documentation for an accommodation for an assistance
9 animal consistent with this section, provide that landlord
10 with the documentation requested for a determination on the
11 accommodation request.

12 8. A tenant with a disability and a disability-related need
13 for an assistance animal or service animal shall be liable for
14 any damage done by the tenant's assistance animal or service
15 animal to the leased premises, the landlord's property, or any
16 other person's property, or to another person on the leased
17 premises, the landlord's property, or any other person's
18 property, as well as any applicable remedies available pursuant
19 to chapter 562A or chapter 562B.

20 9. This section does not limit the means by which a person
21 with a disability may demonstrate, pursuant to state or federal
22 law, that the person has a disability or that the person has
23 a disability-related need for an assistance animal or service
24 animal.

25 10. This section shall not be construed to restrict existing
26 federal law related to a person's right to a reasonable
27 accommodation and equal access to housing, including but not
28 limited to the federal Fair Housing Act.

29 Sec. 2. Section 216.8C, Code 2024, is amended by striking
30 the section and inserting in lieu thereof the following:

31 **216.8C Finding of disability and need for an assistance**
32 **animal in housing.**

33 1. Upon a request for documentation pursuant to section
34 216.8B, subsection 3, a licensee under chapter 148, 148C, 152,
35 154B, 154C, or 154D, or a licensee of another state who is

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1 licensed under a similar law and who is in good standing with
2 that state, shall make a written finding that includes all of
3 the following:

4 *a.* Whether the patient or client has a disability.

5 *b.* Whether the patient has a disability-related need for an
6 assistance animal.

7 *c.* The particular assistance provided by the assistance
8 animal, if any.

9 *d.* Certification whether the provider-patient relationship
10 has existed, in person or telehealth, for at least thirty days
11 between the licensee and the patient or client.

12 *e.* Certification whether the licensee is familiar with
13 the person and the disability prior to providing the written
14 finding.

15 *f.* The date the finding was issued by the licensee and the
16 date the finding will expire.

17 *g.* The license number and type of license held by the
18 licensee.

19 *h.* Whether the licensee received a separate or additional
20 fee or other form of compensation solely in exchange for making
21 the written finding required under this section.

22 2. The written finding must be made within twelve months of
23 the start of a rental agreement and is valid for a period of
24 twelve months or the term of the rental agreement, whichever
25 is greater.

26 3. A licensee under chapter 148, 148C, 152, 154B, 154C, or
27 154D may be subject to disciplinary action from the licensee's
28 licensing board for a violation of this section.

29 4. The commission shall create a form in compliance
30 with this section and provide the form to the public on the
31 commission's website.

32 5. The commission shall offer training and consultation to
33 the governing boards under chapter 148, 148C, 152, 154B, 154C,
34 or 154D.

35 6. This section does not limit the means by which a person

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1 with a disability may demonstrate, pursuant to state or federal
2 law, that the person has a disability or that the person has a
3 disability-related need for an assistance animal.>

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Senate File 2405

S-5088

1 Amend Senate File 2405 as follows:

2 1. Page 5, by striking lines 18 through 22 and inserting
3 <approval of at least ten of the presidents and chancellors.

4 If the presidents and chancellors approve a distribution
5 formula pursuant to this paragraph, the presidents and
6 chancellors shall do all of the following:

7 (1) Transmit the distribution formula to the department,
8 and the department shall implement the distribution formula.

9 (2) Submit a report to the general assembly and the
10 governor on or before November 15 that provides a description
11 of the distribution formula and that includes the data and
12 criteria the presidents and chancellors used to determine the
13 distribution formula, the rationale for using those specific
14 data points and criteria, and the weighting or preference
15 assigned to specific data points and criteria.>

16 2. Page 7, line 18, after <allocation.> by inserting <If
17 the department establishes a distribution formula pursuant to
18 this paragraph, the department shall submit a report to the
19 general assembly and the governor on or before December 15
20 that provides a description of the distribution formula and
21 that includes the data and criteria the department used to
22 determine the distribution formula, the rationale for using
23 those specific data points and criteria, and the weighting or
24 preference assigned to specific data points and criteria.>

CINDY WINCKLER

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House File 2594

S-5089

1 Amend House File 2594, as passed by the House, as follows:

2 1. Page 1, line 1, by striking <retail>

3 2. Page 1, by striking lines 4 through 28 and inserting:

4 <a. "Organized theft enterprise" means a group of two or
5 more individuals with a shared goal involving the unauthorized
6 removal of property. "Organized theft enterprise" does not
7 require the membership of the enterprise to remain the same or
8 that the same individuals participate in each offense committed
9 by the enterprise.

10 b. "Pattern of organized theft" means acts committed or
11 directed by a person on at least two separate occasions in the
12 preceding six months that would constitute a violation of any
13 of the following:

14 (1) Burglary under section 713.1.

15 (2) Theft under section 714.1.

16 (3) A violation of section 714.7B concerning theft
17 detection devices.

18 (4) Theft of pseudoephedrine, under section 714.7C.

19 c. "Value" means the same as provided in section 714.3.>

20 3. Page 1, line 29, by striking <retail>

21 4. Page 1, line 31, by striking <a retail> and inserting <an
22 organized>

23 5. Page 1, line 34, by striking <retail> and inserting
24 <organized>

25 6. Page 1, line 35, by striking <retail> and inserting
26 <organized>

27 7. Page 2, line 1, by striking <retail merchandise> and
28 inserting <property>

29 8. Page 2, by striking lines 2 and 3 and inserting <713.1,
30 714.1, 714.7B, or 714.7C.>

31 9. Page 2, line 4, by striking <retail> and inserting
32 <organized>

33 10. Page 2, lines 5 and 6, by striking <retail merchandise>
34 and inserting <property>

35 11. Page 2, line 7, by striking <retail merchandise> and

HF 2594.3818 (2) 90

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1/2

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- 1 inserting <property>
- 2 12. Page 2, by striking line 8 and inserting <property for
3 anything of value.>
- 4 13. Page 2, line 9, by striking <retail>
- 5 14. Page 2, line 17, after <property> by inserting <stolen>
- 6 15. Page 2, by striking lines 20 and 21 and inserting
7 <this section or section 713.1, 714.1, 714.7B, or 714.7C, or a
8 statute from>
- 9 16. Page 2, line 31, after <property> by inserting <stolen>
- 10 17. Page 2, by striking lines 33 through 35 and inserting
11 <of a previous conviction under this section or section 713.1,
12 714.1, 714.7B, or 714.7C, or a statute from another state, the
13 United>
- 14 18. Page 3, line 6, by striking <retail merchandise> and
15 inserting <property>
- 16 19. Page 3, line 9, by striking <subdivision> and inserting
17 <section>
- 18 20. Page 3, line 13, by striking <subdivision> and inserting
19 <section>
- 20 21. Title page, line 1, by striking <retail>

TONY BISIGNANO

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Senate File 2411 - Introduced

SENATE FILE 2411

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2260)

(SUCCESSOR TO SSB 3143)

A BILL FOR

1 An Act relating to work-based learning, including by repealing
2 provisions related to regional industry sector partnerships
3 and the statewide work-based learning intermediary network,
4 establishing the workforce opportunity fund within the
5 department of workforce development, modifying provisions
6 related to career and technical education, student teacher
7 requirements for students with substitute teaching or
8 para-educator experience, the unemployment compensation
9 reserve fund, and the future ready Iowa skilled workforce
10 last-dollar scholarship program, making appropriations, and
11 including effective date provisions.
12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Iowa General Assembly
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1 DIVISION I
2 REGIONAL INDUSTRY SECTOR PARTNERSHIPS AND STATEWIDE WORK-BASED
3 LEARNING INTERMEDIARY NETWORK

4 Section 1. Section 84A.5, subsection 5, paragraph f, Code
5 2024, is amended by striking the paragraph.

6 Sec. 2. Section 85.61, subsection 3, paragraph c, Code 2024,
7 is amended to read as follows:

8 c. An eligible postsecondary institution as defined in
9 section 261E.2, a school district, or an accredited nonpublic
10 school if a student enrolled in the eligible postsecondary
11 institution, school district, or accredited nonpublic school
12 is providing unpaid services under a work-based learning
13 opportunity ~~offered in accordance with section 84A.16.~~
14 However, if the student participating in a work-based learning
15 opportunity is participating in open enrollment under section
16 282.18, "employer" means the receiving district.

17 Sec. 3. Section 85.61, subsection 12, paragraph a,
18 subparagraphs (4) and (5), Code 2024, are amended to read as
19 follows:

20 (4) A student enrolled in a school district or accredited
21 nonpublic school who is participating in a work-based learning
22 opportunity ~~offered in accordance with section 84A.16.~~

23 (5) A student enrolled in a community college as defined in
24 section 260C.2, who is participating in a work-based learning
25 opportunity ~~offered in accordance with section 84A.16~~ that is
26 offered by the community college.

27 Sec. 4. Section 256.125, subsections 6 and 9, Code 2024, are
28 amended by striking the subsections.

29 Sec. 5. Section 256.133, subsections 2 and 3, Code 2024, are
30 amended by striking the subsections.

31 Sec. 6. Section 256.136, subsection 1, paragraph e, Code
32 2024, is amended by striking the paragraph.

33 Sec. 7. Section 256.136, subsection 4, paragraph d, Code
34 2024, is amended by striking the paragraph.

35 Sec. 8. Section 256.136, subsection 4, paragraph f, Code

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1 2024, is amended to read as follows:

2 *f.* Representatives of business and industry, ~~including~~
3 ~~representatives of regional industry sector partnerships~~
4 ~~established pursuant to section 84A.15.~~

5 Sec. 9. REPEAL. Sections 84A.15 and 84A.16, Code 2024, are
6 repealed.

7 Sec. 10. STATEWIDE WORK-BASED LEARNING INTERMEDIARY NETWORK
8 FUND. Any moneys appropriated to the department of workforce
9 development for purposes of the statewide work-based learning
10 intermediary network fund established pursuant to section
11 84A.16 that remain unencumbered or unobligated as of July 1,
12 2024, shall be deposited in the general fund of the state.

13 DIVISION II

14 CAREER AND TECHNICAL EDUCATION AND WORK-BASED LEARNING

15 Sec. 11. Section 256.11, subsection 5, paragraph h,
16 subparagraph (2), Code 2024, is amended to read as follows:

17 (2) Instructional programs provided under subparagraph
18 (1) shall comply with the provisions of subchapter VII, part
19 2, relating to career and technical education, and shall be
20 articulated with postsecondary programs of study and include
21 field, laboratory, ~~or on-the-job training, or work-based~~
22 learning, as defined in section 256.125. Each sequential
23 unit shall contain a portion of a career and technical
24 education program approved by the department. Standards for
25 instructional programs shall include but not be limited to new
26 and emerging technologies; job-seeking, job-adaptability, and
27 other employment, self-employment and entrepreneurial skills
28 that reflect current industry standards and labor-market needs;
29 and reinforcement of basic academic skills. Instructional
30 programs that include work-based learning may be provided when
31 school is not in session, including but not limited to during
32 the summer months.

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

35 NEW SUBSECTION. 25. By September 1, 2024, adopt rules

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1 pursuant to chapter 17A establishing endorsements for
2 instruction related to career and technical fields in schools
3 providing instruction to students enrolled in prekindergarten
4 through grade twelve, including but not limited to business,
5 agriculture, industrial technology, consumer science, and
6 information technology.

7 Sec. 13. EMERGENCY RULES. The board of educational
8 examiners may adopt emergency rules under section 17A.4,
9 subsection 3, and section 17A.5, subsection 2, paragraph "b",
10 to implement the provisions of this division of this Act and
11 the rules shall be effective immediately upon filing unless
12 a later date is specified in the rules. Any rules adopted
13 in accordance with this section shall also be published as a
14 notice of intended action as provided in section 17A.4.

15 Sec. 14. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION III

18 STUDENT TEACHING

19 Sec. 15. Section 256.16, subsection 1, paragraph c, Code
20 2024, is amended to read as follows:

21 c. (1) Require that each student admitted to an approved
22 practitioner preparation program participate in pre-student
23 teaching field experiences that include both observation and
24 participation in teaching activities in a variety of school
25 settings.

26 (a) Pre-student teaching field experiences for students
27 participating in an initial teacher preparation program shall
28 comprise a total of at least eighty hours in duration, at least
29 ten hours of which shall occur prior to a student's acceptance
30 in an approved practitioner preparation program.

31 (b) Pre-student teaching field experiences for students
32 participating in a teacher intern preparation program shall
33 comprise a total of at least fifty hours in duration. ~~The~~

34 (2) ~~Require that the~~ student teaching experience shall be
35 a minimum of fourteen weeks in duration during the student's

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1 final year of the practitioner preparation program.

2 (a) A student shall be credited a minimum of one week,
3 but not more than ten weeks, of prior work experience as
4 a substitute teacher or a para-educator, including prior
5 experience under the teacher and para-educator registered
6 apprenticeship grant program, toward the requirements
7 associated with the fourteen-week student teaching experience,
8 if all of the following requirements are satisfied:

9 (i) The board of educational examiners has issued
10 a substitute license, substitute authorization, or a
11 para-educator certificate to the student.

12 (ii) The student's prior work experience took place in
13 the classroom of a cooperating teacher who is appropriately
14 licensed in the subject area and grade level endorsement for
15 which the student is being prepared.

16 (iii) The student bears the primary responsibility for
17 planning, instruction, and assessment within the classroom
18 during the student teaching experience.

19 (b) A student shall be credited a minimum of one week,
20 but not more than fourteen weeks, of work experience as a
21 para-educator toward the requirements associated with the
22 fourteen-week student teaching experience, if all of the
23 following requirements are satisfied:

24 (i) The board of educational examiners has issued a
25 para-educator certificate to the student.

26 (ii) The student works as a para-educator for at least
27 one-half of each school day during the student teaching
28 experience.

29 (iii) The student's work experience takes place in the
30 classroom of a cooperating teacher who is appropriately
31 licensed in the subject area and grade level endorsement for
32 which the student is being prepared.

33 (iv) The student bears the primary responsibility for
34 planning, instruction, and assessment within the classroom
35 during the student teaching experience.

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1 (3) The program shall make every reasonable effort to offer
2 the student teaching experience prior to a student's last
3 semester, or equivalent, in the program, and to expand the
4 student's student teaching opportunities beyond one semester
5 or the equivalent.

6 DIVISION IV

7 CHANGES TO DEFINED TERMS

8 Sec. 16. Section 84D.2, subsections 18, 24, and 25, Code
9 2024, are amended by striking the subsections and inserting in
10 lieu thereof the following:

11 18. "*Quality pre-apprenticeship program*" means a program
12 or set of strategies, registered by and for purposes of the
13 Iowa office of apprenticeship, including basic skills training,
14 academic skills remediation, or introduction to the industry,
15 designed to prepare individuals for entry into a registered
16 apprenticeship program.

17 24. "*Work-based learning*" means opportunities and
18 experiences that include but are not limited to sustained
19 project-based learning in partnership with an employer,
20 simulated work experiences aligned with industry-recognized
21 credentials, high-quality pre-apprenticeships aligned to an
22 apprenticeship, student learner programs, internships, and
23 apprenticeships.

24 25. "*Youth apprenticeship*", for purposes of the Iowa
25 office of apprenticeship, means a program that is designed
26 specifically for an apprentice eighteen years of age or under.

27 Sec. 17. Section 256.125, subsection 8, Code 2024, is
28 amended to read as follows:

29 8. "*Work-based learning*" means opportunities and
30 experiences that include but are not limited to ~~tours,~~
31 ~~job shadowing, rotations, mentoring, entrepreneurship,~~
32 ~~service learning,~~ sustained project-based learning in
33 partnership with an employer, simulated work experiences
34 aligned with industry-recognized credentials, high-quality
35 pre-apprenticeships aligned to an apprenticeship, student

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1 learner programs, internships, and apprenticeships.

2 Sec. 18. EFFECTIVE DATE. The following, being deemed of
3 immediate importance, take effect upon enactment:

4 1. The portion of the section of this division of this Act
5 amending section 84D.2, subsection 18.

6 2. The portion of the section of this division of this Act
7 amending section 84D.2, subsection 25.

8 DIVISION V

9 DEPARTMENT OF WORKFORCE DEVELOPMENT — WORKFORCE OPPORTUNITY
10 FUND

11 Sec. 19. NEW SECTION. **84A.20 Workforce opportunity fund.**

12 1. A workforce opportunity fund is created in the
13 state treasury as a separate fund under the control of
14 the department of workforce development. The fund shall
15 consist of appropriations made to the fund, any other moneys
16 available to and obtained or accepted by the department from
17 the federal government or private sources for placement in
18 the fund, and transfers of interest, earnings, and moneys
19 from other funds as provided by law. Moneys in the fund are
20 appropriated to the department of workforce development for
21 the purposes of training and infrastructure related to the
22 growth and maintenance of the state's workforce programs.
23 Permitted uses of the moneys in the fund include but are not
24 limited to equipment, instructional materials, stipends, and
25 other training-related costs. The department of workforce
26 development shall only distribute moneys in the fund to
27 workforce programs located within this state.

28 2. Annually, on or before December 31 of each year, the
29 department of workforce development shall submit a report
30 to the general assembly and the legislative services agency
31 that contains a list of all expenditures from the workforce
32 opportunity fund made in the previous fiscal year. The
33 legislative services agency shall provide a copy of the
34 report to the co-chairpersons and ranking members of the joint
35 appropriations subcommittee on economic development.

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1 3. Notwithstanding section 8.33, moneys in the workforce
2 opportunity fund that remain unencumbered or unobligated
3 at the close of the fiscal year shall not revert but shall
4 remain available for expenditure for the purposes designated
5 for subsequent fiscal years. Notwithstanding section 12C.7,
6 subsection 2, interest or earnings on moneys in the fund shall
7 be credited to the fund.

8 Sec. 20. Section 96.9, subsection 8, Code 2024, is amended
9 by striking the subsection.

10 Sec. 21. UNEMPLOYMENT COMPENSATION RESERVE FUND — TRANSFER
11 TO WORKFORCE OPPORTUNITY FUND.

12 1. Any moneys appropriated to the department of workforce
13 development for purposes of the unemployment compensation
14 reserve fund established pursuant to section 96.9 that
15 remain unencumbered or unobligated as of July 1, 2024, but
16 not more than thirty million dollars, shall be deposited in
17 the workforce opportunity fund created in section 84A.20, if
18 enacted by this division of this Act.

19 2. Any moneys remaining in the unemployment compensation
20 reserve fund after the deposit described in subsection 1 shall
21 be transferred to the account of this state in the unemployment
22 trust fund; provided, however, that any interest earned on
23 moneys remaining in the unemployment compensation reserve
24 fund after the deposit described in subsection 1 shall be
25 transferred to the special employment security contingency
26 fund.

27 DIVISION VI

28 FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR SCHOLARSHIP
29 PROGRAM

30 Sec. 22. Section 256.228, subsection 1, paragraph f, Code
31 2024, is amended to read as follows:

32 *f. "Eligible program" means a any of the following:*

33 (1) A program of study or an academic major jointly approved
34 by the commission and the department of workforce development,
35 in consultation with an eligible institution, that leads to a

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1 credential aligned with a high-demand job designated by the
2 workforce development board or a community college pursuant to
3 section 84A.1B, subsection 14. If the board or a community
4 college removes a high-demand job from a list created under
5 section 84A.1B, subsection 14, an eligible student who received
6 a scholarship for a program based on that high-demand job
7 shall continue to receive the scholarship until achieving
8 a postsecondary credential, up to an associate degree, as
9 long as the student continues to meet all other eligibility
10 requirements.

11 (2) A program of study or an academic major jointly approved
12 by the commission and the department of workforce development
13 that leads to a credential aligned with at least one of ten
14 priority in-demand fields designated by rule adopted by the
15 workforce development board. If the board discontinues the
16 designation of a previously designated priority in-demand
17 field, an eligible student who received a scholarship for a
18 program based on the designation of that priority in-demand
19 field shall continue to receive the scholarship until achieving
20 a postsecondary credential, up to an associate degree, as
21 long as the student continues to meet all other eligibility
22 requirements.

23 Sec. 23. Section 256.228, subsection 1, paragraph g, Code
24 2024, is amended by adding the following new subparagraph:

25 NEW SUBPARAGRAPH. (5) Has an expected family contribution
26 of less than or equal to twenty thousand dollars, as determined
27 by the free application for federal student aid.

28 Sec. 24. Section 256.228, subsection 4, paragraph b, Code
29 2024, is amended to read as follows:

30 b. Adopt rules under [chapter 17A](#), in collaboration with the
31 department of workforce development, for administration of this
32 section, including but not limited to establishing rules that
33 do all of the following:

34 (1) Establish the duties and responsibilities of eligible
35 institutions under the program; ~~defining.~~

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1 (2) Define residence and satisfactory academic progress for
2 purposes of the program; and establishing.

3 (3) Establish procedures for scholarship application,
4 processing, and approval. The rules shall provide for
5 determining

6 (4) Determine the priority awarding of scholarships if
7 funds available for purposes of this section are insufficient
8 to pay all eligible students. Priority shall be given to fully
9 awarding each eligible student approved for a scholarship
10 rather than to prorating scholarship awards among all eligible
11 students.

12 (5) Determine the annual amount of a future ready Iowa
13 skilled workforce last-dollar scholarship, not to exceed
14 the limitations established in subsection 3, based on the
15 type of eligible program in which the eligible student is
16 participating. The rules shall provide that eligible students
17 who are enrolled in eligible programs described in subsection
18 1, paragraph "f", subparagraph (2), shall be eligible for
19 larger maximum annual amounts of future ready Iowa skilled
20 workforce last-dollar scholarships than eligible students who
21 are enrolled in eligible programs described in subsection 1,
22 paragraph "f", subparagraph (1).

23 Sec. 25. Section 256.228, subsection 4, Code 2024, is
24 amended by adding the following new paragraph:

25 NEW PARAGRAPH. e. Following the approval of eligible
26 programs in subsection 1, paragraph "f", annually establish a
27 two-year budget that shows amounts the commission expects to
28 expend on Iowa skilled workforce last-dollar scholarship awards
29 under this section for all eligible students who are enrolled
30 in the approved eligible programs.

31 Sec. 26. Section 256.228, Code 2024, is amended by adding
32 the following new subsection:

33 NEW SUBSECTION. 4A. Scholarship awards — reductions. The
34 commission may ratably reduce scholarship awards to more
35 closely align with the funds the general assembly has

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EXPLANATION

32 Code section 84A.16 establishes the statewide work-based
33 learning intermediary network program within IWD for the
34 purpose of preparing students for the workforce by facilitating
35 cooperation and collaboration between businesses and entities

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1 within the state system of education and offering relevant,
2 work-based learning activities to students and teachers. The
3 bill repeals Code section 84A.16 and makes conforming changes.

4 DIVISION II — CAREER AND TECHNICAL EDUCATION AND WORK-BASED
5 LEARNING. Current law requires school districts and accredited
6 nonpublic schools to offer and teach, in grades 9 through 12,
7 a minimum of three sequential units in at least four career
8 and technical education service areas. The bill provides
9 that the instructional programs provided under this provision
10 may include work-based learning, as defined in Code section
11 256.125 (community colleges and post-secondary readiness
12 bureau), as modified by the bill. The bill also provides that
13 instructional programs that include work-based learning may be
14 provided when school is not in session, including during the
15 summer months.

16 The bill requires the board of educational examiners to
17 adopt rules by September 1, 2024, establishing endorsements for
18 instruction related to career and technical fields in schools
19 providing instruction to students enrolled in prekindergarten
20 through grade 12. The bill authorizes the board of educational
21 examiners to adopt emergency rules to implement these
22 provisions.

23 The bill provides that this division takes effect upon
24 enactment.

25 DIVISION III — STUDENT TEACHING. Current law provides that
26 the student teaching experience provided during a practitioner
27 preparation program shall be a minimum of 14 weeks in duration
28 during the student's final year of the program. The bill
29 provides that a student shall be credited a minimum of 1 week,
30 but not more than 10 weeks, of prior work experience as a
31 substitute teacher or a para-educator toward the requirements
32 associated with the 14-week student teaching experience, if the
33 board of educational examiners has issued a substitute license
34 or authorization or a paraeducator certificate to the student,
35 the student's prior work experience took place in the classroom

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1 of a cooperating teacher who is appropriately licensed, and
2 the student bears the primary responsibility for planning,
3 instruction, and assessment within the classroom during the
4 student teaching experience. Additionally, the bill provides
5 that a student shall be credited a minimum of 1 week, but not
6 more than 14 weeks, of work experience as a para-educator
7 toward the requirements associated with the 14-week student
8 teaching experience, if the board of educational examiners has
9 issued a para-educator certificate to the student, the student
10 works as a para-educator for at least one-half of each school
11 day during the student teaching experience, the student's
12 work experience takes place in the classroom of a cooperating
13 teacher who is appropriately licensed, and the student bears
14 the primary responsibility for planning, instruction, and
15 assessment within the classroom during the student teaching
16 experience.

17 DIVISION IV — CHANGES TO DEFINED TERMS. The bill modifies
18 the definition of "work-based learning" for purposes of
19 the Iowa registered apprenticeship Act, and for purposes of
20 the community colleges and post-secondary readiness bureau
21 within the higher education division of the department of
22 education, to mean opportunities and experiences that include
23 but are not limited to sustained project-based learning in
24 partnership with an employer, simulated work experiences
25 aligned with industry-recognized credentials, high-quality
26 pre-apprenticeships aligned to an apprenticeship, student
27 learner programs, internships, and apprenticeships.

28 The bill also modifies the definitions of "quality
29 pre-apprenticeship program" and "youth apprenticeship" for
30 purposes of the Iowa registered apprenticeship Act. The bill
31 provides that the modifications to the definitions of "quality
32 pre-apprenticeship program" and "youth apprenticeship" take
33 effect upon enactment.

34 DIVISION V — DEPARTMENT OF WORKFORCE DEVELOPMENT —
35 WORKFORCE OPPORTUNITY FUND. The bill establishes a workforce

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1 opportunity fund in the state treasury as a separate fund
2 under the control of IWD. The bill provides that the fund
3 shall consist of appropriations made to the fund, any other
4 moneys available to and obtained or accepted by the department
5 from the federal government or private sources for placement
6 in the fund, and transfers of interest, earnings, and moneys
7 from other funds as provided by law. Additionally, the bill
8 appropriates moneys in the fund to the department for the
9 purposes of training and infrastructure related to the growth
10 and maintenance of the state's workforce programs. The bill
11 establishes that permitted uses of the moneys in the fund
12 include equipment, instructional materials, stipends, and
13 other training-related costs. The bill requires that, on or
14 before December 31 of each year, the department shall submit
15 a report to the general assembly and the legislative services
16 agency that contains a list of all expenditures from the fund
17 made in the previous fiscal year. The bill provides that
18 the legislative services agency is to provide a copy of the
19 report to the co-chairpersons and ranking members of the joint
20 appropriations subcommittee on economic development.

21 The bill provides that any moneys appropriated to IWD
22 for purposes of the unemployment compensation reserve fund
23 that remain unencumbered or unobligated as of July 1, 2024,
24 but not more than \$30 million, shall be deposited in the
25 workforce opportunity fund. Additionally, the bill provides
26 that any moneys remaining in the unemployment compensation
27 reserve fund after such deposit shall be transferred to the
28 account of this state in the unemployment trust fund; provided,
29 however, that any interest earned on moneys remaining in the
30 unemployment compensation reserve fund after the deposit are to
31 be transferred to the special employment security contingency
32 fund. The bill strikes Code section 96.9(8) (unemployment
33 compensation reserve fund).

34 DIVISION VI — FUTURE READY IOWA SKILLED WORKFORCE
35 LAST-DOLLAR SCHOLARSHIP PROGRAM. Current law provides that

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1 eligible students may receive a future ready Iowa skilled
2 workforce last-dollar scholarship from the future ready
3 Iowa skilled workforce last-dollar scholarship fund. The
4 scholarship is intended to cover any remaining gap between
5 federal and state grants or scholarships and tuition and
6 certain fees. Under current law, only an "eligible student"
7 participating in an "eligible program", defined as a program
8 of study or an academic major jointly approved by the college
9 student aid commission and the department of workforce
10 development, in consultation with an eligible institution, that
11 leads to a credential aligned with a high-demand job designated
12 by the workforce development board or a community college,
13 may receive a future ready Iowa skilled workforce last-dollar
14 scholarship. The bill provides that "eligible program" shall
15 also include a program of study or an academic major jointly
16 approved by the college student aid commission and IWD that
17 leads to a credential aligned with at least 1 of 10 priority
18 in-demand fields designated by rule adopted by the workforce
19 development board.

20 The bill establishes that, among other additional
21 requirements, an "eligible student" may only receive a future
22 ready Iowa skilled workforce last-dollar scholarship if the
23 student has an expected family contribution of less than or
24 equal to \$20,000, as determined by the free application for
25 federal student aid.

26 Current law authorizes the college student aid commission to
27 adopt rules, in collaboration with the department of workforce
28 development, for administration of the future ready Iowa
29 skilled workforce last-dollar scholarship program. The bill
30 establishes that these rules are required to authorize the
31 commission to determine the annual amount of a future ready
32 Iowa skilled workforce last-dollar scholarship based on the
33 type of eligible program in which the eligible student is
34 participating.

35 The bill requires the college student aid commission to

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1 determine the annual amount of a future ready Iowa skilled
2 workforce last-dollar scholarship based on the type of eligible
3 program in which the eligible student is participating.

4 The bill authorizes the college student aid commission to
5 ratably reduce scholarship awards to more closely align with
6 the funds the general assembly has appropriated for purposes of
7 the scholarship program.

8 The bill authorizes the college student aid commission and
9 IWD to adopt emergency rules to implement these provisions.

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Senate File 2412 - Introduced

SENATE FILE 2412

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3188)

A BILL FOR

1 An Act relating to pesticides, by providing for tort liability.

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

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EXPLANATION

30 PESTICIDE LABELING. The bill provides for a defense from
31 civil liability associated with the use of pesticides that are
32 registered with the EPA acting under the federal Act. The
33 bill provides that a label provides sufficient warning if it
34 complies with any one of three criteria: (1) it was approved
35 by the EPA, (2) it is consistent with the most recent human

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1 health assessment performed under the federal Act, or (3) it
2 is consistent with the EPA's carcinogenicity classification
3 for the pesticide. In each case, the label is sufficient to
4 satisfy any requirements for a warning regarding health or
5 safety under the state Act, and any other provision of state
6 law or any other common law duty to warn. However, the bill
7 does not apply to a product made by a Chinese state-owned
8 enterprise.

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Senate File 2413 - Introduced

SENATE FILE 2413

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2133)

A BILL FOR

1 An Act creating a jobs and infrastructure revolving fund and
2 program administered by the Iowa finance authority.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. **16.230 Definitions.**

2 As used in this part, unless the context otherwise requires:

3 1. *"Financial assistance"* means assistance provided only
4 from the funds, rights, and assets legally available to the
5 authority and includes but is not limited to assistance in the
6 form of low-interest loans.

7 2. *"Fund"* means the jobs and infrastructure revolving fund
8 created in section 16.231.

9 3. *"Program"* means the jobs and infrastructure program
10 established in section 16.232.

11 4. *"Vertical infrastructure"* means land acquisition and
12 construction, all appurtenant structures, utilities, and
13 site development. *"Vertical infrastructure"* does not include
14 routine, recurring maintenance or operational expenses, the
15 acquisition of agricultural land as defined in section 6A.21
16 without the consent of the owner of the property, or leasing of
17 an appurtenant structure or utility without a lease-purchase
18 agreement.

19 Sec. 2. NEW SECTION. **16.231 Jobs and infrastructure**
20 **revolving fund.**

21 1. A jobs and infrastructure revolving fund is created
22 within the state treasury under the control of the authority
23 for the purpose of providing financial assistance to government
24 subdivisions for vertical infrastructure projects. Any
25 moneys deposited in the fund and all other moneys in the fund,
26 including interest, earnings, and recaptures, shall be used
27 for purposes of this part. Notwithstanding section 12C.7,
28 subsection 2, interest or earnings on moneys in the fund shall
29 be credited to the fund.

30 2. Notwithstanding section 8.33, moneys deposited in the
31 fund that remain unencumbered or unobligated at the close of
32 the fiscal year shall not revert but shall remain available for
33 expenditure for the purposes designated until the close of the
34 succeeding fiscal year.

35 3. The authority shall not use more than five percent of

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1 control of the authority for the purpose of providing financial
2 assistance (assistance) to eligible government subdivisions
3 (subdivisions) for vertical infrastructure projects (project).
4 "Vertical infrastructure" is defined in the bill as land
5 acquisition and construction, all appurtenant structures,
6 utilities, and site development. "Vertical infrastructure"
7 does not include routine, recurring maintenance or operational
8 expenses, or leasing of an appurtenant structure or utility
9 without a lease-purchase agreement. "Financial assistance" is
10 also defined in the bill.

11 Any moneys deposited in the fund and all other moneys in
12 the fund, including interest, earnings, and recaptures, shall
13 be used for purposes of the program. Moneys deposited in the
14 fund that remain unencumbered or unobligated at the close of
15 the fiscal year shall not revert but shall remain available for
16 expenditure for the purposes designated until the close of the
17 succeeding fiscal year. The authority shall use not more than
18 5 percent of the moneys in the fund at the beginning of each
19 fiscal year for purposes of administrative costs, marketing,
20 technical assistance, and other program support.

21 The authority shall establish and administer a jobs and
22 infrastructure program (program) and shall use moneys in
23 the fund to award assistance to eligible subdivisions for
24 projects. To be eligible for assistance under the program, a
25 subdivision must demonstrate the ability to obtain financial
26 support from private sources for the subdivision's project,
27 and the financial support obtained from private sources must
28 equal at least 50 percent of the aggregate cost of the project.
29 The subdivision must also demonstrate that the subdivision's
30 project will create or retain jobs as part of the project, and
31 that the jobs will meet the requirements prescribed by the
32 authority by rule. Subdivisions shall submit applications for
33 the program in the manner prescribed by the authority by rule.

34 The authority shall adopt rules necessary to implement and
35 administer the bill.