

**NINETIETH GENERAL ASSEMBLY
2024 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

April 9, 2024

Clip Sheet Summary

Displays all amendments, fiscal notes, and conference committee reports for previous day.

Bill	Amendment	Action	Sponsor
HF 2574	H-8279	Filed	BLOOMINGDALE of Worth
HF 2641	H-8280	Filed	SEXTON of Calhoun
HF 2678	H-8278	Adopted	BEST of Carroll
SF 2370	H-8281	Filed	SEXTON of Calhoun

Fiscal Notes

[HF 2678](#) — [Motor Vehicle Registration](#) (LSB5585HZ)

HOUSE FILE 2574

H-8279

1 Amend House File 2574 as follows:

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

4 <DIVISION I

5 SOIL CONSERVATION AND WATER QUALITY COMMITTEE

6 Section 1. Section 159.5, subsection 12, Code 2024, is
7 amended to read as follows:

8 12. Create and maintain a division of soil conservation
9 and water quality as provided in chapter 161A. The division's
10 director shall be appointed by the secretary ~~from a list of~~
11 ~~names of persons recommended by the soil conservation and water~~
12 ~~quality committee, pursuant to section 161A.4,~~ and shall serve
13 at the pleasure of the secretary. The director shall be the
14 administrator responsible for carrying out the provisions of
15 chapters 207 and 208.

16 Sec. 2. Section 161A.3, subsection 4, Code 2024, is amended
17 to read as follows:

18 4. "*Committee*" means the state soil conservation and water
19 quality committee established in section ~~161A.4~~ 161A.4A.

20 Sec. 3. Section 161A.4, subsections 1, 6, and 7, Code 2024,
21 are amended to read as follows:

22 1. The division of soil conservation and water quality
23 created within the department pursuant to section 159.5 shall
24 perform the functions conferred upon it in this chapter and
25 chapters 161C, 161E, 161F, 207, and 208, and 466B. ~~The division~~
26 ~~shall be administered in accordance with the policies of the~~
27 ~~committee, which shall advise the division and which shall~~
28 ~~approve administrative rules proposed by the division for~~
29 ~~the administration of this chapter and chapters 161C, 161E,~~
30 ~~161F, 207, and 208 before the rules are adopted pursuant to~~
31 ~~section 17A.5. If a difference exists between the committee~~
32 ~~and secretary regarding the content of a proposed rule, the~~
33 ~~secretary shall notify the chairperson of the committee of~~
34 ~~the difference within thirty days from the committee's action~~
35 ~~on the rule. The secretary and the committee shall meet to~~

1 ~~resolve the difference within thirty days after the secretary~~
2 ~~provides the committee with notice of the difference.~~

3 6. ~~a.~~ The committee division may perform acts, hold public
4 hearings, and propose and approve rules pursuant to chapter 17A
5 as necessary for the execution of its functions.

6 ~~b.~~ ~~The committee shall recommend to the secretary each year~~
7 ~~a budget for the division. The secretary, at the earliest~~
8 ~~opportunity and prior to formulating a budget, shall meet with~~
9 ~~representatives of the committee to discuss the committee's~~
10 ~~recommendation.~~

11 ~~c.~~ ~~The committee shall recommend three persons to the~~
12 ~~secretary of agriculture who shall appoint from the persons~~
13 ~~recommended a director to head the division and serve at~~
14 ~~the pleasure of the secretary. After reviewing the names~~
15 ~~submitted, the secretary may request that the committee submit~~
16 ~~additional names for consideration.~~

17 7. ~~The committee or division may call upon the attorney~~
18 ~~general of the state for necessary legal services. The~~
19 ~~committee may delegate to its chairperson, to one or more of~~
20 ~~its members, or to one or more agents or employees, powers and~~
21 ~~duties as it deems proper. Upon request of the committee, for~~
22 ~~the purpose of carrying out any of the functions assigned the~~
23 ~~committee or the department by law, the supervising officer~~
24 ~~of any state agency, or of any state institution of learning~~
25 ~~shall, insofar as possible under available appropriations,~~
26 ~~and having due regard to the needs of the agency to which the~~
27 ~~request is directed, assign or detail the request to the staff~~
28 ~~or personnel of the agency or institution of learning, and~~
29 ~~make the special reports, surveys, or studies as the committee~~
30 ~~requests.~~

31 Sec. 4. Section 161A.4, subsections 4 and 5, Code 2024, are
32 amended by striking the subsections.

33 Sec. 5. NEW SECTION. 161A.4A State soil conservation and
34 water quality committee.

35 1. A state soil conservation and water quality committee

1 is established within the department. The committee exists to
2 provide expert advice and consultation related to technical
3 and financial assistance programs administered by the division
4 and promote the installation of soil and water conservation
5 practices to the citizens of the state of Iowa.

6 *a.* The members of the committee shall be appointed by the
7 secretary of agriculture and shall include the following:

8 (1) Six of the members shall be persons engaged in actual
9 farming operations, each of whom shall be a resident of one
10 of six different geographic regions in the state, including
11 northwest, southwest, north central, south central, northeast,
12 and southeast Iowa. One member shall be actively engaged in
13 tree farming. The boundaries of the geographic regions shall
14 be established by the department by rule.

15 (2) One member shall be an elected commissioner from a soil
16 and water conservation district.

17 (3) One member shall be a representative of the mining
18 industry.

19 (4) One member shall be a representative of cities and
20 towns.

21 (5) One member shall be a representative of an organization
22 working in conservation or outdoor recreation.

23 (6) One member shall be a representative of agribusiness.

24 (7) One member shall be a representative of an engineering
25 or contracting business engaged in conservation work.

26 *b.* The following shall serve as ex officio, nonvoting
27 members of the committee:

28 (1) The director of the Iowa cooperative extension service
29 in agriculture and home economics, or the director's designee.

30 (2) The director of the department of natural resources, or
31 the director's designee.

32 (3) The state conservationist for the state of Iowa of the
33 natural resources conservation service.

34 2. *a.* The committee shall designate its chairperson, and
35 may change the designation. The members appointed by the

1 secretary of agriculture shall serve for a period of two years.
2 Members designated to represent the director of the department
3 of natural resources and the director of the Iowa cooperative
4 extension service in agriculture and home economics shall serve
5 at the pleasure of the officer making the designation.

6 *b.* Members are entitled to actual expenses necessarily
7 incurred in the discharge of their duties as members of the
8 committee. The expenses paid to the committee members shall be
9 paid from moneys appropriated to the department. Each member
10 of the committee may also be eligible to receive compensation
11 as provided in section 7E.6. The committee shall provide for
12 the keeping of a full and accurate record of all proceedings.

13 Sec. 6. Section 161A.5, subsection 1, Code 2024, is amended
14 to read as follows:

15 1. The one hundred soil and water conservation districts
16 established in the manner which was prescribed by law prior to
17 July 1, 1975 shall continue in existence with the boundaries
18 and the names in effect on July 1, 1975. If the existence of
19 a district so established is discontinued pursuant to section
20 161A.10, a petition for reestablishment of the district or for
21 annexation of the former district's territory to any other
22 abutting district may be submitted to, and shall be acted upon
23 by, the ~~committee~~ division in substantially the manner provided
24 by section 467A.5, Code 1975.

25 Sec. 7. Section 161A.5, subsection 2, paragraph c, Code
26 2024, is amended to read as follows:

27 *c.* If a commissioner is absent for sixty or more percent
28 of monthly meetings during any twelve-month period, the other
29 commissioners by their unanimous vote may declare the member's
30 office vacant. A vacancy in the office of commissioner shall
31 be filled by appointment of the ~~committee~~ remaining members
32 of the district until the next succeeding general election,
33 at which time the balance of the unexpired term shall be
34 filled as provided by section 69.12. Within thirty days of
35 an appointment pursuant to this paragraph, the district shall

1 notify the division of any change to its membership.

2 Sec. 8. Section 161A.7, subsection 1, paragraph k, Code
3 2024, is amended to read as follows:

4 k. Subject to the approval of the ~~committee~~ division, to
5 change the name of the soil and water conservation district.

6 Sec. 9. Section 161A.7, subsection 1, paragraph n,
7 subparagraph (1), unnumbered paragraph 1, Code 2024, is amended
8 to read as follows:

9 The district plan shall contain a comprehensive long-range
10 assessment of soil and surface water resources in the district
11 consistent with rules approved by the ~~committee~~ division under
12 section 161A.4. In developing the plan the district may
13 receive technical support from the United States department
14 of agriculture natural resources conservation service and the
15 county board of supervisors in the county where the district
16 is located. The division and the Iowa cooperative extension
17 service in agriculture and home economics may provide technical
18 support to the district. The support may include but is not
19 limited to the following:

20 Sec. 10. Section 161A.7, subsection 1, paragraph n,
21 subparagraph (2), Code 2024, is amended to read as follows:

22 (2) The title page of the district plan and a notification
23 stating where the plan may be reviewed shall be recorded with
24 the recorder in the county in which the district is located,
25 and updated as necessary, after the ~~committee~~ director of the
26 division approves and ~~the director of the division~~ signs the
27 district plan. The commissioners shall provide notice of the
28 recording and may provide a copy of the approved district plan
29 to the county board of supervisors in the county where the
30 district is located. The district plan shall be filed with
31 the division as part of the state soil and water resource
32 conservation plan provided in section 161A.4.

33 Sec. 11. Section 161A.7, subsection 3, Code 2024, is amended
34 to read as follows:

35 3. The commissioners, as a condition for the receipt of

1 any state cost-sharing funds for permanent soil conservation
2 practices, shall require the owner of the land on which the
3 practices are to be established to covenant and file, in the
4 office of the district of the county in which the land is
5 located, an agreement identifying the particular lands upon
6 which the practices for which state cost-sharing funds are to
7 be received will be established, and providing that the project
8 will not be removed, altered, or modified so as to lessen
9 its effectiveness without the consent of the commissioners,
10 obtained in advance and based on guidelines drawn up by the
11 ~~committee~~ division, for a period not to exceed twenty years
12 after the date of receiving payment. The commissioners shall
13 assist the division in the enforcement of this subsection.
14 The agreement does not create a lien on the land, but is a
15 charge personally against the owner of the land at the time of
16 removal, alteration, or modification if an administrative order
17 is made under section 161A.61, subsection 3.

18 Sec. 12. Section 161A.10, Code 2024, is amended to read as
19 follows:

20 **161A.10 Discontinuance of districts.**

21 1. At any time after five years after the organization of
22 a district under this chapter, any twenty-five owners of land
23 lying within the boundaries of the district, but in no case
24 less than twenty percent of the owners of land lying within
25 the district, may file a petition with the ~~committee~~ division
26 asking that the operations of the district be terminated and
27 the existence of the district discontinued. The ~~committee~~
28 division may conduct public meetings and public hearings upon
29 the petition as necessary to assist in the consideration of
30 the petition. Within sixty days after a petition has been
31 received by the ~~committee~~ division, the division shall give
32 due notice of the holding of a referendum, shall supervise the
33 referendum, and shall issue appropriate rules governing the
34 conduct of the referendum. The question is to be submitted by
35 ballots upon which the words "For terminating the existence of

1 the (name of the soil and water conservation district to
2 be here inserted)" and "Against terminating the existence of
3 the (name of the soil and water conservation district to
4 be here inserted)" shall be printed, with a square before each
5 proposition and a direction to insert an X mark in the square
6 before one or the other of the propositions as the voter favors
7 or opposes discontinuance of the district. All owners of lands
8 lying within the boundaries of the district are eligible to
9 vote in the referendum. No informalities in the conduct of
10 the referendum or in any matters relating to the referendum
11 invalidate the referendum or the result of the referendum if
12 notice was given substantially as provided in this section and
13 if the referendum was fairly conducted.

14 2. When sixty-five percent of the landowners vote to
15 terminate the existence of the district, the ~~committee~~
16 division shall advise the commissioners to terminate the
17 affairs of the district. The commissioners shall dispose of
18 all property belonging to the district at public auction and
19 shall pay over the proceeds of the sale to be deposited into
20 the state treasury. The commissioners shall then file an
21 application, duly verified, with the secretary of state for the
22 discontinuance of the district, and shall transmit with the
23 application the certificate of the ~~committee~~ division setting
24 forth the determination of the ~~committee~~ division that the
25 continued operation of the district is not administratively
26 practicable and feasible. The application shall recite that
27 the property of the district has been disposed of and the
28 proceeds paid over as provided in this section, and shall set
29 forth a full accounting of the properties and proceeds of the
30 sale. The secretary of state shall issue to the commissioners
31 a certificate of dissolution and shall record the certificate
32 in an appropriate book of record in the secretary of state's
33 office.

34 3. Upon issuance of a certificate of dissolution under this
35 section, all ordinances and regulations previously adopted

1 and in force within the districts are of no further force and
2 effect. All contracts previously entered into, to which the
3 district or commissioners are parties, remain in force and
4 effect for the period provided in the contracts. The ~~committee~~
5 division is substituted for the district or commissioners as
6 party to the contracts. The ~~committee~~ division is entitled to
7 all benefits and subject to all liabilities under the contracts
8 and has the same right and liability to perform, to require
9 performance, to sue and be sued, and to modify or terminate the
10 contracts by mutual consent or otherwise, as the commissioners
11 of the district would have had.

12 4. The ~~committee~~ division shall not entertain petitions for
13 the discontinuance of any district nor conduct referenda upon
14 discontinuance petitions nor make determinations pursuant to
15 the petitions in accordance with this chapter, more often than
16 once in five years.

17 Sec. 13. Section 161A.22, subsection 2, Code 2024, is
18 amended to read as follows:

19 2. The governing body of the subdistrict, upon
20 determination that benefits from works of improvement as set
21 forth in the watershed work plan to be installed will exceed
22 costs thereof, and that funds needed for purposes of the
23 subdistrict require levy of a special benefit assessment as
24 provided in section 161A.23, in lieu of the special annual
25 tax as provided in section 161A.20, shall record its decision
26 to use its taxing authority and, upon majority vote of the
27 governing body and with the approval of the ~~committee~~ division,
28 may issue warrants or bonds payable in not more than forty
29 semiannual installments in connection with the special benefit
30 assessment, and pledge and assign the proceeds of the special
31 benefit assessment and other revenues of the subdistrict as
32 security for the warrants or bonds. The warrants and bonds of
33 indebtedness are general obligations of the subdistrict, exempt
34 from all taxes, state and local, and are not indebtedness of
35 the district or the state of Iowa.

1 Sec. 14. Section 161A.42, subsection 9, paragraphs a and b,
2 Code 2024, are amended to read as follows:

3 *a. "Permanent soil and water conservation practices" means*
4 *planting of perennial grasses, legumes, shrubs, or trees, the*
5 *establishment of grassed waterways, and the construction of*
6 *terraces, or other permanent soil and water practices approved*
7 *by the ~~committee~~ division.*

8 *b. "Temporary soil and water conservation practices" means*
9 *planting of annual or biennial crops, use of strip-cropping,*
10 *contour planting, or minimum or mulch tillage, and any other*
11 *cultural practices approved by the ~~committee~~ division.*

12 Sec. 15. Section 161A.44, unnumbered paragraph 1, Code
13 2024, is amended to read as follows:

14 The commissioners of each district shall, with approval
15 of and within time limits set by administrative order of
16 the ~~committee~~ division, adopt reasonable regulations as are
17 deemed necessary to establish a soil loss limit or limits for
18 the district and provide for the implementation of the limit
19 or limits. A district may subsequently amend or repeal its
20 regulations as it deems necessary. The ~~committee~~ division
21 shall review the soil loss limit regulations adopted by the
22 districts at least once every five years, and shall recommend
23 changes in the regulations of a district which the ~~committee~~
24 division deems necessary to assure that the district's soil
25 loss limits are reasonable and attainable. The commissioners
26 may:

27 Sec. 16. Section 161A.44, subsection 2, Code 2024, is
28 amended to read as follows:

29 2. Establish different soil loss limits for different
30 classes of land in the district if in their judgment and that
31 of the ~~committee~~ division a lower soil loss limit should be
32 applied to some land than can reasonably be applied to other
33 land in the district, it being the intent of the general
34 assembly that no land in the state be assigned a soil loss
35 limit that cannot reasonably be applied to such land.

1 Sec. 17. Section 161A.45, Code 2024, is amended to read as
2 follows:

3 **161A.45 Submission of regulations to ~~committee~~ division —**
4 **hearing.**

5 Regulations which the commissioners propose to adopt,
6 amend, or repeal shall be submitted to the ~~committee~~ division,
7 in a form prescribed by the ~~committee~~ division, for its
8 approval. The ~~committee~~ division may approve the regulations
9 as submitted, or with amendments as it deems necessary. The
10 commissioners shall, after approval, publish notice of hearing
11 on the proposed regulations, as approved, in a newspaper
12 of general circulation in the district, setting a date and
13 time not less than ten nor more than thirty days after the
14 publication when a hearing on the proposed regulations will
15 be held at a specified place. The notice shall include the
16 full text of the proposed regulations or shall state that the
17 proposed regulations are on file and available for review
18 at the office of the affected soil and water conservation
19 district.

20 Sec. 18. Section 161A.46, Code 2024, is amended to read as
21 follows:

22 **161A.46 Conduct of hearing.**

23 At the hearing, the commissioners or their designees shall
24 explain, in reasonable detail, the reasons why adoption,
25 amendment, or repeal of the regulations is deemed necessary or
26 advisable. Any landowner, or any occupant of land who would be
27 affected by the regulations, shall be afforded an opportunity
28 to be heard for or against the proposed regulations. At the
29 conclusion of the hearing, the commissioners shall announce
30 and enter of record their decision whether to adopt or modify
31 the proposed regulations. Any modification must be approved
32 by the ~~committee~~ division, which may at its discretion order
33 the commissioners to republish the regulations and hold another
34 hearing in the manner prescribed by this chapter.

35 Sec. 19. Section 161A.71, subsections 1 and 4, Code 2024,

1 are amended to read as follows:

2 1. The division may establish a conservation practices
3 revolving loan fund composed of any money appropriated by the
4 general assembly for that purpose, and of any other moneys
5 available to and obtained or accepted by the ~~committee~~ division
6 from the federal government or private sources for placement
7 in that fund. Except as otherwise provided by subsection 3,
8 the assets of the conservation practices revolving loan fund
9 shall be used only to make loans directly to owners of land in
10 this state for the purpose of establishing on that land any
11 new permanent soil and water conservation practice which the
12 commissioners of the soil and water conservation district in
13 which the land is located have found is necessary or advisable
14 to meet the soil loss limits established for that land. A
15 loan shall not be made for establishing a permanent soil and
16 water conservation practice on land that is subject to the
17 restriction on state cost-sharing funds of section 161A.76.
18 Revolving loan funds and public cost-sharing funds may be
19 used in combination for funding a particular soil and water
20 conservation practice. Each loan made under this section
21 shall be for a period not to exceed ten years, shall bear no
22 interest, and shall be repayable to the conservation practices
23 revolving loan fund in equal yearly installments due March 1 of
24 each year the loan is in effect. The interest rate upon loans
25 for which payment is delinquent shall accelerate immediately to
26 the current legal usury limit. Applicants are eligible for no
27 more than twenty thousand dollars in loans outstanding at any
28 time under this program. "*Permanent soil and water conservation*
29 *practices*" has the same meaning as defined in section 161A.42
30 and those established under this program are subject to the
31 requirements of section 161A.7, subsection 3. Loans made under
32 this program shall come due for payment upon sale of the land
33 on which those practices are established.

34 4. This section does not negate the provisions of
35 section 161A.48 that an owner or occupant of land in this

1 state shall not be required to establish any new soil and
2 water conservation practice unless public cost-sharing
3 funds have been approved and are available for the land
4 affected. However, the owner of land with respect to which an
5 administrative order to establish soil and water conservation
6 practices has been issued under section 161A.47 but not
7 complied with for lack of public cost-sharing funds, may waive
8 the right to await availability of such funds and instead apply
9 for a loan under this section to establish any permanent soil
10 and water conservation practices necessary to comply with the
11 order. If a landowner does so, that loan application shall be
12 given reasonable preference by the ~~committee~~ division if there
13 are applications for more loans under this section than can be
14 made from the money available in the conservation practices
15 revolving loan fund. If it is found necessary to deny an
16 application for a soil and water conservation practices loan to
17 a landowner who has waived the right to availability of public
18 cost-sharing funds before complying with an administrative
19 order issued under section 161A.47, the landowner's waiver is
20 void.

21 Sec. 20. Section 161A.71, subsection 3, paragraph a, Code
22 2024, is amended to read as follows:

23 a. Contract, sue and be sued, and promulgate administrative
24 rules necessary to carry out the provisions of this section,
25 but the ~~committee~~ division shall not in any manner directly or
26 indirectly pledge the credit of the state of Iowa.

27 Sec. 21. Section 161A.72, subsection 1, Code 2024, is
28 amended to read as follows:

29 1. Financial incentives provided under this chapter shall
30 be administered by the division. The incentives shall be
31 supported with funds appropriated by the general assembly,
32 and moneys available to or obtained by the division ~~or the~~
33 ~~committee~~ from public or private sources, including but
34 not limited to the United States, other states, or private
35 organizations. The division shall adopt all rules consistent

1 with chapter 17A necessary to carry out the purpose of this
2 subchapter as provided in section 161A.70.

3 Sec. 22. Section 161A.74, subsection 1, paragraph a, Code
4 2024, is amended to read as follows:

5 a. The financial incentives shall not exceed more than fifty
6 percent of the estimated cost of establishing the practices
7 as determined by the commissioners, or fifty percent of the
8 actual cost of establishing the practices, whichever is less.
9 However, the commissioners may allocate an amount determined
10 by the ~~committee~~ division for management of soil and water
11 conservation practices, except as otherwise provided regarding
12 land classified as agricultural land under conservation cover.

13 Sec. 23. Section 161A.74, subsection 2, Code 2024, is
14 amended to read as follows:

15 2. The ~~committee~~ division shall review requirements of this
16 section once each year. The ~~committee~~ division may authorize
17 commissioners in districts to condition the establishment of a
18 mandatory soil and water conservation practice in a specific
19 case on a higher proportion of public cost-sharing than is
20 required by this section. The commissioners shall determine
21 the amount of cost-sharing moneys allocated to establish a
22 specific soil and water conservation practice in accordance
23 with an administrative order issued pursuant to section 161A.47
24 by considering the extent to which the practice will contribute
25 benefits to the individual owner or occupant of the land on
26 which the practice is to be established.

27 Sec. 24. Section 161A.75, subsection 3, Code 2024, is
28 amended to read as follows:

29 3. Following the disaster emergency, the commissioners
30 shall submit a report to the ~~committee~~ division providing
31 information regarding restoration projects and moneys allocated
32 under this section for the projects.

33 Sec. 25. Section 161C.1, subsection 1, Code 2024, is amended
34 by striking the subsection.

35 Sec. 26. Section 161C.4, subsection 1, Code 2024, is amended

1 to read as follows:

2 1. A water protection fund is created within the division.
3 The fund is composed of money appropriated by the general
4 assembly for that purpose, and moneys available to and obtained
5 or accepted by the ~~committee~~ division from the United States or
6 private sources for placement in the fund. The fund shall be a
7 revolving fund from which moneys may be used for loans, grants,
8 administrative costs, and cost-sharing.

9 Sec. 27. Section 161C.4, subsection 3, paragraph a, Code
10 2024, is amended to read as follows:

11 a. Contract, sue and be sued, and adopt rules necessary to
12 carry out the provisions of this section, but the division ~~or~~
13 ~~committee~~ shall not in any manner directly or indirectly pledge
14 the credit of this state.

15 Sec. 28. Section 207.2, subsection 2, Code 2024, is amended
16 by striking the subsection.

17 Sec. 29. Section 207.3, subsections 2, 3, and 4, Code 2024,
18 are amended to read as follows:

19 2. The division may, ~~after notification to the committee,~~
20 commence proceedings to suspend, revoke, or refuse to renew a
21 license of a licensee for repeated or willful violation of any
22 of the provisions of this chapter or of the federal Coal Mine
23 Health and Safety Act of 1969, 30 U.S.C. §801 et seq.

24 3. The hearing shall be held pursuant to chapter 17A not
25 less than fifteen nor more than thirty days after the mailing
26 or service of the notice. If the licensee is found to have
27 willfully or repeatedly violated any of the provisions of this
28 chapter or of the federal Coal Mine Health and Safety Act of
29 1969, 30 U.S.C. §801 et seq., the ~~committee~~ division may affirm
30 or modify the proposed suspension, revocation, or refusal to
31 renew the license.

32 4. Suspension or revocation of a license shall become
33 effective thirty days after the mailing or service of the
34 decision to the licensee. If the ~~committee~~ division finds
35 the license should not be renewed, the renewal fee shall be

1 refunded and the license shall expire on the expiration date
2 or thirty days after mailing or service of the decision to the
3 licensee, whichever is later.

4 Sec. 30. Section 207.9, subsection 5, Code 2024, is amended
5 to read as follows:

6 5. Within sixty days a person having an interest which is
7 or may be adversely affected may appeal ~~to the committee~~ the
8 decision of the division granting or denying a permit as a
9 contested case under chapter 17A.

10 Sec. 31. Section 207.14, subsection 4, paragraph a, Code
11 2024, is amended to read as follows:

12 a. A permittee may request in writing an appeal to the
13 ~~committee~~ division of a decision made in a hearing under
14 subsection 3 within thirty days of the decision. The ~~committee~~
15 division shall review the record made in the contested case
16 hearing, and may hear additional evidence upon a showing of
17 good cause for failure to present the evidence in the hearing,
18 or if evidence concerning events occurring after the hearing
19 is deemed relevant to the proceeding. However, the ~~committee~~
20 division shall not review a decision in a proceeding if the
21 division seeks to collect a civil penalty pursuant to section
22 207.15, and those decisions are final agency actions subject to
23 direct judicial review as provided in chapter 17A.

24 Sec. 32. Section 207.14, subsection 5, Code 2024, is amended
25 to read as follows:

26 5. In any administrative proceeding under this chapter
27 or judicial review, the amount of all reasonable costs and
28 expenses, including reasonable attorney fees incurred by a
29 person in connection with the person's participation in the
30 proceedings or judicial review, may be assessed against either
31 party as the court in judicial review or the ~~committee~~ division
32 in administrative proceedings deems proper.

33 Sec. 33. Section 207.14, subsection 7, paragraph a, Code
34 2024, is amended to read as follows:

35 a. A permittee issued a notice or order under this section

1 or any person having an interest which is or may be adversely
2 affected by the notice or order or by its modification,
3 vacation, or termination may apply to the ~~committee~~ division
4 for review within thirty days of receipt of the notice or
5 order or within thirty days of its modification, vacation, or
6 termination. The review shall be treated as a contested case
7 under chapter 17A.

8 Sec. 34. Section 207.14, subsection 7, paragraph c,
9 subparagraph (2), Code 2024, is amended to read as follows:

10 (2) The applicant shows that there is substantial
11 likelihood that the findings of the ~~committee~~ division will be
12 favorable to the applicant.

13 Sec. 35. Section 208.2, subsection 3, Code 2024, is amended
14 by striking the subsection.

15 Sec. 36. Section 208.8, subsections 2, 4, 5, and 6, Code
16 2024, are amended to read as follows:

17 2. The division shall, by certified mail or personal
18 service, serve on the operator notice in writing of the charges
19 and grounds upon which the license is to be suspended, revoked,
20 or will not be issued. The notice shall include the time
21 and the place at which a hearing shall be held before the
22 ~~committee, a subcommittee appointed by the committee, or the~~
23 ~~committee's designee,~~ division to determine whether to suspend,
24 revoke, or refuse to issue the license. The hearing shall
25 be not less than fifteen nor more than thirty days after the
26 mailing or service of the notice.

27 4. If after full investigation and hearing the operator
28 is found to have willfully or repeatedly violated any of the
29 provisions of this chapter, the ~~committee or subcommittee~~
30 division may affirm or modify the proposed suspension,
31 revocation, or refusal to issue the license.

32 5. When the ~~committee or subcommittee~~ division finds that
33 a license should be suspended or revoked or should not be
34 issued, the division shall so notify the operator in writing by
35 certified mail or by personal service.

1 a. The suspension or revocation of a license shall become
2 effective thirty days after notice to the operator.

3 b. If the license or renewal fee has been paid and the
4 ~~committee or subcommittee~~ division finds that the license
5 should not be issued, then the license shall expire thirty days
6 after notice to the operator.

7 6. An action by the ~~committee or subcommittee~~ division
8 to affirm or modify the proposed suspension, revocation, or
9 refusal to issue a license constitutes a final agency action
10 for purposes of judicial review pursuant to section 208.11 and
11 chapter 17A.

12 Sec. 37. Section 208.9, subsection 3, Code 2024, is amended
13 to read as follows:

14 3. The division shall automatically invalidate all
15 registrations of an operator who fails to renew the operator's
16 mining license within a time period set by the division,
17 who has been denied license renewal by the ~~committee or~~
18 ~~subcommittee~~ division, or whose license has been suspended or
19 revoked by the ~~committee or subcommittee~~ division.

20 Sec. 38. Section 208.11, Code 2024, is amended to read as
21 follows:

22 **208.11 Judicial review.**

23 Judicial review of the action of the ~~committee or~~ division
24 may be sought in accordance with the terms of the Iowa
25 administrative procedure Act, chapter 17A.

26 Sec. 39. Section 460.303, subsection 1, Code 2024, is
27 amended to read as follows:

28 1. An agricultural drainage well water quality assistance
29 fund is created in the state treasury under the control of
30 the division. The fund is composed of moneys appropriated by
31 the general assembly, and moneys available to and obtained or
32 accepted by the division ~~or the state soil conservation and~~
33 ~~water quality committee established in section 161A.4,~~ from the
34 United States or private sources for placement in the fund.

35 Sec. 40. Section 461.11, subsection 1, Code 2024, is amended

1 to read as follows:

2 1. When making decisions regarding the expenditure of
3 trust fund moneys affecting soil and water conservation, the
4 secretary of agriculture shall regularly consult with the soil
5 conservation and water quality committee established in section
6 ~~161A.4~~ 161A.4A. When making decisions regarding the expenditure
7 of trust fund moneys affecting natural resources and outdoor
8 recreation, the director of the department of natural resources
9 shall regularly consult with the natural resource commission
10 established pursuant to section 455A.5. When making decisions
11 regarding the expenditure of trust fund moneys affecting
12 trails, the department of transportation shall consult with the
13 state transportation commission as provided in chapter 307A.

14 DIVISION II

15 PROFESSIONAL LAND SURVEYORS — LICENSING

16 Sec. 41. REPEAL. Section 542B.20, Code 2024, is repealed.

17 Sec. 42. TRANSITION PROVISIONS. A license issued pursuant
18 to section 542B.20, Code 2024, prior to the effective date of
19 this division of this Act shall continue in full force and
20 effect until expiration or until suspension or revocation by
21 the engineering and land surveying examining board pursuant to
22 section 542B.21.

23 DIVISION III

24 ESTABLISHMENT AND REVIEW OF BOARDS, COMMISSIONS, COMMITTEES,
25 AND COUNCILS

26 Sec. 43. NEW SECTION. 4A.1 Definitions.

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

29 1. "Board" means any board, commission, committee, council,
30 panel, review team, or foundation of this state.

31 2. "Committee" means the state government efficiency review
32 committee established pursuant to this chapter.

33 3. "Nonhealth profession" means a profession regulated by
34 this state other than as provided in Title IV, subtitle 3.

35 4. "Regulated health profession" means a profession

1 regulated pursuant to Title IV, subtitle 3.

2 5. *“Unregulated health profession”* means a profession
3 pursuant to Title IV, subtitle 3, that is not regulated by any
4 entity of this state.

5 6. *“Unregulated nonhealth profession”* means a profession
6 that is not regulated by any entity of this state and is not an
7 unregulated health profession.

8 Sec. 44. NEW SECTION. **4A.2 Committee — duties.**

9 1. The committee shall carry out the functions provided in
10 this chapter.

11 2. Administrative assistance shall be provided by the
12 legislative services agency.

13 Sec. 45. NEW SECTION. **4A.3 Board reviews.**

14 1. The committee shall review the usefulness, performance,
15 and efficacy of each board as provided in subsection 2. The
16 committee shall hold hearings to receive the testimony of the
17 public, the chief executive officer of the board, and any other
18 person deemed necessary by the committee. After completing a
19 review, the committee shall prepare and publish a report of its
20 findings and recommendations as provided in section 4A.4.

21 2. The committee shall establish a schedule for the
22 committee to review each board such that the committee reviews
23 approximately one-fourth of all boards each calendar year.
24 Each board shall be reviewed once between the calendar years
25 2025 and 2029, and once every four years thereafter. The
26 committee may modify the schedule as necessary to facilitate
27 the efficient administration of the committee.

28 3. A board that is scheduled for review shall submit a
29 report to the committee thirty days prior to the date that it
30 is scheduled for review that includes all of the following
31 information:

32 a. The board’s primary purpose and its goals and objectives.

33 b. The board’s past and anticipated workload, the number of
34 staff required to complete that workload, and the board’s total
35 number of staff.

1 *c.* The board's past and anticipated budgets and its sources
2 of funding.

3 *d.* The number of members that compose the governing board or
4 other governing entity of the board and member compensation,
5 if any.

6 4. A board subject to review shall bear the burden of
7 demonstrating to the committee a public need for its continued
8 existence. In determining whether a board has met that
9 burden, the committee shall consider all of the following, as
10 applicable:

11 *a.* Whether continuation of the board is necessary to protect
12 the health or safety of the public, and if so, whether the
13 board's authority is narrowly tailored to protect against
14 present, recognizable, and significant harms to the health or
15 safety of the public.

16 *b.* Whether the public could be protected or served in an
17 alternate or less restrictive manner.

18 *c.* Whether the board serves a specific private interest.

19 *d.* Whether rules adopted by the board are consistent with
20 the legislative mandate of the board as expressed in the
21 statutes that created and empowered the board.

22 *e.* The extent to which the board's jurisdiction and programs
23 overlap or duplicate those of other boards, the extent to which
24 the board coordinates with those other boards, and the extent
25 to which the board's programs could be consolidated with the
26 programs of other state departments or boards.

27 *f.* The number of other states that regulate the occupation,
28 whether a license is required to engage in the occupation in
29 other states, whether the initial licensing and license renewal
30 requirements for the occupation are substantially equivalent
31 in every state, and the amount of regulation exercised by the
32 board compared to the regulation, if any, in other states.

33 *g.* Whether the board recognizes national uniform licensure
34 requirements for the occupation.

35 *h.* Whether private contractors could be used, in an

1 effective and efficient manner, either to assist the board in
2 the performance of its duties or to perform the board's duties
3 in place of the board.

4 *i.* Whether the operation of the board has inhibited economic
5 growth, reduced efficiency, or increased government costs.

6 *j.* An assessment of the authority of the board regarding
7 fees, inspections, enforcement, and penalties.

8 *k.* The extent to which the board has permitted qualified
9 applicants to serve the public.

10 *l.* The extent to which the board has allowed individuals to
11 practice elements of the occupation without a license.

12 *m.* The cost-effectiveness of the board in terms of the
13 number of employees, services rendered, and administrative
14 costs incurred, both past and present.

15 *n.* Whether the board's operation has been impeded or
16 enhanced by existing statutes and procedures and by budgetary,
17 resource, and personnel practices.

18 *o.* Whether the board has recommended statutory changes to
19 the general assembly that would benefit the public rather than
20 the individuals regulated by the board, if any, and whether the
21 board's recommendations and other policies have been adopted
22 and implemented.

23 *p.* Whether the board has required any individuals subject to
24 the board's regulations to report to the board the impact of
25 board rules and decisions on the public as they affect service
26 costs and service delivery.

27 *q.* Whether individuals regulated by the board, if any, have
28 been required to assess problems in their business operations
29 that affect the public.

30 *r.* Whether the board has encouraged public participation in
31 its rulemaking and decision making.

32 *s.* The efficiency with which formal public complaints filed
33 with the board have been processed to completion.

34 *t.* Whether the purpose for which the board was created has
35 been fulfilled, has changed, or no longer exists.

1 *u.* Whether federal law requires that the board exist in some
2 form.

3 *v.* An assessment of the administrative hearing process of
4 the board if the board has an administrative hearing process,
5 and whether the hearing process is consistent with due process
6 rights.

7 *w.* Whether the requirement for an occupational license
8 is consistent with the principles expressed in section 4A.4,
9 subsection 2, serves the public health or safety, and provides
10 the least restrictive form of regulation that adequately
11 protects the public health or safety.

12 *x.* The extent to which licensing ensures that practitioners
13 have occupational skill sets or competencies that are
14 substantially related to protecting consumers from present,
15 significant, and substantiated harms that threaten the public
16 health or safety, and the impact that those criteria have on
17 applicants for a license, particularly those with moderate or
18 low incomes, seeking to enter the occupation or profession.

19 *y.* The extent to which the requirement for the occupational
20 license stimulates or restricts competition, affects consumer
21 choice, and affects the cost of services.

22 *z.* An assessment of whether changes are needed in the
23 enabling laws of the board in order for the board to comply
24 with the criteria listed in this subsection.

25 Sec. 46. NEW SECTION. **4A.4 Reports.**

26 1. After completing a review of a board pursuant to section
27 4A.3, the committee shall prepare and submit a report of its
28 findings and recommendations by December 21 of each year.
29 A report may include findings and recommendations for more
30 than one board. Copies of the report shall be submitted
31 to the president of the senate, the speaker of the house
32 of representatives, the governor, and each affected board,
33 and shall be made publicly available on the internet site
34 of the general assembly. The committee shall present its
35 recommendations to the general assembly.

1 2. Recommendations of the committee shall indicate how or
2 whether implementation of the recommendations would do each of
3 the following:

4 *a.* Improve efficiency in the management of state government.

5 *b.* Improve services rendered to citizens of the state.

6 *c.* Simplify and improve preparation of the state budget.

7 *d.* Conserve the natural resources of the state.

8 *e.* Promote the orderly growth of the state and its
9 government.

10 *f.* Promote occupational regulations to increase economic
11 opportunities, encourage competition, and encourage innovation.

12 *g.* Provide for the least restrictive regulations by
13 repealing current regulations and replacing them with less
14 restrictive regulations.

15 *h.* Improve the effectiveness of the services performed by
16 the boards of the state.

17 *i.* Avoid duplication of effort by state agencies or boards.

18 *j.* Improve the organization and coordination of the state
19 government.

20 Sec. 47. NEW SECTION. **4A.5 Boards and governmental entities**
21 **— dissolution.**

22 1. Except as provided in subsection 2, an Act of the general
23 assembly establishing a board after the effective date of this
24 division of this Act shall include a dissolution date for the
25 board not more than four years after the establishment of the
26 board.

27 2. An Act of the general assembly establishing a board for
28 the exclusive purpose of providing advice or recommendations
29 after the effective date of this division of this Act shall
30 include a dissolution date of the board not more than two years
31 after the establishment of the board.

32 Sec. 48. NEW SECTION. **4A.6 State government efficiency**
33 **review committee established.**

34 1. A state government efficiency review committee is
35 established which shall meet as necessary to efficiently

1 review all boards according to the schedule established by the
2 committee pursuant to section 4A.3.

3 2. a. The committee shall consist of two members of the
4 senate appointed by the majority leader of the senate, one
5 member of the senate appointed by the minority leader of the
6 senate, two members of the house of representatives appointed
7 by the speaker of the house of representatives, one member of
8 the house of representatives appointed by the minority leader
9 of the house of representatives, an employee of the office
10 of the governor appointed by the governor, the director of
11 the department of management or the director's designee, and
12 the director of the department of inspections, appeals, and
13 licensing, or the director's designee.

14 b. Members shall be appointed prior to January 31 of the
15 first regular session of each general assembly and shall serve
16 for terms ending upon the convening of the following general
17 assembly or when their successors are appointed, whichever is
18 later. A vacancy shall be filled in the same manner as the
19 original appointment and shall be for the remainder of the
20 unexpired term of the vacancy.

21 c. The committee shall elect a chairperson and vice
22 chairperson.

23 3. The legislative members of the committee shall be
24 reimbursed for actual and necessary expenses incurred in the
25 performance of their duties and shall be paid a per diem as
26 specified in section 2.10 for each day in which they engaged
27 in the performance of their duties. However, per diem
28 compensation and expenses shall not be paid to members of the
29 general assembly when the general assembly is actually in
30 session at the seat of government. Expenses and per diem shall
31 be paid from moneys appropriated pursuant to section 2.12.

32 4. Administrative assistance shall be provided by the
33 legislative services agency.

34 Sec. 49. NEW SECTION. 4A.7 Regulation of unregulated health
35 professions.

1 1. An unregulated health profession shall not be subject
2 to regulation by any entity of this state for the purpose of
3 prohibiting competition but may be subject to such regulation
4 only for the exclusive purpose of protecting the public health
5 or safety. All proposed legislation to create a board or
6 commission to regulate an unregulated health profession shall
7 be reviewed by the general assembly to determine that all of
8 the following conditions are met:

9 a. There is credible evidence that the unregulated practice
10 of the unregulated health profession will clearly harm or
11 endanger the public health or safety and the potential for harm
12 is easily recognizable and not remote.

13 b. The public needs and can reasonably be expected
14 to benefit from an assurance of initial and continuing
15 professional ability.

16 c. The public cannot be effectively protected by other means
17 in a more cost-efficient manner.

18 2. Prior to considering proposed legislation to create
19 a board or commission to regulate an unregulated health
20 profession for passage to the floor of the senate or the
21 house of representatives, a legislative standing committee to
22 which proposed legislation to create a board or commission to
23 regulate an unregulated health profession has been referred
24 shall consider whether the conditions in subsection 1 have been
25 met. If the committee finds that the conditions in subsection
26 1 have been met, the committee shall consider whether the
27 legislation is the least restrictive method of regulation
28 to address the specific harm or danger identified in this
29 subsection.

30 3. The legislative standing committee shall submit its
31 findings regarding whether the proposed legislation meets
32 the conditions in subsections 1 and 2 to the president of
33 the senate or the speaker of the house of representatives,
34 as applicable, who shall make the findings available to each
35 member of the general assembly on the internet site of the

1 general assembly.

2 4. This section does not allow a person to practice an
3 unregulated health profession if the profession includes
4 practices within the scope of practice of an existing regulated
5 health profession.

6 Sec. 50. NEW SECTION. **4A.8 Proposed regulation of**
7 **unregulated health professions — written reports.**

8 1. A member of the general assembly introducing proposed
9 legislation to create a board or commission to regulate an
10 unregulated health profession shall submit with the legislation
11 a report, prepared by the legislative services agency,
12 addressing the requirements contained in subsection 2. The
13 report shall be submitted to the president of the senate or the
14 speaker of the house of representatives, as applicable, prior
15 to full consideration of the legislation by the senate or the
16 house of representatives and made available on the internet
17 site of the general assembly.

18 2. The report must address all of the following and identify
19 the source of all information contained in the report:

20 a. Why regulation is necessary, including all of the
21 following:

22 (1) The nature of the proven harm to the public if the
23 unregulated health profession is not regulated and the extent
24 to which there is a threat to the public health or safety.

25 (2) The extent to which a practitioner has autonomy, as
26 indicated by the extent to which the profession calls for the
27 exercise of independent judgment and the extent to which a
28 practitioner is supervised.

29 b. The efforts made to address the problem the legislation
30 is intended to solve, including all of the following:

31 (1) Voluntary efforts, if any, undertaken by members of the
32 profession.

33 (2) Recourse to, and the extent of use of, applicable law
34 and whether the law could be amended to control the problem.

35 c. The alternatives considered, including all of the

1 following:

2 (1) Regulation of business employers or practitioners
3 rather than employee practitioners.

4 (2) Regulation of the program or service rather than
5 individual practitioners.

6 (3) Registration of all practitioners.

7 (4) Certification of all practitioners.

8 (5) Other viable alternatives.

9 (6) If licensing is sought, why licensing would serve to
10 protect the public health or safety.

11 d. The benefit to the public health or safety if regulation
12 is granted, including all of the following:

13 (1) The extent to which the incidence of specific problems
14 present in the unregulated health profession can reasonably be
15 expected to be reduced by regulation.

16 (2) Whether the public can identify qualified
17 practitioners.

18 (3) The extent to which qualified practitioners are
19 competent, including all of the following:

20 (a) The composition, powers, duties, and practices of the
21 proposed regulatory entity.

22 (b) Whether current practitioners of an unregulated health
23 profession will be allowed to continue to practice and whether
24 they will be required to meet the qualifications for the
25 regulated health profession.

26 (c) The nature of the standards proposed for registration,
27 certification, or licensure as compared with the standards in
28 other jurisdictions.

29 (d) Whether the proposed regulatory entity would be
30 authorized to enter into reciprocity agreements with other
31 jurisdictions.

32 (e) The nature and duration of any training and experience
33 required, whether applicants will be required to pass an
34 examination, and whether there will be alternative methods to
35 enter the health profession.

1 (4) Assurances to the public that practitioners have
2 maintained their competence, including all of the following:

3 (a) Whether a registration, certificate, or license will
4 include an expiration date.

5 (b) Whether the renewal of a registration, certificate,
6 or license will be based only on payment of a fee or whether
7 renewal will involve reexamination, peer review, or other
8 enforcement.

9 e. The extent to which regulation might harm the public,
10 including all of the following:

11 (1) The extent to which regulation will restrict entry into
12 the profession, including whether the proposed standards are
13 more restrictive than necessary to ensure a practitioner's safe
14 and effective performance in the practice of the profession.

15 (2) Whether there are professions similar to the
16 unregulated health profession that should be included in, or
17 portions of the unregulated health profession that should be
18 excluded from, the proposed legislation.

19 f. The maintenance of professional standards, including all
20 of the following:

21 (1) Whether effective quality assurance standards exist
22 in the profession such as legal requirements associated with
23 specific programs that define or enforce standards or a code
24 of ethics.

25 (2) How the proposed legislation will ensure quality,
26 including whether a code of ethics will be adopted and the
27 grounds for suspension or revocation of a registration,
28 certificate, or license.

29 g. A description of the group proposed for regulation,
30 including a list of associations, organizations, and other
31 professional groups representing practitioners in this state,
32 an estimate of the number of practitioners in each professional
33 group, and whether the professional groups represent different
34 levels of practice.

35 h. The expected costs of regulation, including the impact of

1 costs on the public and costs imposed on this state.

2 Sec. 51. NEW SECTION. **4A.9 Regulation of unregulated**
3 **nonhealth professions.**

4 1. An unregulated nonhealth profession shall not be
5 regulated except for the exclusive purpose of protecting the
6 public health or safety. All proposed legislation to create
7 a board or commission to regulate an unregulated nonhealth
8 profession shall be reviewed by the legislative standing
9 committee to which the proposed legislation is referred to
10 ensure that all of the following requirements are met:

11 a. The unregulated practice of the nonhealth profession can
12 clearly harm the public health or safety.

13 b. The actual or anticipated public benefit of the
14 regulation clearly exceeds the costs imposed by the regulation
15 on consumers, businesses, and individuals.

16 c. The public needs and can reasonably be expected
17 to benefit from an assurance of initial and continuing
18 professional ability.

19 d. The public cannot be effectively protected by private
20 certification or other alternatives.

21 2. If a legislative standing committee finds that the
22 proposed legislation satisfies the conditions in subsection
23 1, the committee shall examine data from multiple sources and
24 shall consider evidence of actual harm to the public related
25 to the unregulated nonhealth profession being considered for
26 regulation. The evidence may include industry association
27 data; federal, state, and local government data; business
28 reports; complaints to law enforcement, relevant state
29 agencies, and the better business bureau; and data from
30 agencies in other states with and without similar systems of
31 regulation.

32 3. If, after consideration of evidence pursuant to
33 subsection 2, the legislative standing committee finds that it
34 is necessary to create a board or commission to regulate an
35 unregulated nonhealth profession, the committee shall review

1 the proposed legislation to determine whether it is the least
2 restrictive regulation necessary and whether the regulation
3 protects a discrete interest group from economic competition.

4 4. The legislative standing committee shall submit its
5 findings regarding whether the proposed legislation meets the
6 requirements of subsections 1, 2, and 3, to the president of
7 the senate or the speaker of the house of representatives,
8 as applicable, who shall make the findings available to each
9 member of the general assembly on the internet site of the
10 general assembly.

11 5. This section does not allow a person to practice an
12 unregulated nonhealth profession if the profession includes
13 practices within the scope of practice of an existing regulated
14 nonhealth profession.

15 Sec. 52. NEW SECTION. 4A.10 Proposed regulation of
16 unregulated nonhealth professions — written reports.

17 1. A member of the general assembly introducing legislation
18 to regulate an unregulated nonhealth profession shall submit
19 with the legislation a report, prepared by the legislative
20 services agency, addressing the requirements contained in
21 subsection 2. The report shall be submitted to the president
22 of the senate or the speaker of the house of representatives,
23 as applicable, prior to full consideration of the legislation
24 by the senate or the house of representatives and made
25 available on the internet site of the general assembly.

26 2. The report must address all of the following and identify
27 the source of all information contained in the report:

28 a. Why regulation is necessary including what particular
29 problem regulation would address.

30 b. The efforts made to address the problem.

31 c. The alternatives considered.

32 d. The benefit to the public health or safety of regulating
33 the profession.

34 e. The extent to which regulation might harm the public.

35 f. The maintenance of professional standards, including all

1 of the following:

2 (1) Whether effective quality assurance standards exist
3 in the profession such as legal requirements associated with
4 specific programs that define or enforce standards or a code
5 of ethics.

6 (2) How the proposed legislation will assure quality
7 including the extent to which a code of ethics will be
8 adopted and the grounds for the suspension or revocation of a
9 registration, certificate, or license.

10 *g.* A description of the profession proposed for regulation,
11 including a list of associations, organizations, and other
12 professional groups representing practitioners in this state,
13 an estimate of the number of practitioners in each profession,
14 and whether the professional groups represent different levels
15 of practice.

16 *h.* The expected costs of regulation, including the impact of
17 costs on the public and costs imposed on this state.

18 Sec. 53. NEW SECTION. **4A.11 Dissolution of boards.**

19 The committee shall establish a dissolution date for each
20 board existing on the effective date of this division of this
21 Act on a date not sooner than four years after the effective
22 date of this division of this Act. The committee shall
23 establish, on or before December 31, 2024, a schedule for the
24 staggered dates of dissolution of all existing boards to align
25 with the duty to establish a schedule for the review of each
26 board pursuant to section 4A.3, and shall include the schedule
27 in a report submitted to the governor and the general assembly.

28 Sec. 54. **REPEAL.** Sections 2.69 and 3.20, Code 2024, are
29 repealed.

30 Sec. 55. **CODE EDITOR DIRECTIVE — TRANSFERS.**

31 1. The Code editor is directed to make the following
32 transfers:

33 a. Section 69.15 to section 4A.11.

34 b. Section 69.16 to section 4A.12.

35 c. Section 69.16B to section 4A.13.

1 d. Section 69.16C to section 4A.14.

2 e. Section 69.16D to section 4A.15.

3 f. Section 69.16E to section 4A.16.

4 g. Section 69.17 to section 4A.17.

5 2. The Code editor shall correct internal references in the
6 Code and in any enacted legislation as necessary due to the
7 enactment of this section.

8 DIVISION IV

9 PROFESSIONAL BOARDS

10 Sec. 56. Section 10A.503, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. Each board under chapter 100C, 103, 103A, 105, or 147
13 that is under the administrative authority of the department
14 shall receive ~~administrative and clerical~~ staff support from
15 the department and may not employ its own support staff ~~for~~
16 ~~administrative and clerical~~ duties. ~~The executive director~~
17 ~~of the board of nursing, board of medicine, dental board,~~
18 ~~and board of pharmacy shall be appointed pursuant to section~~
19 ~~10A.504.~~

20 Sec. 57. Section 10A.504, subsection 1, unnumbered
21 paragraph 1, Code 2024, is amended to read as follows:

22 The director shall appoint and supervise ~~a full-time~~ an
23 executive director for each of the following boards:

24 Sec. 58. Section 103.4, Code 2024, is amended to read as
25 follows:

26 ~~103.4 Executive secretary — staff and duties~~ Support staff.

27 The director shall ~~appoint an executive secretary for the~~
28 ~~board and shall~~ hire and provide staff to assist the board
29 in administering this chapter. ~~The executive secretary~~
30 ~~shall report to the director for purposes of routine board~~
31 ~~administrative functions, and shall report directly to~~
32 ~~the board for purposes of execution of board policy such~~
33 ~~as application of licensing criteria and processing of~~
34 ~~applications.~~

35 Sec. 59. Section 103.34, subsection 1, Code 2024, is amended

1 to read as follows:

2 1. Upon receipt of a notice of appeal filed pursuant
3 to section 103.33, the chairperson or ~~executive secretary~~
4 administrative staff of the board may designate a hearing
5 officer from among the board members to hear the appeal or
6 may set the matter for hearing before the full board at its
7 next regular meeting. A majority of the board shall make the
8 decision.

9 Sec. 60. Section 147.80, subsection 3, Code 2024, is amended
10 by striking the subsection.

11 Sec. 61. Section 147.87, Code 2024, is amended to read as
12 follows:

13 **147.87 Enforcement.**

14 1. A board shall enforce the provisions of this chapter and
15 the board's enabling statute and for that purpose may request
16 the department of inspections, appeals, and licensing to make
17 necessary investigations. Every licensee and member of a board
18 shall furnish the board or the department of inspections,
19 appeals, and licensing such evidence as the member or licensee
20 may have relative to any alleged violation which is being
21 investigated.

22 2. The department of inspections, appeals, and licensing
23 may administratively close a complaint that does not allege a
24 violation of this chapter, the board's enabling statute, or a
25 rule of the board.

26 Sec. 62. Section 147.88, Code 2024, is amended to read as
27 follows:

28 **147.88 Inspections and investigations.**

29 The department of inspections, appeals, and licensing may
30 perform inspections and investigations as required by this
31 subtitle, ~~except inspections and investigations for the board~~
32 ~~of medicine, board of pharmacy, board of nursing, and the~~
33 ~~dental board. The department of inspections, appeals, and~~
34 ~~licensing shall employ personnel related to the inspection and~~
35 ~~investigative functions.~~

1 Sec. 63. Section 152.2, Code 2024, is amended to read as
2 follows:

3 **152.2 Executive director.**

4 ~~The board shall retain a full-time~~ An executive director,
5 ~~who~~ shall be appointed pursuant to section 10A.504. The
6 executive director shall be a registered nurse. The governor,
7 with the approval of the executive council pursuant to section
8 8A.413, subsection 3, under the pay plan for exempt positions
9 in the executive branch of government, shall set the salary of
10 the executive director.

11 Sec. 64. Section 152E.2, Code 2024, is amended to read as
12 follows:

13 **152E.2 Compact administrator.**

14 ~~The executive director of the board of nursing, as~~
15 ~~provided for in section 152.2,~~ director of the department
16 of inspections, appeals, and licensing, or the director's
17 designee, shall serve as the compact administrator identified
18 in article VII, paragraph "b", of the nurse licensure compact
19 contained in section 152E.1 and as the compact administrator
20 identified in article VIII, paragraph "a", of the advanced
21 practice registered nurse compact contained in section 152E.3.

22 Sec. 65. Section 153.36, subsection 1, Code 2024, is amended
23 to read as follows:

24 1. Sections 147.44, 147.48, 147.49, 147.53, and 147.55, ~~and~~
25 ~~sections 147.87 through 147.92~~ shall not apply to the practice
26 of dentistry.

27 Sec. 66. Section 272C.6, subsection 1, Code 2024, is amended
28 to read as follows:

29 1. Disciplinary hearings held pursuant to this chapter
30 shall be heard by the board sitting as the hearing panel, or
31 by an administrative law judge, or by a panel of not less
32 than three board members who are licensed in the profession,
33 or by a panel of not less than three members appointed
34 pursuant to subsection 2. Notwithstanding chapters 17A and
35 21 a disciplinary hearing shall be open to the public at the

1 discretion of the licensee.

2 Sec. 67. REPEAL. Sections 152.3 and 153.33B, Code 2024,
3 are repealed.

4 DIVISION V

5 LICENSURE STUDIES

6 Sec. 68. LICENSURE RENEWAL CYCLES STUDY. The department of
7 inspections, appeals, and licensing shall review all current
8 licensure renewal cycles for professional and occupational
9 licenses issued by a department, board, commission, or other
10 governmental entity. The department shall submit a report,
11 including proposed recommendations for a uniform renewal cycle
12 for all professional and occupational licenses, to the governor
13 and the general assembly by September 30, 2024.

14 Sec. 69. LICENSURE FEE STUDY.

15 1. The department of inspections, appeals, and licensing
16 shall review fees imposed by a department, board, commission,
17 or other governmental entity for the issuance or renewal of a
18 professional or occupational license. The department shall
19 evaluate the fees based on the licensure fees imposed in
20 surrounding states and the operational costs of the licensing
21 functions of the entity.

22 2. The department shall submit a report, including proposed
23 fees, to the governor and the general assembly by September 30,
24 2024.

25 DIVISION VI

26 ADVISORY BODIES

27 Sec. 70. Section 7E.3, subsection 3, Code 2024, is amended
28 by striking the subsection and inserting in lieu thereof the
29 following:

30 3. *Advisory bodies.* In addition to any boards, commissions,
31 committees, or councils specifically created by law, establish
32 and utilize other ad hoc advisory committees as determined
33 necessary by the head of the department or independent
34 agency. The department or independent agency shall establish
35 appointment provisions, membership terms, operating guidelines,

1 and any other operational requirements for committees
2 established pursuant to this subsection. Members of committees
3 under this general authority shall serve without compensation
4 but may be reimbursed for actual expenses.

5 Sec. 71. Section 15.105, Code 2024, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 12. The authority may establish and utilize
8 such ad hoc advisory committees as determined necessary by
9 the authority. The authority shall establish appointment
10 provisions, membership terms, operating guidelines, and any
11 other operational requirements for committees established
12 pursuant to this subsection. Members of committees established
13 pursuant to this subsection shall serve without compensation
14 but may be reimbursed for actual expenses.

15 Sec. 72. NEW SECTION. 152.3A **Advisory committees.**

16 The board may establish and utilize such ad hoc advisory
17 committees as determined necessary by the board. The board
18 shall establish appointment provisions, membership terms,
19 operating guidelines, and any other operational requirements
20 for committees established pursuant to this section. Members
21 of committees established pursuant to this section shall serve
22 without compensation but may be reimbursed for actual expenses.

23 Sec. 73. Section 153.33, subsection 1, Code 2024, is amended
24 by adding the following new paragraph:

25 NEW PARAGRAPH. *f.* To establish and utilize such ad hoc
26 advisory committees as determined necessary by the board,
27 including an advisory committee on the practice of dental
28 hygiene. The board shall establish appointment provisions,
29 membership terms, operating guidelines, and any other
30 operational requirements for committees established pursuant
31 to this paragraph. Members of committees established pursuant
32 to this paragraph shall serve without compensation but may be
33 reimbursed for actual expenses.

34 Sec. 74. Section 256.7, Code 2024, is amended by adding the
35 following new subsection:

1 NEW SUBSECTION. 35. Establish and utilize such ad hoc
2 advisory committees as determined necessary by the state
3 board. The state board shall establish appointment provisions,
4 membership terms, operating guidelines, and any other
5 operational requirements for committees established pursuant to
6 this subsection. Members of committees established pursuant
7 to this subsection shall serve without compensation but may be
8 reimbursed for actual expenses.

9 Sec. 75. Section 307A.2, Code 2024, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 7. Establish and utilize such ad hoc
12 advisory committees as determined necessary by the commission.
13 The commission shall establish appointment provisions,
14 membership terms, operating guidelines, and any other
15 operational requirements for committees established pursuant to
16 this subsection. Members of committees established pursuant
17 to this subsection shall serve without compensation but may be
18 reimbursed for actual expenses.

19 Sec. 76. Section 455A.5, subsection 6, Code 2024, is amended
20 by adding the following new paragraph:

21 NEW PARAGRAPH. *g.* Establish and utilize such ad hoc
22 advisory committees as determined necessary by the commission.
23 The commission shall establish appointment provisions,
24 membership terms, operating guidelines, and any other
25 operational requirements for committees established pursuant
26 to this paragraph. Members of committees established pursuant
27 to this paragraph shall serve without compensation but may be
28 reimbursed for actual expenses.

29 Sec. 77. Section 455A.6, subsection 6, Code 2024, is amended
30 by adding the following new paragraph:

31 NEW PARAGRAPH. *e.* Establish and utilize such ad hoc
32 advisory committees as determined necessary by the commission.
33 The commission shall establish appointment provisions,
34 membership terms, operating guidelines, and any other
35 operational requirements for committees established pursuant

1 to this paragraph. Members of committees established pursuant
2 to this paragraph shall serve without compensation but may be
3 reimbursed for actual expenses.

4 Sec. 78. Section 904.105, Code 2024, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 9A. Establish and utilize such ad hoc
7 advisory committees as determined necessary by the board. The
8 board shall establish appointment provisions, membership terms,
9 operating guidelines, and any other operational requirements
10 for committees established pursuant to this subsection.
11 Members of committees established pursuant to this subsection
12 shall serve without compensation but may be reimbursed for
13 actual expenses.

14 DIVISION VII

15 ELECTRONIC MEETINGS

16 Sec. 79. Section 21.8, subsection 1, unnumbered paragraph
17 1, Code 2024, is amended to read as follows:

18 A governmental body ~~may conduct a meeting by electronic~~
19 ~~means only in circumstances where such a meeting in person is~~
20 ~~impossible or impractical and only if the governmental body~~
21 complies shall provide for hybrid meetings, teleconference
22 participation, virtual meetings, remote participation, and
23 other hybrid options for the members of the governmental body
24 to participate in official meetings. A governmental body
25 conducting a meeting pursuant to this subsection shall comply
26 with all of the following:

27 Sec. 80. Section 21.8, subsection 1, paragraph c, Code 2024,
28 is amended to read as follows:

29 c. Minutes are kept of the meeting. ~~The minutes shall~~
30 ~~include a statement explaining why a meeting in person was~~
31 ~~impossible or impractical.~~

32 Sec. 81. Section 21.8, Code 2024, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 4. For the purposes of this section:

35 a. *"Hybrid meeting"* means a meeting involving both remote

1 participation and in-person participation by members.

2 *b. "Remote participation"* means real-time participation by
3 a remotely located individual in a meeting which is being held
4 in a different physical location using integrated audio, video,
5 and other digital tools.

6 *c. "Teleconference participation"* means participation using
7 audio conference tools involving multiple participants in at
8 least two separate locations.

9 *d. "Virtual meeting"* means a meeting involving real-time
10 interaction using integrated audio, video, and other digital
11 tools, in which participants do not share a physical location.

12 DIVISION VIII

13 MEETINGS — GENERAL

14 Sec. 82. Section 5.3, Code 2024, is amended to read as
15 follows:

16 **5.3 Organization.**

17 The commissioners shall meet at the state capitol ~~at least~~
18 ~~once in two years~~ as necessary and shall organize by the
19 election of one of their number as chairperson and another
20 as secretary, who shall hold their respective offices for a
21 term of two years and until their successors are elected and
22 qualified.

23 Sec. 83. Section 8.22A, subsection 2, Code 2024, is amended
24 to read as follows:

25 2. The conference shall meet as often as deemed necessary,
26 ~~but shall meet at least three times per year with at least~~
27 ~~one meeting taking place each year in March.~~ The conference
28 may use sources of information deemed appropriate. At each
29 meeting, the conference shall agree to estimates for the
30 current fiscal year and the following fiscal year for the
31 general fund of the state, lottery revenues to be available
32 for disbursement, and from gambling revenues and from interest
33 earned on the cash reserve fund and the economic emergency fund
34 to be deposited in the rebuild Iowa infrastructure fund. At
35 the first meeting taking place each calendar year ~~in March~~, in

1 addition to agreeing to estimates for the current fiscal year
2 and the following fiscal year, the conference shall agree to
3 estimates for the fiscal year beginning July 1 of the following
4 calendar year. Only an estimate for the following fiscal year
5 agreed to by the conference pursuant to subsection 3, 4, or 5,
6 shall be used for purposes of calculating the state general
7 fund expenditure limitation under section 8.54, and any other
8 estimate agreed to shall be considered a preliminary estimate
9 that shall not be used for purposes of calculating the state
10 general fund expenditure limitation.

11 Sec. 84. Section 8.54, subsection 1, paragraph b, Code 2024,
12 is amended to read as follows:

13 *b. "New revenues"* means moneys which are received by the
14 state due to increased tax rates and fees or newly created
15 taxes and fees over and above those moneys which are received
16 due to state taxes and fees which are in effect as of January 1
17 following the ~~December~~ state estimate of the revenue estimating
18 conference due by December 15 pursuant to section 8.22A. "*New*
19 *revenues*" also includes moneys received by the general fund
20 of the state due to new transfers over and above those moneys
21 received by the general fund of the state due to transfers
22 which are in effect as of January 1 following the ~~December~~
23 state estimate of the revenue estimating conference due by
24 December 15 pursuant to section 8.22A. The department of
25 management shall obtain concurrence from the revenue estimating
26 conference on the eligibility of transfers to the general fund
27 of the state which are to be considered as new revenue in
28 determining the state general fund expenditure limitation.

29 Sec. 85. Section 8A.606, Code 2024, is amended to read as
30 follows:

31 **8A.606 Meetings.**

32 The commission shall have its offices at the seat of
33 government but may hold meetings in other locations. The
34 commission shall meet ~~quarterly~~ and at the call of the
35 chairperson.

1 Sec. 86. Section 8A.616, subsection 4, Code 2024, is amended
2 to read as follows:

3 4. *Meetings.* The board shall meet ~~at least three times~~
4 ~~annually and~~ at the call of the chair. ~~At least one meeting~~
5 ~~annually shall be held outside the state capital or in~~
6 ~~conjunction with a meeting of a relevant statewide professional~~
7 ~~organization.~~

8 Sec. 87. Section 10A.601, subsection 3, Code 2024, is
9 amended to read as follows:

10 3. The members of the appeal board shall select a
11 chairperson and vice chairperson from their membership. The
12 appeal board ~~shall meet at least once per month but~~ may meet
13 as often as necessary. Meetings shall be set by a majority of
14 the appeal board or upon the call of the chairperson, or in the
15 chairperson's absence, upon the call of the vice chairperson.
16 The employment appeal board, subject to the approval of the
17 director, may appoint personnel necessary for carrying out its
18 functions and duties.

19 Sec. 88. Section 13A.5, Code 2024, is amended to read as
20 follows:

21 **13A.5 Meetings.**

22 The council ~~shall meet at least four times each year and~~
23 shall hold meetings when called by the chairperson, or in the
24 absence of the chairperson, by the vice chairperson or when
25 called by the chairperson upon the written request of three
26 members of the council. The council shall establish its own
27 procedures and requirements with respect to quorum, place, and
28 conduct of its meetings and other matters.

29 Sec. 89. Section 23.3, subsection 7, Code 2024, is amended
30 to read as follows:

31 7. The board shall meet ~~at least quarterly and~~ at the call
32 of the chairperson.

33 Sec. 90. Section 24.26, subsection 2, Code 2024, is amended
34 to read as follows:

35 2. The ~~annual meeting of the state board shall be held on~~

1 ~~the second Tuesday of January in each year meet as necessary.~~
2 ~~At each annual meeting the~~ The state board shall organize by
3 the election from its members of a chairperson and a vice
4 chairperson; and by appointing a secretary. Two members of
5 the state board constitute a quorum for the transaction of any
6 business.

7 Sec. 91. Section 47.8, subsection 1, unnumbered paragraph
8 1, Code 2024, is amended to read as follows:

9 A state voter registration commission is established which
10 shall meet ~~at least quarterly~~ as necessary to make and review
11 policy, adopt rules, and establish procedures to be followed by
12 the registrar in discharging the duties of that office, and to
13 promote interagency cooperation and planning.

14 Sec. 92. Section 80B.9, Code 2024, is amended to read as
15 follows:

16 **80B.9 Meetings.**

17 The council ~~shall meet at least four times each year and~~
18 shall hold ~~special~~ meetings when called by the chairperson or,
19 in the absence of the chairperson, by the vice chairperson,
20 or by the chairperson upon written request of five members
21 of the council. The council shall establish procedures and
22 requirements with respect to quorum, place, and conduct of
23 meetings.

24 Sec. 93. Section 99D.6, subsection 1, Code 2024, is amended
25 to read as follows:

26 1. The commission shall have its headquarters in the city of
27 Des Moines and shall meet ~~in July of each year and at other~~ such
28 times and places as it finds necessary for the discharge of its
29 duties. The commission shall elect in July of each year one of
30 its members as chairperson for the succeeding year.

31 Sec. 94. Section 99G.8, subsection 11, Code 2024, is amended
32 to read as follows:

33 11. The board shall meet ~~at least quarterly and at such~~
34 ~~other times~~ upon call of the chairperson or the chief executive
35 officer. Notice of the time and place of each board meeting

1 shall be given to each member. The board shall also meet upon
2 call of three or more of the board members. The board shall
3 keep accurate and complete records of all its meetings.

4 Sec. 95. Section 103.2, subsection 3, paragraph b, Code
5 2024, is amended to read as follows:

6 ~~b. The board shall hold at least one meeting quarterly at~~
7 ~~the location of the board's principal office, and meetings~~
8 Meetings shall be called ~~at other times~~ as needed by the
9 chairperson or four members of the board. At any meeting of
10 the board, a majority of members constitutes a quorum.

11 Sec. 96. Section 103.34, subsection 1, Code 2024, is amended
12 to read as follows:

13 1. Upon receipt of a notice of appeal filed pursuant to
14 section 103.33, the chairperson or executive secretary of the
15 board may designate a hearing officer from among the board
16 members to hear the appeal or may set the matter for hearing
17 before the full board at its next ~~regular~~ scheduled meeting. A
18 majority of the board shall make the decision.

19 Sec. 97. Section 123.6, Code 2024, is amended to read as
20 follows:

21 **123.6 Commission meetings.**

22 The commission shall meet on or before July 1 of each year
23 for the purpose of selecting one of its members as chairperson
24 for the succeeding year. The commission shall ~~otherwise~~ meet
25 ~~quarterly~~ ~~or~~ at the call of the chairperson or director or when
26 three members file a written request for a meeting. Written
27 notice of the time and place of each meeting shall be given to
28 each member of the commission. A majority of the commission
29 members shall constitute a quorum.

30 Sec. 98. Section 124E.5, subsection 2, Code 2024, is amended
31 to read as follows:

32 2. The medical cannabidiol board shall convene ~~at least~~
33 ~~twice per year~~ as necessary.

34 Sec. 99. Section 169.5, subsections 3 and 4, Code 2024, are
35 amended to read as follows:

1 3. ~~The board shall meet at least once each year as~~
2 ~~determined by the board. Other necessary~~ Necessary meetings
3 may be called by the president of the board by giving
4 proper notice. Except as provided, a majority of the board
5 constitutes a quorum. Meetings shall be open and public except
6 that the board may meet in closed session to prepare, approve,
7 administer, or grade examinations, or to deliberate the
8 qualifications of an applicant for license or the disposition
9 of a proceeding to discipline a licensed veterinarian.

10 4. ~~At its annual meeting, the~~ The board shall organize
11 by electing a president and such other officers as may be
12 necessary. Officers of the board serve for terms of one year
13 and until a successor is elected, without limitation on the
14 number of terms an officer may serve. The president shall
15 serve as chairperson of board meetings. The person designated
16 as the state veterinarian shall serve as secretary of the
17 board.

18 Sec. 100. Section 182.13, Code 2024, is amended to read as
19 follows:

20 **182.13 Compensation — meetings.**

21 Members of the board may receive payment for their
22 actual expenses and travel in performing official board
23 functions. Payment shall be made from amounts collected from
24 the assessment. No member of the board shall be a salaried
25 employee of the board or any organization or agency receiving
26 funds from the board. The board shall meet at ~~least once every~~
27 ~~three months, and at other~~ such times as it deems necessary.

28 Sec. 101. Section 184.7, subsection 4, Code 2024, is amended
29 to read as follows:

30 4. The council shall meet at ~~least once every three~~
31 ~~months and at other~~ such times as the council determines are
32 necessary.

33 Sec. 102. Section 185.14, Code 2024, is amended to read as
34 follows:

35 **185.14 Compensation — meetings.**

1 Each director of the board shall receive a per diem of one
2 hundred dollars and actual expenses in performing official
3 board functions, notwithstanding section 7E.6. A director of
4 the board shall not be a salaried employee of the board or
5 any organization or agency which is receiving moneys from the
6 board. The board shall meet ~~at least four times each year~~ as
7 necessary.

8 Sec. 103. Section 185C.14, subsection 3, Code 2024, is
9 amended to read as follows:

10 3. The board shall meet ~~at least three times each year, and~~
11 ~~at such other times as deemed necessary by the board.~~

12 Sec. 104. Section 186.1, Code 2024, is amended to read as
13 follows:

14 **186.1 Meetings and organization of society.**

15 The Iowa state horticulture society shall hold meetings ~~each~~
16 ~~year, at times as it may fix,~~ as necessary for the transaction
17 of business. The officers and board of directors of the
18 society shall be chosen as provided for in the constitution
19 of the society, for the period and in the manner prescribed
20 therein, but the secretary of agriculture or the secretary's
21 designee shall be a member of the board of directors and of
22 the executive committee. Any vacancy in the offices filled by
23 the society may be filled by the executive committee for the
24 unexpired portion of the term.

25 Sec. 105. Section 217.4, Code 2024, is amended to read as
26 follows:

27 **217.4 Meetings of council.**

28 ~~The council shall meet at least monthly. Additional~~
29 ~~meetings~~ Meetings shall be called by the chairperson or upon
30 written request of any three council members as necessary to
31 carry out the duties of the council. The chairperson shall
32 preside at all meetings or in the absence of the chairperson
33 the vice chairperson shall preside. The members of the council
34 shall be paid a per diem as specified in section 7E.6 and their
35 reasonable and necessary expenses.

1 Sec. 106. Section 237.16, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. The members of the state board shall annually select a
4 chairperson, vice chairperson, and other officers the members
5 deem necessary. The members may be entitled to receive
6 reimbursement for actual and necessary expenses incurred in
7 the performance of their duties, subject to available funding.
8 Each member of the board may also be eligible to receive
9 compensation as provided in section 7E.6. The state board
10 shall meet ~~at least twice a year~~ as necessary.

11 Sec. 107. Section 256.32, subsection 3, Code 2024, is
12 amended to read as follows:

13 3. The duties of the council are to review, develop,
14 and recommend standards for secondary and postsecondary
15 agricultural education. The council shall annually issue a
16 report to the state board of education and the chairpersons
17 of the house and senate agriculture and education committees
18 regarding both short-term and long-term curricular standards
19 for agricultural education and the council's activities. The
20 council shall meet ~~a minimum of twice annually~~ as necessary,
21 and must have a quorum consisting of a majority of voting
22 members present to hold an official meeting and to take any
23 final council action. However, hearings may be held without
24 a quorum. The chairperson shall be elected annually by and
25 from the voting membership. The initial organizational meeting
26 shall be called by the director of the department of education.

27 Sec. 108. Section 256.83, subsection 1, Code 2024, is
28 amended to read as follows:

29 1. The board shall elect from among its members a president
30 and a vice president to serve a one-year term. The board
31 shall meet ~~at least four times annually and shall~~ hold special
32 meetings at the call of the president or in the absence of
33 the president by the vice president or by the president upon
34 written request of four members. The board shall establish
35 procedures and requirements relating to quorum, place, and

1 conduct of meetings.

2 Sec. 109. Section 256I.3, subsection 4, Code 2024, is
3 amended to read as follows:

4 4. The state board shall elect a chairperson from among the
5 citizen members and may select other officers from the voting
6 members as determined to be necessary by the board. The board
7 shall meet ~~regularly~~ as determined by the board, upon the call
8 of the board's chairperson, or upon the call of a majority of
9 voting members. ~~The board shall meet at least quarterly.~~

10 Sec. 110. Section 262.8, Code 2024, is amended to read as
11 follows:

12 **262.8 Meetings.**

13 ~~The board shall meet four times a year. Special meetings~~
14 Meetings may be called by the board, by the president of the
15 board, or by the executive director of the board upon written
16 request of any five members thereof.

17 Sec. 111. Section 267.5, subsection 2, Code 2024, is amended
18 to read as follows:

19 2. ~~Hold a meeting twice each year~~ Meet as necessary at Iowa
20 state university of science and technology. The council shall
21 meet with the faculty of the college of veterinary medicine.
22 The council may hold other such meetings as the council may
23 determine necessary, or as required by section 267.6. An
24 action taken by the council shall not be valid unless agreed to
25 by a majority of the council members.

26 Sec. 112. Section 455A.5, subsection 4, Code 2024, is
27 amended to read as follows:

28 4. The commission shall hold an organizational meeting
29 within thirty days of the beginning of a new regular term for
30 one or more of its members. The commission shall organize by
31 electing a chairperson, vice chairperson, secretary, and any
32 other officers deemed necessary or desirable. The commission
33 shall also meet ~~at least quarterly throughout the year~~ as
34 necessary.

35 Sec. 113. Section 455A.6, subsection 4, Code 2024, is

1 amended to read as follows:

2 4. The commission shall hold an organizational meeting
3 within thirty days of the beginning of a new regular term for
4 one or more of its members. The commission shall organize by
5 electing a chairperson, vice chairperson, secretary, and any
6 other officers deemed necessary or desirable. The commission
7 shall also meet at least quarterly throughout the year as
8 necessary.

9 Sec. 114. Section 465C.5, Code 2024, is amended to read as
10 follows:

11 **465C.5 Organization.**

12 The board shall organize annually by the election of a
13 chairperson. The board shall meet ~~annually and~~ at such ~~other~~
14 times as it deems necessary. Meetings may be called by the
15 chairperson, and shall be called by the chairperson on the
16 request of three members of the board.

17 Sec. 115. Section 466B.3, subsection 5, paragraph a, Code
18 2024, is amended to read as follows:

19 a. The council shall be convened by the secretary of
20 agriculture ~~at least quarterly~~ as necessary.

21 Sec. 116. Section 481A.10A, subsection 3, Code 2024, is
22 amended to read as follows:

23 3. The committee shall meet with a representative of the
24 department of natural resources ~~on a semiannual basis~~ as
25 necessary. The committee shall serve without compensation or
26 reimbursement for expenses.

27 Sec. 117. Section 524.205, subsection 5, Code 2024, is
28 amended to read as follows:

29 5. The state banking council shall meet ~~at least once each~~
30 ~~calendar quarter on such date and at such place as the council~~
31 ~~may decide, and shall meet~~ at such ~~other~~ times as may be deemed
32 necessary by the superintendent or a majority of the council
33 members.

34 Sec. 118. Section 533.107, subsection 3, Code 2024, is
35 amended to read as follows:

1 3. The review board ~~shall meet at least four times each year~~
2 ~~and~~ shall hold ~~special~~ meetings at the call of the chairperson.
3 Four members constitute a quorum.

4 Sec. 119. Section 542B.9, Code 2024, is amended to read as
5 follows:

6 **542B.9 Organization of the board — staff.**

7 The board shall elect annually from its members a
8 chairperson and a vice chairperson. The director of the
9 department of inspections, appeals, and licensing shall
10 hire and provide staff to assist the board in implementing
11 this chapter. ~~The board shall hold at least one meeting at~~
12 ~~the location of the board's principal office, and meetings~~
13 Meetings shall be called ~~at other times~~ by the director or the
14 director's designee at the request of the chairperson or four
15 members of the board. At any meeting of the board, a majority
16 of members constitutes a quorum.

17 Sec. 120. Section 543B.50, Code 2024, is amended to read as
18 follows:

19 **543B.50 Meetings.**

20 The real estate commission shall ~~hold at least one meeting~~
21 ~~per year~~ meet as necessary at the location of the commission's
22 principal office and shall elect a chairperson annually. A
23 majority of the members of the commission shall constitute a
24 quorum.

25 Sec. 121. Section 543D.4, subsection 7, Code 2024, is
26 amended to read as follows:

27 7. The board shall ~~meet at least once each calendar quarter~~
28 as necessary to conduct its business.

29 Sec. 122. Section 904.106, Code 2024, is amended to read as
30 follows:

31 **904.106 Meetings — expenses.**

32 ~~The board shall meet at least quarterly throughout the year.~~
33 ~~Special meetings~~ Meetings may be called by the chairperson
34 or upon written request of any three members of the board.
35 The chairperson shall preside at all meetings or in the

1 chairperson's absence, the vice chairperson shall preside. The
2 members of the board shall be paid their actual expenses while
3 attending the meetings. Each member of the board may also be
4 able to receive compensation as provided in section 7E.6.

5 Sec. 123. Section 905.3, subsection 1, paragraph b, Code
6 2024, is amended to read as follows:

7 *b.* The district advisory board shall meet ~~not more often~~
8 ~~than quarterly during the calendar year~~ as necessary.

9 DIVISION IX

10 REORGANIZATION

11 Sec. 124. Section 7E.5, subsection 2, paragraph a, Code
12 2024, is amended to read as follows:

13 *a.* There is a civil rights commission, ~~a public employment~~
14 ~~relations board, an interstate cooperation commission,~~ an Iowa
15 ethics and campaign disclosure board, an Iowa utilities board,
16 and an Iowa law enforcement academy.

17 Sec. 125. Section 8A.201, subsection 3, paragraph b, Code
18 2024, is amended to read as follows:

19 *b.* Materials excluded from this definition by ~~the commission~~
20 ~~through the adoption and enforcement of rules~~ rule.

21 Sec. 126. Section 8A.203, subsections 3 and 4, Code 2024,
22 are amended to read as follows:

23 3. The commission shall ~~adopt~~ provide advice and
24 recommendations on the adoption of rules under chapter 17A by
25 the department for carrying out the responsibilities of the
26 department as it relates to library services duties of the
27 department.

28 4. ~~Advise~~ The commission shall advise the department and the
29 state librarian concerning the library services duties of the
30 department.

31 Sec. 127. Section 8A.206, subsection 2, paragraphs a and d,
32 Code 2024, are amended to read as follows:

33 *a.* Operate the law library which shall be maintained in the
34 state capitol or in rooms convenient to the state supreme court
35 and which shall be available for free use by the residents of

1 Iowa under rules the ~~commission~~ department adopts.

2 *d.* Perform other duties imposed by law or by the rules of
3 the ~~commission~~ department.

4 Sec. 128. Section 8A.207, subsection 1, Code 2024, is
5 amended to read as follows:

6 1. Manage the state data center program to make United
7 States census data available to the residents of Iowa under
8 rules the ~~commission~~ department adopts.

9 Sec. 129. Section 8A.209, subsection 1, Code 2024, is
10 amended to read as follows:

11 1. An enrich Iowa program is established in the department
12 to provide direct state assistance to public libraries, to
13 support the open access and access plus programs, to provide
14 public libraries with an incentive to improve library services
15 that are in compliance with performance measures, and to
16 reduce inequities among communities in the delivery of library
17 services based on performance measures adopted by rule by the
18 ~~commission~~ department. The ~~commission~~ department shall adopt
19 rules governing the allocation of ~~funds~~ moneys appropriated by
20 the general assembly for purposes of this section to provide
21 direct state assistance to eligible public libraries. A public
22 library is eligible for ~~funds~~ moneys under this subchapter
23 if it is in compliance with the ~~commission's~~ department's
24 performance measures.

25 Sec. 130. Section 8A.412, subsection 11, Code 2024, is
26 amended to read as follows:

27 11. Professional employees under the supervision of the
28 attorney general, the state public defender, the secretary of
29 state, the auditor of state, and the treasurer of state, ~~and~~
30 ~~the public employment relations board~~.

31 Sec. 131. Section 8A.415, subsection 1, paragraph b, Code
32 2024, is amended to read as follows:

33 *b.* If not satisfied, the employee may, within thirty
34 calendar days following the director's response, file an appeal
35 with the ~~public employment relations~~ appeal board. The hearing

1 shall be conducted in accordance with the rules of the ~~public~~
2 employment ~~relations~~ appeal board and the Iowa administrative
3 procedure Act, chapter 17A. Decisions rendered shall be based
4 upon a standard of substantial compliance with this subchapter
5 and the rules of the department. Decisions by the ~~public~~
6 employment ~~relations~~ appeal board constitute final agency
7 action.

8 Sec. 132. Section 8A.415, subsection 2, paragraph b, Code
9 2024, is amended to read as follows:

10 *b.* If not satisfied, the employee may, within thirty
11 calendar days following the director's response, file an
12 appeal with the ~~public~~ employment ~~relations~~ appeal board. The
13 employee has the right to a hearing closed to the public,
14 unless a public hearing is requested by the employee. The
15 hearing shall otherwise be conducted in accordance with the
16 rules of the ~~public~~ employment ~~relations~~ appeal board and the
17 Iowa administrative procedure Act, chapter 17A. If the ~~public~~
18 employment ~~relations~~ appeal board finds that the action taken
19 by the appointing authority was for political, religious,
20 racial, national origin, sex, age, or other reasons not
21 constituting just cause, the employee may be reinstated without
22 loss of pay or benefits for the elapsed period, or the ~~public~~
23 employment ~~relations~~ appeal board may provide other appropriate
24 remedies. Decisions by the ~~public~~ employment ~~relations~~ appeal
25 board constitute final agency action.

26 Sec. 133. Section 8A.703, subsection 1, Code 2024, is
27 amended to read as follows:

28 1. A state historical society board of trustees is
29 established consisting of ~~twelve~~ seven members selected as
30 follows:

31 *a.* ~~Three~~ Two members shall be elected by the members of the
32 state historical society according to rules established by the
33 board of trustees.

34 ~~*b.* The governor shall appoint one member from each of the~~
35 ~~state's congressional districts established under section 40.1.~~

1 ~~e.~~ b. The governor shall appoint five members from the
2 state at large, considering but not requiring geographical
3 diversity, at least ~~two~~ one of whom shall be on the faculty of
4 a college or university in the state engaged in a discipline
5 related to the activities of the historical society.

6 Sec. 134. Section 8A.707, subsection 1, Code 2024, is
7 amended by adding the following new paragraphs:

8 NEW PARAGRAPH. *f.* Serve as the central advisory body for
9 historical records planning in the state and as a coordinating
10 body to facilitate cooperation among historical records
11 repositories and other information agencies within the state.

12 NEW PARAGRAPH. *g.* Serve as a state level review body
13 for grant proposals submitted to the national historical
14 publications and records commission.

15 Sec. 135. Section 8A.707, Code 2024, is amended by adding
16 the following new subsection:

17 NEW SUBSECTION. 4. The state historical society board of
18 trustees may:

19 *a.* Serve in an advisory capacity to the state records
20 commission, the state archives and records program, and other
21 statewide archival or records agencies.

22 *b.* Seek moneys from the national historical publications
23 and records commission or other grant-funding bodies for
24 sponsoring and publishing surveys of the conditions and needs
25 of historical records in the state; for developing, revising,
26 and distributing funding priorities for historical records
27 projects in Iowa; for implementing projects to be carried out
28 in the state for the preservation of historical records and
29 publications; or for reviewing, through reports and otherwise,
30 the operation and progress of records projects in the state.

31 Sec. 136. Section 8D.3, subsection 3, paragraphs b and d,
32 Code 2024, are amended to read as follows:

33 ~~*b.* Adopt rules pursuant to chapter 17A as deemed appropriate~~
34 ~~and necessary, and directly related to the implementation~~
35 ~~and administration of the duties of the commission.~~

1 ~~The commission, in consultation with the department of~~
2 ~~administrative services, shall also adopt and provide for~~
3 ~~standard communications procedures and policies relating to~~
4 ~~the use of the network which recognize, at a minimum, the need~~
5 ~~for reliable communications services. Provide advice and~~
6 ~~recommendations to the director for the adoption of rules as~~
7 ~~provided in section 8D.4.~~

8 ~~d. Review and approve for adoption, rules as proposed~~
9 ~~and submitted by an authorized user group necessary for the~~
10 ~~authorized user group's access and use of the network. The~~
11 ~~commission may refuse to approve and adopt a proposed rule,~~
12 ~~and upon such refusal, shall return the proposed rule to the~~
13 ~~respective authorized user group proposing the rule with a~~
14 ~~statement indicating the commission's reason for refusing to~~
15 ~~approve and adopt the rule. Provide advice and recommendations~~
16 ~~to the director for the review and adoption of rules proposed~~
17 ~~and submitted by an authorized user group.~~

18 Sec. 137. Section 8D.4, Code 2024, is amended to read as
19 follows:

20 **8D.4 Executive director appointed.**

21 1. ~~The commission governor~~ shall appoint an executive
22 director of the commission, subject to confirmation by the
23 senate. Such individual shall not serve as a member of the
24 commission. The executive director shall serve at the pleasure
25 of the ~~commission governor~~. The executive director shall be
26 selected primarily for administrative ability and knowledge
27 in the field, without regard to political affiliation. The
28 governor shall establish the salary of the executive director
29 within the applicable salary range as established by the
30 general assembly. The salary and support of the executive
31 director shall be paid from funds moneys deposited in the Iowa
32 communications network fund.

33 2. ~~The director shall adopt rules pursuant to chapter 17A~~
34 ~~for the implementation and administration of the duties of the~~
35 ~~commission. The director, in consultation with the department~~

1 of administrative services, shall also adopt and provide for
2 standard communications procedures and policies relating to the
3 use of the network which recognize, at a minimum, the need for
4 reliable communications services. The director shall review
5 and approve for adoption rules as proposed and submitted by
6 an authorized user group necessary for the authorized user
7 group's access and use of the network. The director may refuse
8 to approve and adopt a proposed rule, and upon such refusal,
9 shall return the proposed rule to the respective authorized
10 user group proposing the rule with a statement indicating the
11 director's reason for refusing to approve and adopt the rule.

12 Sec. 138. Section 8D.9, subsection 2, paragraph b, Code
13 2024, is amended to read as follows:

14 b. A private or public agency, other than an institution
15 under the control of the state board of regents, a private
16 college or university, or a nonpublic school, shall petition
17 the commission for a waiver of the requirement to use the
18 network as provided in paragraph "a", if the agency determines
19 that paragraph "a", subparagraph (1) or (2), applies. The
20 ~~commission~~ director shall establish by rule a review process
21 for determining, upon application of an authorized user,
22 whether paragraph "a", subparagraph (1) or (2), applies. An
23 authorized user found by the commission to be under contract
24 for such services as provided in paragraph "a", subparagraph
25 (2), shall not enter into another contract upon the expiration
26 of such contract, but shall utilize the network for such
27 services as provided in this section unless paragraph "a",
28 subparagraph (1), applies. A waiver approved by the commission
29 may be for a period as requested by the private or public
30 agency of up to three years.

31 Sec. 139. Section 10A.104, subsection 2, Code 2024, is
32 amended to read as follows:

33 2. Appoint the administrators of the divisions within
34 the department and all other personnel deemed necessary for
35 the administration of this chapter, except the state public

1 defender, assistant state public defenders, administrator of
2 the racing and gaming commission, labor commissioner, workers'
3 compensation commissioner, director of the Iowa ~~state~~ office of
4 civil rights ~~commission~~, and members of the employment appeal
5 board. All persons appointed and employed in the department
6 are covered by the provisions of chapter 8A, subchapter IV, but
7 persons not appointed by the director are exempt from the merit
8 system provisions of chapter 8A, subchapter IV.

9 Sec. 140. Section 12.72, subsection 1, Code 2024, is amended
10 to read as follows:

11 1. A vision Iowa fund is created and established as a
12 separate and distinct fund in the state treasury. The moneys
13 in the fund are appropriated to the ~~enhance Iowa economic~~
14 development authority board for purposes of the vision Iowa
15 program established in section 15F.302. Moneys in the fund
16 shall not be subject to appropriation for any other purpose by
17 the general assembly, but shall be used only for the purposes
18 of the vision Iowa fund. The treasurer of state shall act as
19 custodian of the fund and disburse moneys contained in the
20 fund as directed by the ~~enhance Iowa economic development~~
21 authority board, including automatic disbursements of funds
22 received pursuant to the terms of bond indentures and documents
23 and security provisions to trustees. The fund shall be
24 administered by the ~~enhance Iowa economic development authority~~
25 board which shall make expenditures from the fund consistent
26 with the purposes of the vision Iowa program without further
27 appropriation. An applicant under the vision Iowa program
28 shall not receive more than seventy-five million dollars in
29 financial assistance from the fund.

30 Sec. 141. Section 12.75, subsection 1, Code 2024, is amended
31 to read as follows:

32 1. The ~~enhance Iowa economic development authority~~ board
33 may undertake a project for two or more applicants jointly
34 or for any combination of applicants, and may combine for
35 financing purposes, with the consent of all of the applicants

1 which are involved, the project and some or all future projects
2 of any applicant, and section 12.71, Code 2020, sections 12.72
3 and 12.74, this section, and sections 12.76 and 12.77 apply to
4 and for the benefit of the ~~enhance Iowa~~ economic development
5 authority board and the joint applicants. However, the money
6 set aside in a fund or funds pledged for any series or issue
7 of bonds or notes shall be held for the sole benefit of the
8 series or issue separate and apart from money pledged for
9 another series or issue of bonds or notes of the treasurer
10 of state. To facilitate the combining of projects, bonds or
11 notes may be issued in series under one or more resolutions or
12 trust agreements and may be fully open-ended, thus providing
13 for the unlimited issuance of additional series, or partially
14 open-ended, limited as to additional series.

15 Sec. 142. Section 12C.6, subsection 2, paragraphs a, c, d,
16 e, and f, Code 2024, are amended to read as follows:

17 ~~a. A committee composed of the superintendent of banking,~~
18 ~~the superintendent of credit unions, the auditor of state or~~
19 ~~a designee, and the treasurer of state shall meet on or about~~
20 ~~the first of each month or at other times as the committee~~
21 ~~may prescribe and by majority action~~ The treasurer of state,
22 in consultation with subject matter experts as needed, shall
23 establish a minimum rate to be earned on state funds placed in
24 time deposits.

25 ~~c.~~ An interest rate established by the ~~committee~~ treasurer
26 of state under this section shall be in effect commencing
27 on the eighth calendar day following the day the rate is
28 established and until a different rate is established and takes
29 effect.

30 ~~d.~~ The ~~committee~~ treasurer of state shall give advisory
31 notice of an interest rate established under this section.
32 This notice may be given by publication in one or more
33 newspapers, by publication in the Iowa administrative bulletin,
34 by ordinary mail to persons directly affected, by any other
35 method determined by the ~~committee~~ treasurer of state, or by

1 a combination of these. In all cases, the notice shall be
2 published in the Iowa administrative bulletin.

3 e. The notice shall contain the following words:

4 The rate of interest has been determined by ~~a committee~~ the
5 treasurer of state of the state of Iowa to be the minimum
6 interest rate that shall be paid on public funds deposited in
7 approved financial institutions. To be eligible to accept
8 deposits of public funds of the state of Iowa, a financial
9 institution shall demonstrate a commitment to serve the
10 needs of the local community in which it is chartered to do
11 business. These needs include credit services as well as
12 deposit services. All such financial institutions are required
13 to provide the ~~committee~~ treasurer of state with a written
14 description of their commitment to provide credit services in
15 the community. This statement is available for examination by
16 citizens.

17 f. The notice shall also provide the name and address of a
18 state official to whom inquiries can be sent. Actions of the
19 ~~committee~~ treasurer of state under this section and section
20 12C.6A are exempt from chapter 17A.

21 Sec. 143. Section 12C.6A, subsection 2, Code 2024, is
22 amended to read as follows:

23 2. In addition to establishing a minimum interest rate for
24 public funds pursuant to section 12C.6, ~~the committee composed~~
25 ~~of the superintendent of banking, the superintendent of credit~~
26 ~~unions, the auditor of state or a designee, and the treasurer~~
27 ~~of state,~~ in consultation with subject matter experts as
28 needed, shall develop a list of financial institutions eligible
29 to accept state public funds. The ~~committee~~ treasurer of state
30 shall require that a financial institution seeking to qualify
31 for the list shall annually provide the ~~committee~~ treasurer
32 of state a written statement that the financial institution
33 has complied with the requirements of this chapter and has a
34 commitment to community reinvestment consistent with the safe
35 and sound operation of a financial institution, unless the

1 financial institution has received a rating of satisfactory
2 or higher pursuant to the federal Community Reinvestment
3 Act, 12 U.S.C. §2901 et seq., and such rating is certified
4 to the ~~committee~~ treasurer of state by the superintendent of
5 banking. To qualify for the list, a financial institution must
6 demonstrate a continuing commitment to meet the credit needs of
7 the local community in which it is chartered.

8 Sec. 144. Section 12C.6A, subsection 3, unnumbered
9 paragraph 1, Code 2024, is amended to read as follows:

10 The ~~committee~~ treasurer of state may require a financial
11 institution to provide public notice inviting the public to
12 submit comments to the financial institution regarding its
13 community lending activities. Each financial institution shall
14 maintain a file open to public inspection which contains public
15 comments received on its community investment activities, and
16 the financial institution's response to those comments. The
17 ~~committee~~ treasurer of state shall adopt procedures for both
18 of the following:

19 Sec. 145. Section 12C.6A, subsection 4, unnumbered
20 paragraph 1, Code 2024, is amended to read as follows:

21 At least once a year the ~~committee~~ treasurer of state
22 shall review any challenges that have been filed pursuant
23 to subsection 3. The ~~committee~~ treasurer of state may hold
24 a public hearing to consider the challenge. In considering
25 a challenge, the ~~committee~~ treasurer of state shall review
26 documents filed with federal regulatory authorities pursuant to
27 the Community Reinvestment Act, 12 U.S.C. §2901 et seq., and
28 regulations adopted pursuant to the Act, as amended to January
29 1, 1990. In addition, consistent with the confidentiality of
30 financial institution records the ~~committee~~ treasurer of state
31 shall consider other factors including, but not limited to, the
32 following:

33 Sec. 146. Section 12C.6A, subsection 5, Code 2024, is
34 amended to read as follows:

35 5. a. A person who believes a bank has failed to meet its

1 community reinvestment responsibility may file a complaint with
2 the ~~committee~~ treasurer of state detailing the basis for that
3 belief.

4 ~~b. If any committee member, in the member's discretion,~~
5 the treasurer of state, in the treasurer's discretion, finds
6 that the complaint has merit, the ~~member~~ treasurer of state may
7 order the bank alleged to have failed to meet its community
8 reinvestment responsibility to attend and participate in a
9 meeting with the complainant. The ~~committee member~~ treasurer
10 of state may specify who, at minimum, shall represent the bank
11 at the meeting. At the meeting, or at any other time, the bank
12 may, but is not required to, enter into an agreement with a
13 complainant to correct alleged failings.

14 ~~c. A majority of the committee~~ The treasurer of state may
15 order a bank against which a complaint has been filed pursuant
16 to this subsection, to disclose such additional information
17 relating to community reinvestment as required by the order of
18 the ~~majority of the committee~~ treasurer of state.

19 ~~d.~~ This subsection does not preempt any other remedies
20 available under statutory or common law available to the
21 ~~committee~~ treasurer of state, the superintendent of banking, or
22 aggrieved persons to cure violations of this section or chapter
23 524, or rules adopted pursuant to this section or chapter 524.
24 The ~~committee~~ treasurer of state may conduct a public hearing
25 as provided in subsection 4 based upon the same complaint. An
26 order finding merit in a complaint and ordering a meeting is
27 not an election of remedies.

28 Sec. 147. Section 15.105, subsection 1, paragraph a,
29 subparagraph (1), Code 2024, is amended to read as follows:

30 (1) The powers of the authority are vested in and shall
31 be exercised by a board of eleven voting members selected at
32 large and appointed by the governor subject to confirmation
33 by the senate. ~~The voting members shall be comprised of the~~
34 ~~following:~~

35 ~~(a) Two members from each United States congressional~~

1 ~~district established under section 40.1 in the state.~~

2 ~~(b) Three members selected at large.~~

3 Sec. 148. Section 15.108, subsection 5, paragraph c, Code
4 2024, is amended to read as follows:

5 c. Coordinate and develop with the department of
6 transportation, the department of natural resources, the
7 ~~enhance Iowa board~~, other state agencies, and local and
8 regional entities public interpretation, marketing, and
9 education programs that encourage Iowans and out-of-state
10 visitors to participate in the recreational and leisure
11 opportunities available in Iowa. The authority shall establish
12 and administer a program that helps connect both Iowa residents
13 and residents of other states to new and existing Iowa
14 experiences as a means to enhance the economic, social, and
15 cultural well-being of the state. The program shall include
16 a broad range of new opportunities, both rural and urban,
17 including main street destinations, green space initiatives,
18 and artistic and cultural attractions.

19 Sec. 149. Section 15.108, subsection 8, paragraph b,
20 subparagraphs (4) and (5), Code 2024, are amended to read as
21 follows:

22 (4) Compile, in consultation with the Iowa arts council,
23 a list of grant applications recommended for funding in
24 accordance with the amount available for distribution as
25 provided in section 15.481, subsection 3. ~~The list of~~
26 ~~recommended grant applications shall be submitted to the Iowa~~
27 ~~cultural trust board of trustees for approval.~~

28 (5) Monitor the allocation and use of grant moneys by all
29 qualified organizations to determine whether moneys are used
30 in accordance with the provisions of this paragraph "b" and
31 subchapter II, part 30. ~~The authority shall annually submit~~
32 ~~a report with the authority's findings and recommendations to~~
33 ~~the Iowa cultural trust board of trustees prior to final board~~
34 ~~action in approving grants for the next succeeding fiscal year.~~

35 Sec. 150. Section 15.116, Code 2024, is amended to read as

1 follows:

2 **15.116 Technology commercialization committee.**

3 To evaluate and make recommendations to the authority
4 on appropriate funding for the projects and programs
5 applying for financial assistance from the innovation
6 and commercialization development fund created in section
7 15.412, the economic development authority shall create a
8 technology commercialization committee composed of members
9 with expertise in the areas of biosciences, engineering,
10 manufacturing, pharmaceuticals, materials, information
11 solutions, software, and energy. At least one member of the
12 technology commercialization committee shall be a member of the
13 economic development authority. An organization designated by
14 the authority, composed of members from both the public and
15 private sectors and composed of subunits or subcommittees in
16 the areas of already identified bioscience platforms, education
17 and workforce development, commercialization, communication,
18 policy and governance, and finance, shall provide funding
19 recommendations to the technology commercialization committee.
20 Members of the committee shall be eligible for a per diem as
21 specified in section 7E.6 for each day spent in performance of
22 duties as members, and shall receive compensation for mileage
23 to and from meetings.

24 Sec. 151. Section 15.117A, subsection 2, paragraph a,
25 unnumbered paragraph 1, Code 2024, is amended to read as
26 follows:

27 ~~Twenty-nine~~ Nine voting members as follows:

28 Sec. 152. Section 15.117A, subsection 2, paragraph a,
29 subparagraphs (1), (3), and (9), Code 2024, are amended to read
30 as follows:

31 (1) ~~Twenty~~ Three members selected by the board to serve
32 staggered, two-year terms beginning and ending as provided
33 in section 69.19. ~~Of the members selected by the board,~~
34 ~~fourteen shall be representatives from businesses in the~~
35 ~~targeted industries and six shall be individuals who serve~~

1 ~~on the technology commercialization committee created in~~
2 ~~section 15.116, or other committees of the board, and who~~
3 ~~have expertise with the targeted industries. At least ten of~~
4 ~~the members selected pursuant to this subparagraph shall be~~
5 ~~executives actively engaged in the management of a business in~~
6 ~~a targeted industry. The members selected pursuant to this~~
7 ~~paragraph~~ subparagraph shall have expertise in the targeted
8 industries and reflect the size and diversity of businesses in
9 the targeted industries ~~and of the various geographic areas of~~
10 ~~the state.~~

11 (3) The director of the authority, ~~or the director's~~
12 ~~designee.~~

13 (9) ~~Two~~ One community college ~~presidents from~~
14 ~~geographically diverse areas of the state~~ president, selected
15 by the Iowa association of community college trustees.

16 Sec. 153. Section 15.117A, subsection 2, paragraph a,
17 subparagraphs (2) and (4), Code 2024, are amended by striking
18 the subparagraphs.

19 Sec. 154. Section 15.117A, subsection 4, Code 2024, is
20 amended to read as follows:

21 4. ~~The chief technology officer appointed pursuant to~~
22 ~~section 15.117~~ council shall ~~be~~ select the chairperson of the
23 council ~~and, who~~ shall be responsible for convening meetings of
24 the council and coordinating its activities ~~and shall convene~~
25 ~~the council at least annually.~~ The council shall annually
26 elect one of the voting members to serve as vice chairperson.
27 A majority of the members of the council constitutes a quorum.
28 However, ~~the chief technology officer~~ chairperson shall not
29 convene a meeting of the council unless the director of the
30 authority, or the director's designee, is present at the
31 meeting.

32 Sec. 155. Section 15.117A, subsection 6, paragraphs a, b,
33 and d, Code 2024, are amended by striking the paragraphs.

34 Sec. 156. Section 15.117A, Code 2024, is amended by adding
35 the following new subsection:

1 NEW SUBSECTION. 7. A committee appointed by the
2 director and the chairperson of the council shall review and
3 make recommendations on all applications received by the
4 authority for financial assistance under the Iowa strategic
5 infrastructure program pursuant to section 15.313. Persons
6 appointed to a committee pursuant to this subsection are not
7 required to be members of the council.

8 Sec. 157. Section 15.439, subsection 1, paragraphs a, c, d,
9 and e, Code 2024, are amended to read as follows:

10 a. The authority shall establish and administer an Iowa
11 great places program for purposes of combining resources of
12 state government in an effort to showcase the unique and
13 authentic qualities of communities, regions, neighborhoods, and
14 districts that make such places exceptional places to work and
15 live. ~~The authority shall provide administrative assistance to~~
16 ~~the Iowa great places board.~~ The authority shall coordinate
17 ~~the efforts of the Iowa great places board with the efforts of~~
18 other state agencies participating in the program which shall
19 include but not be limited to the Iowa finance authority, the
20 department of health and human services, the department of
21 natural resources, the state department of transportation, and
22 the department of workforce development.

23 c. ~~Initially, three Iowa great places projects shall be~~
24 ~~identified by the Iowa great places board.~~ The board authority
25 may identify additional Iowa great places for participation
26 under the program when places develop dimensions and meet
27 readiness criteria for participation under the program.

28 ~~d. The authority shall work in cooperation with the enhance~~
29 ~~Iowa board for purposes of maximizing and leveraging moneys~~
30 ~~appropriated to identified Iowa great places.~~

31 ~~e.~~ d. As a condition of receiving state funds, an
32 identified Iowa great place shall present information to the
33 ~~board~~ authority concerning the proposed activities and total
34 financial needs of the project.

35 Sec. 158. Section 15.439, subsection 2, Code 2024, is

1 amended by striking the subsection.

2 Sec. 159. Section 15.439, subsections 3 and 4, Code 2024,
3 are amended to read as follows:

4 3. The ~~board~~ authority shall do all of the following:

5 ~~a. Organize.~~

6 ~~b. a.~~ Identify Iowa great places for purposes of receiving
7 a package of resources under the program.

8 ~~c. b.~~ Identify a combination of state resources which can
9 be provided to Iowa great places.

10 4. Notwithstanding any restriction, requirement, or
11 duty to the contrary, in considering an application for a
12 grant, loan, or other financial or technical assistance for a
13 project identified in an Iowa great places agreement developed
14 pursuant to this section, a state agency shall give additional
15 consideration or additional points in the application of rating
16 or evaluation criteria to such applications. This subsection
17 applies to applications filed within three years of the Iowa
18 ~~great places board's~~ authority's identification of the project
19 for participation in the program.

20 Sec. 160. Section 15.478, subsection 1, Code 2024, is
21 amended by striking the subsection.

22 Sec. 161. Section 15.479, subsection 4, Code 2024, is
23 amended to read as follows:

24 4. The treasurer of state shall act as custodian of the
25 fund, shall invest moneys in the trust fund, and shall transfer
26 the interest attributable to the investment of trust fund
27 moneys to the grant account created in section 15.482. The
28 trust fund's principal shall not be used or accessed by the
29 ~~department or the board~~ authority for any purpose.

30 Sec. 162. Section 15.481, unnumbered paragraph 1, Code
31 2024, is amended to read as follows:

32 The ~~board~~ authority shall do any or all of the following:

33 Sec. 163. Section 15.481, subsections 2 and 3, Code 2024,
34 are amended to read as follows:

35 2. Approve or disapprove the grants recommended for

1 approval by the director, in consultation with the Iowa arts
2 council and the state historical society of Iowa, in accordance
3 with section 15.108, subsection 8, paragraph "b". The ~~board~~
4 authority may remove any recommendation from the list, but
5 shall not add to or otherwise amend the list of recommended
6 grants.

7 3. Upon approving a grant, the ~~board~~ authority shall certify
8 to the treasurer of state the amount of financial assistance
9 payable from the grant account to the qualified organization
10 whose grant application is approved.

11 Sec. 164. Section 15.482, subsections 1 and 3, Code 2024,
12 are amended to read as follows:

13 1. An Iowa cultural trust grant account is created in
14 the office of the treasurer of state under the control of
15 the ~~board~~ authority to receive interest attributable to the
16 investment of trust fund moneys as required by section 15.479,
17 subsection 4. The moneys in the grant account are appropriated
18 to the ~~board~~ authority for purposes of the Iowa cultural trust
19 created in section 15.479. Moneys in the grant account shall
20 not be subject to appropriation for any other purpose by the
21 general assembly, but shall be used only for the purposes of
22 the Iowa cultural trust. The treasurer of state shall act as
23 custodian of the grant account and disburse moneys contained
24 in the grant account as directed by the ~~board~~ authority. The
25 ~~board~~ authority shall make expenditures from the grant account
26 consistent with the purposes of the Iowa cultural trust.

27 3. At any time when the principal balance in the trust fund
28 equals or exceeds three million dollars, the ~~board~~ authority
29 may use moneys in the grant account for a statewide educational
30 program to promote participation in, expanded support of, and
31 local endowment building for, Iowa nonprofit arts, history, and
32 sciences and humanities organizations.

33 Sec. 165. Section 15F.101, subsection 2, Code 2024, is
34 amended to read as follows:

35 2. "Board" means the ~~enhance Iowa~~ economic development

1 authority board as created in section ~~15F.102~~ 15.105.

2 Sec. 166. Section 15F.203, subsection 2, Code 2024, is
3 amended to read as follows:

4 2. A review committee composed of five members of the
5 board shall review community attraction and tourism program
6 applications forwarded to the board and make recommendations
7 regarding the applications to the board. ~~The review committee~~
8 ~~shall consist of members of the board, with one member from~~
9 ~~each congressional district under section 15F.102, subsection~~
10 ~~2, paragraph "a", and one member from the state at large under~~
11 ~~section 15F.102, subsection 2, paragraph "b".~~

12 Sec. 167. Section 15F.304, subsection 2, Code 2024, is
13 amended to read as follows:

14 2. A review committee composed of six members of the
15 board shall review vision Iowa program applications and
16 river enhancement community attraction and tourism project
17 applications forwarded to the board and make recommendations
18 regarding the applications to the board. ~~The review committee~~
19 ~~shall consist of members of the board, with one member from~~
20 ~~each congressional district under section 15F.102, subsection~~
21 ~~2, paragraph "a", and two members from the state at large under~~
22 ~~section 15F.102, subsection 2, paragraph "b".~~

23 Sec. 168. Section 15F.402, subsection 2, Code 2024, is
24 amended to read as follows:

25 2. A review committee composed of five members of the
26 board shall review sports tourism marketing and infrastructure
27 program applications forwarded to the board and make
28 recommendations regarding the applications to the authority.
29 ~~The review committee shall consist of members of the board,~~
30 ~~with one member from each congressional district under section~~
31 ~~15F.102, subsection 2, paragraph "a", and one member from the~~
32 ~~state at large under section 15F.102, subsection 2, paragraph~~
33 ~~"b".~~

34 Sec. 169. Section 15H.3, subsection 1, paragraphs e and k,
35 Code 2024, are amended by striking the paragraphs.

1 Sec. 170. Section 16.2D, subsections 1, 2, 3, 4, 5, and 6,
2 Code 2024, are amended by striking the subsections.

3 Sec. 171. Section 16.2D, subsection 7, unnumbered paragraph
4 1, Code 2024, is amended to read as follows:

5 The duties of the ~~council~~ authority under this section shall
6 include but are not limited to the following:

7 Sec. 172. Section 16.2D, subsection 7, paragraph e, Code
8 2024, is amended to read as follows:

9 e. Advise the governor's office, ~~the authority~~, state
10 agencies, and private organizations on strategies to prevent
11 and eliminate homelessness.

12 Sec. 173. Section 16.2D, subsections 8, 9, and 10, Code
13 2024, are amended to read as follows:

14 8. The ~~council~~ authority shall file a point-in-time report
15 on homelessness in Iowa with the governor and the general
16 assembly on or before December 1 of each year.

17 9. a. The authority, ~~in consultation with the council~~,
18 shall adopt rules pursuant to chapter 17A for carrying out the
19 duties of the ~~council~~ authority pursuant to this section.

20 b. The ~~council~~ authority shall establish internal rules of
21 procedure consistent with the provisions of this section.

22 c. Rules adopted or internal rules of procedure established
23 pursuant to paragraph "a" or "b" shall be consistent with the
24 requirements of the federal McKinney-Vento Homeless Assistance
25 Act, 42 U.S.C. §11301 et seq.

26 10. The ~~council~~ authority shall comply with the
27 requirements of chapters 21 and 22. ~~The authority shall be the~~
28 ~~official repository of council records.~~

29 Sec. 174. Section 20.1, subsection 2, unnumbered paragraph
30 1, Code 2024, is amended to read as follows:

31 The general assembly declares that the purposes of the
32 ~~public employment relations board established by~~ employment
33 appeal board with respect to this chapter are to implement
34 the provisions of this chapter and adjudicate and conciliate
35 employment-related cases involving the state of Iowa and

1 other public employers and employee organizations. For these
2 purposes the powers and duties of the board include but are not
3 limited to the following:

4 Sec. 175. Section 20.3, subsection 2, Code 2024, is amended
5 to read as follows:

6 2. "*Board*" means the ~~public employment relations~~ appeal
7 board established under section ~~20.5~~ 10A.601.

8 Sec. 176. Section 20.6, subsection 1, Code 2024, is amended
9 to read as follows:

10 1. Administer the provisions of this chapter and delegate
11 the powers and duties of the board to ~~the executive director or~~
12 persons employed by the board, as appropriate.

13 Sec. 177. Section 22.7, subsection 69, Code 2024, is amended
14 to read as follows:

15 69. The evidence of public employee support for
16 the certification, retention and recertification, or
17 decertification of an employee organization as defined in
18 section 20.3 that is submitted to the ~~public employment~~
19 relations appeal board as provided in section 20.14 or 20.15.

20 Sec. 178. Section 23A.2, subsection 6, paragraph a, Code
21 2024, is amended to read as follows:

22 a. The director of the department of corrections, ~~with the~~
23 ~~advice of the state prison industries advisory board,~~ may, by
24 rule, provide for exemptions from this chapter.

25 Sec. 179. Section 35A.2, subsection 2, Code 2024, is amended
26 to read as follows:

27 2. Ten commissioners shall be honorably discharged members
28 of the armed forces of the United States. The American
29 legion ~~of Iowa,~~ disabled American veterans ~~department of Iowa,~~
30 veterans of foreign wars ~~department of Iowa,~~ American veterans
31 ~~of World War II, Korea, and Vietnam,~~ the Vietnam veterans of
32 America, the military order of the purple heart, the paralyzed
33 veterans of America, and the Iowa association of county
34 commissioners and veteran service officers, through their
35 department commanders, shall submit two names respectively from

1 their organizations to the governor. The adjutant general and
2 the Iowa affiliate of the reserve officers association ~~shall~~
3 may submit names to the governor of persons to represent the
4 Iowa national guard and the ~~association~~ reserve organization
5 of America. The governor shall appoint from the group of
6 names submitted by the adjutant general and reserve officers
7 association two representatives and from each of the other
8 organizations one representative to serve as a member of the
9 commission, unless the appointments would conflict with the
10 bipartisan and gender balance provisions of sections 69.16 and
11 69.16A. In addition, the governor shall appoint one member
12 of the public, knowledgeable in the general field of veterans
13 affairs, to serve on the commission. If an organization fails
14 to submit a recommendation pursuant to this subsection, the
15 governor may appoint any person to fill the vacancy.

16 Sec. 180. Section 68B.2, subsection 23, Code 2024, is
17 amended to read as follows:

18 23. "*Regulatory agency*" means the department of agriculture
19 and land stewardship, department of workforce development,
20 department of insurance and financial services, department
21 of public safety, department of education, state board of
22 regents, department of health and human services, department
23 of revenue, department of inspections, appeals, and licensing,
24 department of administrative services, ~~public~~ employment
25 ~~relations~~ appeal board, state department of transportation,
26 ~~civil rights commission~~ office of civil rights, department of
27 public defense, department of homeland security and emergency
28 management, Iowa ethics and campaign disclosure board,
29 utilities board, and department of natural resources.

30 Sec. 181. Section 68B.35, subsection 2, paragraph e, Code
31 2024, is amended to read as follows:

32 e. Members of the state banking council, the Iowa ethics and
33 campaign disclosure board, the credit union review board, the
34 economic development authority, the employment appeal board,
35 the environmental protection commission, the health facilities

1 council, the Iowa finance authority, the Iowa public employees'
2 retirement system investment board, the Iowa lottery board
3 created in section 99G.8, the natural resource commission,
4 the board of parole, the petroleum underground storage tank
5 fund board, ~~the public employment relations board~~, the state
6 racing and gaming commission, the state board of regents, the
7 transportation commission, the office of consumer advocate, the
8 utilities board, the Iowa telecommunications and technology
9 commission, and any full-time members of other boards and
10 commissions as defined under section 7E.4 who receive an annual
11 salary for their service on the board or commission. The Iowa
12 ethics and campaign disclosure board shall conduct an annual
13 review to determine if members of any other board, commission,
14 or authority should file a statement and shall require the
15 filing of a statement pursuant to rules adopted pursuant to
16 chapter 17A.

17 Sec. 182. Section 70A.28, subsection 6, Code 2024, is
18 amended to read as follows:

19 6. Subsection 2 may also be enforced by an employee through
20 an administrative action pursuant to the requirements of this
21 subsection if the employee is not a merit system employee or
22 an employee covered by a collective bargaining agreement. An
23 employee eligible to pursue an administrative action pursuant
24 to this subsection who is discharged, suspended, demoted,
25 or otherwise receives a reduction in pay and who believes
26 the adverse employment action was taken as a result of the
27 employee's disclosure of information that was authorized
28 pursuant to subsection 2, may file an appeal of the adverse
29 employment action with the ~~public employment relations~~ appeal
30 board within thirty calendar days following the later of the
31 effective date of the action or the date a finding is issued
32 to the employee by the office of ombudsman pursuant to section
33 2C.11A. The findings issued by the ombudsman may be introduced
34 as evidence before the ~~public employment relations~~ appeal
35 board. The employee has the right to a hearing closed to

1 the public, but may request a public hearing. The hearing
2 shall otherwise be conducted in accordance with the rules of
3 the ~~public~~ employment relations appeal board and the Iowa
4 administrative procedure Act, chapter 17A. If the ~~public~~
5 employment relations appeal board finds that the action taken
6 in regard to the employee was in violation of subsection 2, the
7 employee may be reinstated without loss of pay or benefits for
8 the elapsed period, or the ~~public~~ employment relations appeal
9 board may provide other appropriate remedies. Decisions by
10 the ~~public~~ employment relations appeal board constitute final
11 agency action.

12 Sec. 183. Section 80.28, subsections 2 and 3, Code 2024, are
13 amended to read as follows:

14 2. The board shall consist of ~~nineteen voting members, as~~
15 follows the following members, selected by the governor after
16 considering recommendations from professional or volunteer
17 organizations:

18 a. ~~The following members representing state agencies:~~

19 (1) ~~One member representing the department of public~~
20 ~~safety.~~

21 (2) ~~One member representing the state department of~~
22 ~~transportation.~~

23 (3) ~~One member representing the department of homeland~~
24 ~~security and emergency management.~~

25 (4) ~~One member representing the department of corrections.~~

26 (5) ~~One member representing the department of natural~~
27 ~~resources.~~

28 (6) ~~One member representing the department of health and~~
29 ~~human services.~~

30 (7) ~~One member representing the office of the chief~~
31 ~~information officer created in section 8B.2.~~

32 (8) ~~One member representing the Iowa law enforcement~~
33 ~~academy created in section 80B.4.~~

34 b. ~~The governor shall solicit and consider recommendations~~
35 ~~from professional or volunteer organizations in appointing the~~

1 ~~following members:~~

2 ~~(1) Two members who are representatives~~ One member who is a
3 representative from a municipal police departments department.

4 ~~(2) b. Two members who are representatives~~ One member who
5 is a representative of a sheriff's offices office.

6 ~~(3) c. Two members who are representatives~~ One member who
7 is a representative from a fire departments department. One
8 ~~of the members shall be a volunteer fire fighter and the other~~
9 ~~member shall be a paid fire fighter.~~

10 ~~(4) d. Two members who are~~ One member who is a law
11 communication center managers manager employed by a state or
12 local government agencies agency.

13 ~~(5) e. One member representing local emergency management~~
14 ~~coordinators.~~

15 ~~(6) f. One member representing emergency medical service~~
16 ~~providers.~~

17 ~~(7) g. One at-large member.~~

18 3. In addition to the ~~voting~~ members listed in subsection
19 2, the board membership shall include four members of the
20 general assembly with one member designated by each of
21 the following: the majority leader of the senate, the
22 minority leader of the senate, the speaker of the house of
23 representatives, and the minority leader of the house of
24 representatives. A legislative member serves for a term as
25 provided in section 69.16B in an ex officio, nonvoting capacity
26 and is eligible for per diem and expenses as provided in
27 section 2.10.

28 Sec. 184. Section 84A.1A, subsection 1, unnumbered
29 paragraph 1, Code 2024, is amended to read as follows:

30 An Iowa workforce development board is created, consisting
31 of ~~thirty-three voting members and thirteen nonvoting~~ the
32 following members.

33 Sec. 185. Section 84A.1A, subsection 1, paragraph a,
34 subparagraph (5), Code 2024, is amended by striking the
35 subparagraph.

1 Sec. 186. Section 84A.1A, subsection 1, paragraph a,
2 subparagraph (8), unnumbered paragraph 1, Code 2024, is amended
3 to read as follows:

4 The following ~~twenty-six~~ members who shall be appointed by
5 the governor for staggered terms of four years beginning and
6 ending as provided in section 69.19, subject to confirmation
7 by the senate:

8 Sec. 187. Section 84A.1A, subsection 1, paragraph a,
9 subparagraph (8), subparagraph division (a), unnumbered
10 paragraph 1, Code 2024, is amended to read as follows:

11 ~~Seventeen~~ Ten members who shall be representatives of
12 businesses in the state to whom each of the following applies,
13 and at least one of whom shall represent small businesses as
14 defined by the United States small business administration:

15 Sec. 188. Section 84A.1A, subsection 1, paragraph a,
16 subparagraph (8), subparagraph division (b), Code 2024, is
17 amended to read as follows:

18 (b) ~~Seven~~ Four members who shall be representatives of
19 the workforce in the state and who shall include all of the
20 following:

21 (i) ~~Four~~ At least two representatives of labor
22 organizations who have been nominated by state labor
23 federations.

24 (ii) ~~One~~ At least one representative of a joint
25 labor-management apprenticeship program in the state who shall
26 be a member of a labor organization or a training director. If
27 such a joint program does not exist in the state, the member
28 shall instead be a representative of an apprenticeship program
29 in the state.

30 ~~(iii) Two representatives of community-based organizations~~
31 ~~that have demonstrated experience and expertise in addressing~~
32 ~~the employment, training, or education needs of individuals~~
33 ~~with barriers to employment as defined in the federal Workforce~~
34 ~~Innovation and Opportunity Act, Pub. L. No. 113-128, §3(24),~~
35 ~~including but not limited to organizations that serve veterans~~

~~1 or that provide or support competitive, integrated employment
2 for individuals with disabilities; or that serve eligible
3 youth, as defined in the federal Workforce Innovation and
4 Opportunity Act, Pub. L. No. 113-128, §3(18), including
5 representatives of organizations that serve out-of-school
6 youth, as defined in the federal Workforce Innovation and
7 Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).~~

8 Sec. 189. Section 84A.1A, subsection 1, paragraph b, Code
9 2024, is amended by striking the paragraph and inserting in
10 lieu thereof the following:

11 *b.* The director of the department of education or the
12 director's designee shall serve as an ex officio, nonvoting
13 member.

14 Sec. 190. Section 97B.8B, subsection 2, Code 2024, is
15 amended to read as follows:

16 *2. Membership.* The benefits advisory committee shall be
17 comprised of representatives of constituent groups concerned
18 with the retirement system, and shall include representatives
19 of employers, active members, and retired members. In
20 addition, the director of the department of administrative
21 services, or the director's designee, and a member of the
22 public selected by the voting members of the committee shall
23 serve as members of the committee. The system shall adopt
24 rules under chapter 17A to provide for the selection of members
25 to the committee and the election of the voting members of the
26 committee.

27 Sec. 191. Section 100B.1, subsection 1, paragraph a, Code
28 2024, is amended to read as follows:

29 *a.* The council shall consist of ~~eleven~~ seven voting members
30 and one ex officio, nonvoting member. Voting members of the
31 state fire service and emergency response council shall be
32 appointed by the governor.

33 (1) The governor shall ~~appoint~~ consider appointing voting
34 members of the council from a list of nominees submitted by
35 each of the following organizations, but may appoint any person

1 to serve on the council:

2 ~~(a) Two members from a list submitted by the The Iowa~~
3 ~~firefighters association.~~

4 ~~(b) Two members from a list submitted by the The Iowa fire~~
5 ~~chiefs' association.~~

6 ~~(c) Two members from a list submitted by the The Iowa~~
7 ~~professional fire fighters.~~

8 ~~(d) Two members from a list submitted by the The Iowa~~
9 ~~association of professional fire chiefs.~~

10 ~~(e) One member from a list submitted by the The Iowa~~
11 ~~emergency medical services association.~~

12 ~~(2) A person nominated for inclusion in the voting~~
13 ~~membership on the council is not required to be a member of the~~
14 ~~organization that nominates the person.~~

15 ~~(3) The tenth and eleventh voting members of the council~~
16 ~~shall be members of the general public appointed by the~~
17 ~~governor.~~

18 ~~(4) (2) The labor commissioner, or the labor commissioner's~~
19 ~~designee, shall be a nonvoting, ex officio member of the~~
20 ~~council.~~

21 Sec. 192. Section 100B.1, subsection 3, Code 2024, is
22 amended to read as follows:

23 3. ~~Six~~ Four voting members of the council shall constitute
24 a quorum. For the purpose of conducting business, a majority
25 vote of the council shall be required. The council shall elect
26 a chairperson from its members. The council shall meet at the
27 call of the chairperson, or the state fire marshal, or when any
28 ~~six~~ four members of the council file a written request with the
29 chairperson for a meeting.

30 Sec. 193. Section 100C.1, subsection 5, Code 2024, is
31 amended to read as follows:

32 5. "*Automatic fire extinguishing system*" means a system of
33 devices and equipment that automatically detects a fire and
34 discharges an approved fire extinguishing agent onto or in
35 the area of a fire and includes automatic sprinkler systems,

1 carbon dioxide extinguishing systems, deluge systems, automatic
2 dry-chemical extinguishing systems, foam extinguishing systems,
3 and halogenated extinguishing systems, or other equivalent fire
4 extinguishing technologies recognized by the ~~fire extinguishing~~
5 ~~system contractors advisory board~~ department.

6 Sec. 194. Section 100C.7, Code 2024, is amended to read as
7 follows:

8 **100C.7 Administration — rules.**

9 The director shall administer this chapter and, ~~after~~
10 ~~consultation with the fire extinguishing system contractors and~~
11 ~~alarm systems advisory board,~~ shall adopt rules pursuant to
12 chapter 17A necessary for the administration and enforcement of
13 this chapter.

14 Sec. 195. Section 100D.5, subsection 1, Code 2024, is
15 amended to read as follows:

16 1. ~~After consultation with the fire extinguishing system~~
17 ~~contractors and alarm systems advisory board established~~
18 ~~pursuant to section 100C.10,~~ adopt Adopt rules pursuant to
19 chapter 17A necessary for the administration and enforcement of
20 this chapter.

21 Sec. 196. Section 123.8, subsection 1, Code 2024, is amended
22 to read as follows:

23 1. The commission, in addition to the duties specifically
24 enumerated in this chapter, shall ~~act as a policy-making body~~
25 ~~under this chapter and~~ serve in an advisory capacity to the
26 director and department.

27 Sec. 197. Section 123.8, subsection 2, unnumbered paragraph
28 1, Code 2024, is amended to read as follows:

29 The commission may ~~review and affirm, reverse, or amend all~~
30 provide advice and make recommendations regarding the actions
31 of the director under this chapter, including but not limited
32 to the following instances:

33 Sec. 198. Section 123.10, unnumbered paragraph 1, Code
34 2024, is amended to read as follows:

35 The director, with the ~~approval~~ advice of the commission and

1 subject to chapter 17A, may adopt rules as necessary to carry
2 out this chapter. The director's authority under this chapter
3 extends to, but is not limited to, the following:

4 Sec. 199. Section 123.49, subsection 2, paragraph f,
5 subparagraph (4), Code 2024, is amended to read as follows:

6 (4) If a person employed under this paragraph reports an
7 incident of workplace harassment to the employer or if the
8 employer otherwise becomes aware of such an incident, the
9 employer shall report the incident to the employee's parent,
10 guardian, or legal custodian and to the Iowa office of civil
11 rights commission, which shall determine if any action is
12 necessary or appropriate under chapter 216.

13 Sec. 200. Section 124.551, subsection 1, Code 2024, is
14 amended to read as follows:

15 1. Contingent upon the receipt of funds pursuant to
16 section 124.557 sufficient to carry out the purposes of
17 this subchapter, the board, in conjunction with the advisory
18 ~~council~~ committee created in section 124.555, shall establish
19 and maintain an information program for drug prescribing and
20 dispensing.

21 Sec. 201. Section 124.553, subsection 1, paragraph b, Code
22 2024, is amended to read as follows:

23 b. An individual who requests the individual's own program
24 information in accordance with the procedure established in
25 rules of the board ~~and advisory council~~ adopted under section
26 124.554.

27 Sec. 202. Section 124.554, subsection 1, unnumbered
28 paragraph 1, Code 2024, is amended to read as follows:

29 The board ~~and advisory council~~ shall jointly adopt rules in
30 accordance with chapter 17A to carry out the purposes of, and
31 to enforce the provisions of, this subchapter. The rules shall
32 include but not be limited to the development of procedures
33 relating to:

34 Sec. 203. Section 124.554, subsection 1, paragraphs f, g,
35 and h, Code 2024, are amended to read as follows:

1 *f.* Use by the board or advisory ~~council~~ committee of the
2 program request records required by section 124.553, subsection
3 2, to document and report statistical information.

4 *g.* Including all schedule II, schedule III, and schedule
5 IV controlled substances, schedule V controlled substances
6 including when dispensed by a pharmacist without a prescription
7 except for sales of pseudoephedrine that are reported to the
8 real-time electronic repository, opioid antagonists, and other
9 prescription substances that the advisory ~~council~~ committee and
10 board determine can be addictive or fatal if not taken under
11 the proper care and direction of a prescribing practitioner.

12 *h.* Access by a pharmacist or prescribing practitioner to
13 information in the program pursuant to a written agreement with
14 the board and ~~advisory council~~.

15 Sec. 204. Section 124.554, subsection 2, unnumbered
16 paragraph 1, Code 2024, is amended to read as follows:

17 Beginning February 1, 2021, and annually by February 1
18 thereafter, the board and ~~advisory council~~ shall present to the
19 general assembly and the governor a report prepared consistent
20 with section 124.555, subsection 3, paragraph "d", which shall
21 include but not be limited to the following:

22 Sec. 205. Section 124.554, subsection 2, paragraphs b and c,
23 Code 2024, are amended to read as follows:

24 *b.* Information from pharmacies, prescribing practitioners,
25 the board, the advisory ~~council~~ committee, and others regarding
26 the benefits or detriments of the program.

27 *c.* Information from pharmacies, prescribing practitioners,
28 the board, the advisory ~~council~~ committee, and others regarding
29 the board's effectiveness in providing information from the
30 program.

31 Sec. 206. Section 124.554, subsection 3, paragraph a,
32 subparagraph (6), Code 2024, is amended to read as follows:

33 (6) Other pertinent information identified by the board and
34 ~~advisory council~~ by rule.

35 Sec. 207. Section 124.555, unnumbered paragraph 1, Code

1 2024, is amended to read as follows:

2 An advisory ~~council~~ committee shall be established to
3 ~~provide oversight to assist~~ the board and in the management of
4 the program and ~~to manage~~ program activities.

5 Sec. 208. Section 124.555, subsections 1 and 2, Code 2024,
6 are amended to read as follows:

7 1. The ~~council~~ committee shall consist of five members
8 appointed by the board. The members shall include at least
9 one ~~licensed pharmacist prescribing practitioner licensed~~
10 by the board, one physician licensed under chapter 148, one
11 prescribing practitioner licensed by the board of nursing, and
12 one licensed prescribing practitioner who is not a physician,
13 and other members as determined by the board. The board
14 shall adopt rules in accordance with chapter 17A on matters
15 pertaining to the ~~council~~ committee membership, including the
16 terms of appointment and quorum. The board shall solicit
17 recommendations for ~~council~~ committee members from Iowa health
18 professional licensing boards, associations, and societies.
19 The license of each member appointed to and serving on the
20 advisory ~~council~~ committee shall be current and in good
21 standing with the professional's licensing board.

22 2. The ~~council~~ committee shall advance the goals of the
23 program, which include identification of misuse and diversion
24 of controlled substances identified pursuant to section
25 124.554, subsection 1, paragraph "g", and enhancement of the
26 quality of health care delivery in this state.

27 Sec. 209. Section 124.555, subsection 3, unnumbered
28 paragraph 1, Code 2024, is amended to read as follows:

29 Duties of the ~~council~~ committee shall include but not be
30 limited to the following:

31 Sec. 210. Section 124.555, subsection 3, paragraph d, Code
32 2024, is amended to read as follows:

33 d. Making recommendations regarding the continued benefits
34 of maintaining the program in relationship to cost and other
35 burdens to the patient, prescribing practitioner, pharmacist,

1 and the board. The ~~council's~~ committee's recommendations shall
2 be included in reports required by section 124.554, subsection
3 2.

4 Sec. 211. Section 124.555, subsection 4, Code 2024, is
5 amended to read as follows:

6 4. Members of the advisory ~~council~~ committee shall
7 be eligible to request and receive actual expenses for
8 their duties as members of the advisory ~~council~~ committee,
9 subject to reimbursement limits imposed by the department of
10 administrative services, and shall also be eligible to receive
11 a per diem compensation as provided in section 7E.6, subsection
12 1.

13 Sec. 212. Section 124.556, Code 2024, is amended to read as
14 follows:

15 **124.556 Education and treatment.**

16 The program shall include education initiatives and outreach
17 to consumers, prescribing practitioners, and pharmacists, and
18 shall also include assistance for identifying substance use
19 disorder treatment programs and providers. The program shall
20 also include educational updates and information on general
21 patient risk factors for prescribing practitioners. The board
22 ~~and advisory council~~ shall adopt rules, as provided under
23 section 124.554, to implement this section.

24 Sec. 213. Section 135.11, subsection 22, Code 2024, is
25 amended to read as follows:

26 22. ~~In consultation with the advisory committee for~~
27 ~~perinatal guidelines, develop~~ Develop and maintain the
28 statewide perinatal program based on the recommendations of
29 the American academy of pediatrics and the American college
30 of obstetricians and gynecologists contained in the most
31 recent edition of the guidelines for perinatal care, and
32 adopt rules in accordance with chapter 17A to implement those
33 recommendations. Hospitals within the state shall determine
34 whether to participate in the statewide perinatal program,
35 and select the hospital's level of participation in the

1 program. A hospital having determined to participate in the
2 program shall comply with the guidelines appropriate to the
3 level of participation selected by the hospital. Perinatal
4 program surveys and reports are privileged and confidential
5 and are not subject to discovery, subpoena, or other means
6 of legal compulsion for their release to a person other than
7 the affected hospital, and are not admissible in evidence in a
8 judicial or administrative proceeding other than a proceeding
9 involving verification of the participating hospital under this
10 subsection.

11 Sec. 214. Section 135.43, subsections 1 and 2, Code 2024,
12 are amended to read as follows:

13 1. ~~An Iowa child death~~ A state mortality review team
14 committee is established in the department. The department
15 shall provide staffing and administrative support to the ~~team~~
16 committee.

17 2. The membership of the review ~~team~~ committee is subject
18 to the provisions of sections 69.16 and 69.16A, relating
19 to political affiliation and gender balance. Review ~~team~~
20 committee members who are not designated by another appointing
21 authority shall be appointed by the director. Membership terms
22 shall be for three years. A membership vacancy shall be filled
23 in the same manner as the original appointment. The review
24 ~~team~~ committee shall elect a chairperson and other officers
25 as deemed necessary by the review ~~team~~ committee. The review
26 ~~team~~ committee shall meet upon the call of the director or
27 as determined by the review ~~team~~ committee. The review ~~team~~
28 committee shall include the following:

29 a. The state medical examiner or the state medical
30 examiner's designee.

31 ~~b. A certified or licensed professional who is knowledgeable~~
32 ~~concerning sudden infant death syndrome.~~

33 ~~c. A pediatrician who is knowledgeable concerning deaths of~~
34 ~~children.~~

35 ~~d. A family practice physician who is knowledgeable~~

1 ~~concerning deaths of children.~~

2 ~~e. One mental health professional who is knowledgeable~~
3 ~~concerning deaths of children.~~

4 ~~f. One social worker who is knowledgeable concerning deaths~~
5 ~~of children.~~

6 ~~g. A certified or licensed professional who is knowledgeable~~
7 ~~concerning domestic violence.~~

8 ~~h. A professional who is knowledgeable concerning substance~~
9 ~~use disorder.~~

10 ~~i. A local law enforcement official.~~

11 ~~j. A county attorney.~~

12 ~~k. An emergency room nurse who is knowledgeable concerning~~
13 ~~the deaths of children.~~

14 ~~l. A perinatal expert.~~

15 ~~m. A representative of the health insurance industry.~~

16 ~~n. One other member who is appointed at large.~~

17 b. A licensed physician knowledgeable concerning the causes
18 of death.

19 c. A certified or licensed professional knowledgeable
20 regarding substance use disorder.

21 d. An attorney experienced in prosecuting domestic abuse
22 cases.

23 e. An expert in unexpected or unexplained infant deaths.

24 f. A clerk of a district court, to be appointed by the chief
25 justice of the supreme court.

26 g. A judicial officer, to be appointed by the chief justice
27 of the supreme court.

28 h. A local law enforcement official.

29 i. A social worker knowledgeable about deaths of children.

30 j. Additional members as determined by the director.

31 Sec. 215. Section 135.43, subsection 3, unnumbered
32 paragraph 1, Code 2024, is amended to read as follows:

33 The review ~~team~~ committee shall perform the following
34 duties:

35 Sec. 216. Section 135.43, subsection 3, paragraphs a, c, e,

1 f, and g, Code 2024, are amended to read as follows:

2 a. Collect, review, and analyze child death certificates and
3 child death data, including patient records or other pertinent
4 confidential information concerning the deaths of children
5 under age eighteen, and other information as the review ~~team~~
6 committee deems appropriate for use in preparing an annual
7 report to the governor and the general assembly concerning the
8 causes and manner of child deaths. The report shall include
9 analysis of factual information obtained through review and
10 recommendations regarding prevention of child deaths.

11 c. Recommend to the agencies represented on the review ~~team~~
12 committee changes which may prevent child deaths.

13 e. Recommend to the department, appropriate law enforcement
14 agencies, and any other person involved with child protection,
15 interventions that may prevent harm to a child who is related
16 to or is living in the same home as a child whose case is
17 reviewed by the ~~team~~ committee.

18 f. If the sharing of information is necessary to assist in
19 or initiate a child death investigation or criminal prosecution
20 and the office or agency receiving the information does not
21 otherwise have access to the information, share information
22 possessed by the review ~~team~~ committee with the office of the
23 attorney general, a county attorney's office, or an appropriate
24 law enforcement agency. The office or agency receiving
25 the information shall maintain the confidentiality of the
26 information in accordance with this section. Unauthorized
27 release or disclosure of the information received is subject to
28 penalty as provided in this section.

29 g. In order to assist the department in performing the
30 department's duties, if the department does not otherwise have
31 access to the information, share information possessed by the
32 review ~~team~~ committee. The recipient of the information shall
33 maintain the confidentiality of the information in accordance
34 with this section. Unauthorized release or disclosure of the
35 information received is subject to penalty as provided in this

1 section.

2 Sec. 217. Section 135.43, subsection 4, unnumbered
3 paragraph 1, Code 2024, is amended to read as follows:

4 The department shall develop protocols for ~~a child fatality~~
5 ~~review committee, to be appointed by the director on an ad hoc~~
6 ~~basis,~~ the state mortality review committee to immediately
7 review the child abuse assessments which involve the fatality
8 of a child under age eighteen. ~~The director shall appoint a~~
9 ~~medical examiner, a pediatrician, and a person involved with~~
10 ~~law enforcement to the committee.~~

11 Sec. 218. Section 135.43, subsection 4, paragraph a, Code
12 2024, is amended to read as follows:

13 a. The purpose of the review shall be to determine whether
14 the department and others involved with the case of child abuse
15 responded appropriately. The protocols shall provide for
16 the committee to consult with any multidisciplinary team, as
17 defined in section 235A.13, that is operating in the area in
18 which the fatality occurred. The protocols shall also ensure
19 that a member of the ~~child fatality review~~ committee does not
20 have a conflict of interest regarding the child fatality under
21 review.

22 Sec. 219. Section 135.43, subsection 5, paragraph a,
23 unnumbered paragraph 1, Code 2024, is amended to read as
24 follows:

25 The following individuals shall designate a liaison
26 to assist the review ~~team~~ committee in fulfilling its
27 responsibilities:

28 Sec. 220. Section 135.43, subsection 5, paragraph b, Code
29 2024, is amended to read as follows:

30 b. In addition, the department shall designate a liaison
31 from the public at large to assist the review ~~team~~ committee in
32 fulfilling its responsibilities.

33 Sec. 221. Section 135.43, subsections 6, 7, and 8, Code
34 2024, are amended to read as follows:

35 6. The review ~~team~~ committee may establish subcommittees to

1 which the ~~team~~ committee may delegate some or all of the ~~team's~~
2 committee's responsibilities under subsection 3.

3 7. a. The department shall adopt rules providing for
4 disclosure of information which is confidential under chapter
5 22 or any other provision of state law, to the review ~~team~~
6 committee for purposes of performing its child death and child
7 abuse review responsibilities.

8 b. A person in possession or control of medical,
9 investigative, assessment, or other information pertaining to a
10 child death and child abuse review shall allow the inspection
11 and reproduction of the information by the department
12 upon the request of the department, to be used only in the
13 administration and for the duties of the ~~Iowa child death~~
14 state mortality review ~~team~~ committee. Except as provided
15 for a report on a child fatality by an ~~ad hoc child fatality~~
16 review the committee under subsection 4, information and
17 records produced under this section which are confidential
18 under section 22.7 and chapter 235A, and information or records
19 received from the confidential records, remain confidential
20 under this section. A person does not incur legal liability by
21 reason of releasing information to the department as required
22 under and in compliance with this section.

23 8. Review ~~team~~ committee members and their agents are immune
24 from any liability, civil or criminal, which might otherwise
25 be incurred or imposed as a result of any act, omission,
26 proceeding, decision, or determination undertaken or performed,
27 or recommendation made as a review ~~team~~ committee member or
28 agent provided that the review ~~team~~ committee members or agents
29 acted in good faith and without malice in carrying out their
30 official duties in their official capacity. The department
31 shall adopt rules pursuant to chapter 17A to administer
32 this subsection. A complainant bears the burden of proof in
33 establishing malice or lack of good faith in an action brought
34 against review ~~team~~ committee members involving the performance
35 of their duties and powers under this section.

1 Sec. 222. Section 135.108, Code 2024, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 01. *“Committee”* or *“review committee”* means
4 the state mortality review committee established in section
5 135.43.

6 Sec. 223. Section 135.108, subsection 4, Code 2024, is
7 amended by striking the subsection.

8 Sec. 224. Section 135.110, subsection 1, unnumbered
9 paragraph 1, Code 2024, is amended to read as follows:

10 The review ~~team~~ committee shall perform the following
11 duties:

12 Sec. 225. Section 135.110, subsection 1, paragraphs b and c,
13 Code 2024, are amended to read as follows:

14 **b.** Advise and consult ~~the agencies represented on the team~~
15 ~~and other~~ state agencies regarding program and regulatory
16 changes that may prevent domestic abuse deaths.

17 **c.** Develop protocols for domestic abuse death investigations
18 and ~~team~~ committee review.

19 Sec. 226. Section 135.110, subsections 2, 3, 4, 5, and 6,
20 Code 2024, are amended to read as follows:

21 2. In performing duties pursuant to subsection 1, the
22 review ~~team~~ committee shall review the relationship between the
23 decedent victim and the alleged or convicted perpetrator from
24 the point where the abuse allegedly began, until the domestic
25 abuse death occurred, and shall review all relevant documents
26 pertaining to the relationship between the parties, including
27 but not limited to protective orders and dissolution, custody,
28 and support agreements and related court records, in order to
29 ascertain whether a correlation exists between certain events
30 in the relationship and any escalation of abuse, and whether
31 patterns can be established regarding such events in relation
32 to domestic abuse deaths in general. The review ~~team~~ committee
33 shall consider such conclusions in making recommendations
34 pursuant to subsection 1.

35 3. The ~~team~~ committee shall meet upon the call of the

1 chairperson, upon the request of a state agency, or as
2 determined by a majority of the ~~team~~ committee.

3 4. The ~~team~~ committee shall annually elect a chairperson and
4 other officers as deemed necessary by the ~~team~~ committee.

5 5. The ~~team~~ committee may establish ~~committees~~
6 subcommittees or panels to whom the ~~team~~ committee may assign
7 some or all of the ~~team's~~ committee's responsibilities.

8 6. Members of the ~~team~~ committee who are currently
9 practicing attorneys or current employees of the judicial
10 branch of state government shall not participate in the
11 following:

12 a. An investigation by the ~~team~~ committee that involves a
13 case in which the ~~team~~ committee member is presently involved
14 in the member's professional capacity.

15 b. Development of protocols by the ~~team~~ committee for
16 domestic abuse death investigations and ~~team~~ committee review.

17 c. Development of regulatory changes related to domestic
18 abuse deaths.

19 Sec. 227. Section 135.111, subsection 1, Code 2024, is
20 amended to read as follows:

21 1. A person in possession or control of medical,
22 investigative, or other information pertaining to a domestic
23 abuse death and related incidents and events preceding the
24 domestic abuse death, shall allow for the inspection and review
25 of written or photographic information related to the death,
26 whether the information is confidential or public in nature, by
27 the department upon the request of the department and the ~~team~~
28 committee, to be used only in the administration and for the
29 official duties of the ~~team~~ committee. Information and records
30 produced under this section that are confidential under the law
31 of this state or under federal law, or because of any legally
32 recognized privilege, and information or records received
33 from the confidential records, remain confidential under this
34 section.

35 Sec. 228. Section 135.112, Code 2024, is amended to read as

1 follows:

2 **135.112 Rulemaking.**

3 The department shall adopt rules pursuant to chapter 17A
4 relating to the administration of the ~~domestic abuse death~~
5 ~~review team committee~~ and sections 135.108 through 135.111.

6 Sec. 229. Section 147.13, subsection 21, Code 2024, is
7 amended by striking the subsection.

8 Sec. 230. Section 147.14, subsection 1, paragraphs a, b, d,
9 e, n, and s, Code 2024, are amended to read as follows:

10 a. For medicine, ~~five~~ three members licensed to practice
11 medicine and surgery, ~~two members~~ one member licensed to
12 practice osteopathic medicine and surgery, and three members
13 not licensed to practice either medicine and surgery or
14 osteopathic medicine and surgery, and who shall represent the
15 general public.

16 b. For nursing, ~~four~~ three registered nurses, ~~two~~ one of
17 whom shall be actively engaged in practice, ~~two~~ one of whom
18 shall be a nurse educators educator from a nursing education
19 ~~programs; of these, one in higher education and one in area~~
20 ~~community and vocational-technical registered nurse education~~
21 program; one licensed practical nurse actively engaged in
22 practice; and ~~two members~~ one member who is not a registered
23 ~~nurses~~ nurse or licensed practical ~~nurses~~ nurse and who
24 shall represent the general public. The ~~representatives~~
25 representative of the general public shall not be ~~members~~ a
26 member of a health care delivery systems system.

27 d. For pharmacy, ~~five~~ four members licensed to practice
28 pharmacy, one member registered as a certified pharmacy
29 technician as defined by the board by rule, and ~~two members~~
30 one member who ~~are~~ is not licensed to practice pharmacy or
31 registered as a certified pharmacy technician and who shall
32 represent the general public.

33 e. For optometry, ~~five~~ four members licensed to practice
34 optometry and ~~two members~~ one member who ~~are~~ is not licensed to
35 practice optometry and who shall represent the general public.

1 *n.* For mortuary science, ~~four~~ three members licensed to
2 practice mortuary science, one member owning, operating,
3 or employed by a crematory, and ~~two members~~ one member not
4 licensed to practice mortuary science and not a crematory
5 owner, operator, or employee who shall represent the general
6 public.

7 *s.* For sign language interpreting and transliterating,
8 ~~four~~ three members licensed to practice interpreting and
9 transliterating, ~~three~~ two of whom shall be practicing
10 interpreters and transliterators at the time of appointment
11 to the board and at least one of whom is employed in an
12 educational setting; and ~~three~~ two members who are consumers of
13 interpreting or transliterating services as defined in section
14 154E.1, each of whom shall be deaf or hard of hearing.

15 Sec. 231. Section 147.14, subsection 1, paragraph t, Code
16 2024, is amended by striking the paragraph.

17 Sec. 232. Section 148.2A, subsection 2, unnumbered
18 paragraph 1, Code 2024, is amended to read as follows:

19 Notwithstanding sections 17A.11, 69.16, 69.16A, 147.12,
20 147.14, and 147.19, the board may have a pool of up to ~~ten~~ three
21 alternate members, including members licensed to practice under
22 this chapter and members not licensed to practice under this
23 chapter, to substitute for board members who are disqualified
24 or become unavailable for any other reason for contested case
25 hearings.

26 Sec. 233. Section 148.2A, subsection 2, paragraph a, Code
27 2024, is amended to read as follows:

28 *a.* The board may recommend, subject to approval by
29 the governor, up to ~~ten~~ three people to serve in a pool of
30 alternate members.

31 Sec. 234. Section 154A.1, subsection 1, Code 2024, is
32 amended by striking the subsection.

33 Sec. 235. Section 154A.1, subsection 6, Code 2024, is
34 amended to read as follows:

35 6. "*Hearing aid specialist*" means any person engaged in the

1 fitting, dispensing, and sale of hearing aids and providing
2 hearing aid services or maintenance, by means of procedures
3 stipulated by this chapter or the ~~board~~ department.

4 Sec. 236. Section 154A.10, subsection 3, Code 2024, is
5 amended to read as follows:

6 3. Pays the necessary fees set by the ~~board~~ department.

7 Sec. 237. Section 154A.12, subsection 2, Code 2024, is
8 amended to read as follows:

9 2. The ~~board~~ department shall not require the applicant to
10 possess the degree of professional competence normally expected
11 of physicians.

12 Sec. 238. Section 154A.13, Code 2024, is amended to read as
13 follows:

14 **154A.13 Temporary permit.**

15 A person who has not been licensed as a hearing aid
16 specialist may obtain a temporary permit from the department
17 upon completion of the application accompanied by the written
18 verification of employment from a licensed hearing aid
19 specialist. The department shall issue a temporary permit for
20 ~~one year~~ two years which shall not be renewed or reissued.
21 The fee for issuance of the temporary permit shall be set
22 by the ~~board~~ department in accordance with the provisions
23 for establishment of fees by boards in section 147.80. The
24 temporary permit entitles an applicant to engage in the fitting
25 or selection and sale of hearing aids under the supervision of
26 a person holding a valid license.

27 Sec. 239. Section 154A.19, subsection 1, Code 2024, is
28 amended to read as follows:

29 1. This chapter shall not prohibit a corporation,
30 partnership, trust, association, or other organization
31 maintaining an established business address from engaging in
32 the business of selling or offering for sale hearing aids at
33 retail without a license if it employs only licensed hearing
34 aid specialists in the direct fitting or selection and sale
35 of hearing aids. Such an organization shall file annually

1 with the ~~board~~ department a list of all licensed hearing aid
2 specialists and persons holding temporary permits directly
3 or indirectly employed by it. Such an organization shall
4 also file with the ~~board~~ department a statement on a form
5 approved by the ~~board~~ department that the organization submits
6 itself to the rules and regulations of the ~~board~~ department
7 and the provisions of this chapter which the department deems
8 applicable.

9 Sec. 240. Section 154A.19, Code 2024, is amended by adding
10 the following new subsection:

11 NEW SUBSECTION. 4. This chapter shall not apply to a person
12 who engages in practices covered by this chapter if the person
13 is licensed as an audiologist pursuant to chapter 154F.

14 Sec. 241. Section 154A.23, Code 2024, is amended to read as
15 follows:

16 **154A.23 Disciplinary orders — attorney general.**

17 The ~~board~~ department shall forward a copy of all final
18 disciplinary orders, with associated complaints, to the
19 attorney general for consideration for prosecution or
20 enforcement when warranted. The attorney general and all
21 county attorneys shall assist ~~the board and~~ the department in
22 the enforcement of the provisions of this chapter.

23 Sec. 242. Section 154A.24, unnumbered paragraph 1, Code
24 2024, is amended to read as follows:

25 The ~~board~~ department may revoke or suspend a license or
26 temporary permit permanently or for a fixed period for any of
27 the following causes:

28 Sec. 243. Section 154A.24, subsection 2, paragraphs e and s,
29 Code 2024, are amended to read as follows:

30 e. Representing that the service or advice of a person
31 licensed to practice medicine, or one who is certificated as
32 a clinical audiologist by the board of speech pathology and
33 audiology or its equivalent, will be used or made available in
34 the fitting or selection, adjustment, maintenance, or repair
35 of hearing aids when that is not true, or using the words

1 "doctor", "clinic", "clinical audiologist", "state approved",
2 or similar words, abbreviations, or symbols which tend to
3 connote the medical or other professions, except where the
4 title "certified hearing aid audiologist" has been granted
5 by the national hearing aid society, or that the hearing aid
6 specialist has been recommended by this state or the ~~board~~
7 department when such is not accurate.

8 *s.* Such other acts or omissions as the ~~board~~ department may
9 determine to be unethical conduct.

10 Sec. 244. Section 169.5, subsection 1, paragraph a, Code
11 2024, is amended to read as follows:

12 *a.* The governor shall appoint, subject to confirmation
13 by the senate pursuant to section 2.32, a board of five
14 individuals, three of whom shall be licensed veterinarians
15 and two of whom shall not be licensed veterinarians and shall
16 represent the general public, one of whom shall be a farmer
17 involved in the production of agricultural animals. The board
18 shall be known as the Iowa board of veterinary medicine.

19 Sec. 245. Section 170.1, subsection 2, Code 2024, is amended
20 by striking the subsection.

21 Sec. 246. Section 170.3B, Code 2024, is amended to read as
22 follows:

23 **170.3B Farm deer administration fee.**

24 The department may establish a farm deer administration fee
25 which shall be annually imposed on each landowner who keeps
26 farm deer in this state. The amount of the fee shall not exceed
27 two hundred dollars per year. The fee shall be collected
28 by the department in a manner specified by rules adopted by
29 the department ~~after consulting with the farm deer council~~
30 ~~established in section 170.2.~~ The collected fees shall be
31 credited to the farm deer administration fund created pursuant
32 to section 170.3C.

33 Sec. 247. Section 190C.1, subsection 2, Code 2024, is
34 amended by striking the subsection.

35 Sec. 248. Section 190C.2B, subsection 1, Code 2024, is

1 amended to read as follows:

2 1. The department shall implement and administer the
3 provisions of this chapter for agricultural products that have
4 been produced and handled within this state using organic
5 methods as provided in this chapter. ~~The department may~~
6 ~~consult with the council in implementing and administering this~~
7 ~~chapter.~~ The department may certify agricultural products that
8 have been produced and handled outside this state using an
9 organic method as provided in this chapter.

10 Sec. 249. Section 190C.3, subsection 2, Code 2024, is
11 amended to read as follows:

12 2. The department may request assistance from ~~the council~~
13 ~~as provided in section 190C.2A or from one or more regional~~
14 organic associations as provided in section 190C.6.

15 Sec. 250. Section 203.11A, subsection 2, Code 2024, is
16 amended to read as follows:

17 2. The amount of a civil penalty shall not exceed one
18 thousand five hundred dollars. Each day that a violation
19 continues shall constitute a separate violation. ~~The amount~~
20 ~~of the civil penalty that may be assessed in a case shall~~
21 ~~not exceed the amount recommended by the grain industry peer~~
22 ~~review panel established pursuant to section 203.11B.~~ Moneys
23 collected in civil penalties by the department or the attorney
24 general shall be deposited in the general fund of the state.

25 Sec. 251. Section 203.16, subsection 8, Code 2024, is
26 amended by striking the subsection.

27 Sec. 252. Section 203C.24, subsection 8, Code 2024, is
28 amended by striking the subsection.

29 Sec. 253. Section 203C.36A, subsection 2, Code 2024, is
30 amended to read as follows:

31 2. The amount of a civil penalty shall not exceed one
32 thousand five hundred dollars. Each day that a violation
33 continues shall constitute a separate violation. ~~The amount~~
34 ~~of the civil penalty that may be assessed in an administrative~~
35 ~~case shall not exceed the amount recommended by the grain~~

1 ~~industry peer review panel established pursuant to section~~
2 ~~203.11B.~~ Moneys collected in civil penalties by the department
3 or the attorney general shall be deposited in the general fund
4 of the state.

5 Sec. 254. Section 206.19, subsection 5, Code 2024, is
6 amended by adding the following new paragraph:

7 NEW PARAGRAPH. c. (1) A person subject to a civil penalty
8 pursuant to this subsection may submit an appeal to the
9 department. The appeal shall be referred to an administrative
10 law judge for hearing as a contested case pursuant to chapter
11 17A.

12 (2) This paragraph does not apply to a license revocation
13 proceeding. This paragraph does not require the department
14 to delay the prosecution of a case if immediate action is
15 necessary to reduce the risk of harm to the environment or
16 public health or safety. This section also does not require a
17 review or response if the department refers a violation of this
18 chapter for criminal prosecution, or for an action involving a
19 stop order issued pursuant to section 206.16.

20 (3) An available response by the department may be used as
21 evidence in an administrative hearing, or a civil or criminal
22 case, except to the extent that information is considered
23 confidential pursuant to section 22.7.

24 Sec. 255. Section 216.2, Code 2024, is amended by adding the
25 following new subsections:

26 NEW SUBSECTION. 01. "Agency" means the administrative
27 function of the Iowa office of civil rights, including the
28 director and staff. "Agency" does not include a member of the
29 Iowa state civil rights commission.

30 NEW SUBSECTION. 4A. "Director" means the director of the
31 Iowa office of civil rights.

32 NEW SUBSECTION. 11A. "Office" means the Iowa office of
33 civil rights.

34 Sec. 256. Section 216.2, subsection 1, Code 2024, is amended
35 to read as follows:

1 1. "*Commission*" means the Iowa state civil rights commission
2 created ~~by this chapter~~ within the Iowa office of civil rights.

3 Sec. 257. Section 216.3, subsections 1 and 3, Code 2024, are
4 amended to read as follows:

5 1. The Iowa state civil rights commission is created
6 ~~within the department of inspections, appeals, and licensing~~
7 consisting of ~~seven~~ five members appointed by the governor
8 subject to confirmation by the senate. Appointments shall be
9 made to provide geographical area representation insofar as
10 practicable. No more than ~~four~~ three members of the commission
11 shall belong to the same political party. Members appointed
12 to the commission shall serve for four-year staggered terms
13 beginning and ending as provided by section 69.19.

14 3. The governor subject to confirmation by the senate shall
15 appoint a director who shall serve as the ~~executive officer~~
16 ~~of the commission~~ head of the agency. The governor shall set
17 the salary of the director within the applicable salary range
18 established by the general assembly. The director shall adopt
19 rules pursuant to chapter 17A consistent with and necessary for
20 the enforcement of this chapter. The director shall advise and
21 support the commission in fulfilling the commission's duties
22 and responsibilities under section 216.5A.

23 Sec. 258. Section 216.4, Code 2024, is amended to read as
24 follows:

25 **216.4 Compensation and expenses — rules procedures.**

26 Commissioners shall be paid a per diem as specified in
27 section 7E.6 and shall be reimbursed for actual and necessary
28 expenses incurred while on official commission business. All
29 per diem and expense moneys paid to commissioners shall be
30 paid from funds appropriated to the ~~commission~~ office. The
31 commission shall adopt, amend, or rescind rules procedures as
32 necessary for the conduct of its meetings. A quorum shall
33 consist of ~~four~~ three commissioners.

34 Sec. 259. Section 216.5, Code 2024, is amended by striking
35 the section and inserting in lieu thereof the following:

1 **216.5 Powers and duties of agency.**

2 The agency shall have the following powers and duties:

3 1. To receive, investigate, mediate, conciliate,
4 and determine the merits of complaints alleging illegal
5 discriminatory practices. The agency shall not disclose the
6 filing of a complaint, the information gathered during the
7 investigation, or the endeavors to eliminate such illegal
8 discriminatory practice by mediation or conciliation, unless
9 such disclosure is made in connection with the agency's
10 investigation.

11 2. To investigate compliance with conciliation agreements
12 and pursue appropriate remedies up to and including filing in
13 district court.

14 3. To investigate, study, and report on the existence,
15 causes, and extent of illegal discrimination, as deemed
16 necessary by the director.

17 4. To provide education and outreach regarding illegal
18 discrimination, including individuals and organizations.

19 5. To seek a temporary injunction against a respondent when
20 it appears that a complainant may suffer irreparable injury
21 as a result of an alleged violation of this chapter. Unless
22 otherwise specified in this chapter, a temporary injunction
23 may be issued only after the respondent has been notified and
24 afforded an opportunity to be heard.

25 6. To hold contested case hearings upon any complaint made
26 against a respondent, and all of the following:

27 *a.* To subpoena witnesses and compel their attendance.

28 *b.* To administer oaths and take the testimony of any person
29 under oath.

30 *c.* To compel a respondent to produce for examination any
31 books and papers relating to the complaint.

32 7. To issue subpoenas at the request of a party in contested
33 hearings.

34 8. To petition the district court for issuance of a subpoena
35 and the court, in a proper case, shall issue the subpoena for

1 contested case hearings. Refusal to obey a district court
2 subpoena shall be subject to punishment for contempt.

3 9. To pursue the entry of a consent decree in district court
4 for conciliation agreements.

5 10. To petition and appear before the district court for
6 the enforcement of office orders following a contested case
7 hearing.

8 11. To provide education opportunities and informal
9 technical advice to local commissions regarding legal
10 developments, case process improvements, and cooperation for
11 cross-filing.

12 12. To prepare and transmit to the governor and the general
13 assembly an annual report describing performance outcomes of
14 the agency.

15 13. To make recommendations to the governor and general
16 assembly for such further legislation concerning illegal
17 discrimination as deemed necessary by the director.

18 14. To adopt, publish, amend, and rescind office rules
19 pursuant to chapter 17A consistent with and necessary for the
20 enforcement of this chapter.

21 15. To receive, administer, dispense, and account for any
22 moneys that may be granted or voluntarily contributed to the
23 office for furthering the purposes of this chapter.

24 16. To utilize volunteers to aid in the conduct of the
25 agency's duties as deemed necessary by the director.

26 17. To issue a copy of the case file to any party following
27 the issuance of a right to sue letter, the filing of a
28 contested case, or the filing of an action for judicial review.

29 18. To issue protective orders in case files when necessary.

30 Sec. 260. NEW SECTION. 216.5A Powers and duties of
31 commission.

32 The commission shall have the following powers and duties:

33 1. To adopt, amend, or rescind procedures as necessary for
34 the conduct of commission meetings.

35 2. To sit as the final reviewing body for decisions issued

1 by an administrative law judge following an appeal from a
2 contested case hearing.

3 3. To make policy recommendations to the director for
4 consideration to be incorporated with any recommendations from
5 the agency to the governor and general assembly.

6 Sec. 261. Section 216.8C, subsections 3 and 4, Code 2024,
7 are amended to read as follows:

8 3. The ~~commission~~ agency, in consultation with the consumer
9 protection division of the office of the attorney general,
10 shall adopt rules regarding the making of a written finding
11 by licensees under this section. The rules shall include a
12 form for licensees to document the licensees' written finding.
13 The form shall recite this section's requirements and comply
14 with the federal Fair Housing Act, 42 U.S.C. §3601 et seq., as
15 amended, and section 504 of the federal Rehabilitation Act of
16 1973, 29 U.S.C. §794, as amended. The form must contain only
17 two questions regarding the qualifications of the patient or
18 client, which shall be whether a person has a disability and
19 whether the need for an assistance animal or service animal is
20 related to the disability. The form must indicate that the
21 responses must be limited to "yes" or "no". The form must not
22 allow for additional detail.

23 4. A person who, in the course of employment, is asked
24 to make a finding of disability and disability-related need
25 for an assistance animal or service animal shall utilize the
26 form created by the ~~commission~~ agency to document the person's
27 written finding.

28 Sec. 262. Section 216.12, subsection 1, paragraph d,
29 unnumbered paragraph 1, Code 2024, is amended to read as
30 follows:

31 Discrimination on the basis of familial status involving
32 dwellings provided under any state or federal program
33 specifically designed and operated to assist elderly persons,
34 as defined in the state or federal program that the ~~commission~~
35 agency determines to be consistent with determinations made by

1 the United States secretary of housing and urban development,
2 and housing for older persons. As used in this paragraph,
3 "*housing for older persons*" means housing communities consisting
4 of dwellings intended for either of the following:

5 Sec. 263. Section 216.15, Code 2024, is amended to read as
6 follows:

7 **216.15 Complaint — hearing.**

8 1. Any person claiming to be aggrieved by a discriminatory
9 or unfair practice may, in person or by an attorney, make,
10 sign, and file with the ~~commission~~ agency a verified, written
11 complaint which shall state the name and address of the person,
12 employer, employment agency, or labor organization alleged
13 to have committed the discriminatory or unfair practice of
14 which complained, shall set forth the particulars thereof,
15 and shall contain such other information as may be required
16 by the ~~commission~~ agency. ~~The commission~~ Agency staff, a
17 commissioner, or the attorney general may in like manner make,
18 sign, and file such complaint.

19 2. Any place of public accommodation, employer, labor
20 organization, or other person who has any employees or members
21 who refuse or threaten to refuse to comply with the provisions
22 of this chapter may file with the ~~commission~~ agency a verified
23 written complaint in triplicate asking the ~~commission~~ agency
24 for assistance to obtain their compliance by conciliation or
25 other remedial action.

26 3. *a.* After the filing of a verified complaint, a true
27 copy shall be served within twenty days on the person against
28 whom the complaint is filed, except as provided in subsection

29 4. ~~An authorized member of the commission~~ Agency staff shall
30 make a prompt investigation and shall issue a recommendation
31 to an administrative law judge employed by the division of
32 administrative hearings created by section 10A.801, who shall
33 then issue a determination of probable cause or no probable
34 cause.

35 *b.* For purposes of this chapter, an administrative law judge

1 issuing a determination of probable cause or no probable cause
2 under this section is exempt from section 17A.17.

3 *c.* If the administrative law judge concurs with the
4 investigating official that probable cause exists regarding
5 the allegations of the complaint, the staff of the ~~commission~~
6 agency shall promptly endeavor to eliminate the discriminatory
7 or unfair practice by conference, conciliation, and persuasion.
8 If the administrative law judge finds that no probable cause
9 exists, the administrative law judge shall issue a final order
10 dismissing the complaint and shall promptly mail a copy to the
11 complainant and to the respondent. A finding of probable cause
12 shall not be introduced into evidence in an action brought
13 under section 216.16.

14 *d.* The ~~commission~~ agency staff must endeavor to eliminate
15 the discriminatory or unfair practice by conference,
16 conciliation, and persuasion for a period of thirty days
17 following the initial conciliation meeting between the
18 respondent and the ~~commission~~ agency staff after a finding
19 of probable cause. After the expiration of thirty days, the
20 director may order the conciliation conference and persuasion
21 procedure provided in this section to be bypassed when the
22 director determines the procedure is unworkable by reason of
23 past patterns and practices of the respondent, or a statement
24 by the respondent that the respondent is unwilling to continue
25 with the conciliation. ~~The director must have the approval of~~
26 ~~a commissioner before bypassing the conciliation, conference~~
27 ~~and persuasion procedure.~~ Upon the bypassing of conciliation,
28 the director shall state in writing the reasons for bypassing.

29 4. *a.* The ~~commission~~ agency may permit service of a
30 complaint on a respondent by regular or electronic mail. If
31 the respondent does not respond to the service by regular or
32 electronic mail after ninety days, the ~~commission~~ agency shall
33 serve the complaint on the respondent by certified mail within
34 twenty days after the expiration of the ninety-day response
35 period to service by regular or electronic mail.

1 **b.** The ~~commission~~ agency may also permit a party to file
2 a response to a complaint, a document, information, or other
3 material, by electronic mail.

4 **c.** The ~~commission~~ agency may issue a notice, determination,
5 order, subpoena, request, correspondence, or any other document
6 issued by the ~~commission~~ agency, by electronic mail.

7 **5.** The members of the commission and ~~its~~ agency staff
8 shall not disclose the filing of a complaint, the information
9 gathered during the investigation, or the endeavors to
10 eliminate such discriminatory or unfair practice by mediation,
11 conference, conciliation, and persuasion, unless such
12 disclosure is made in connection with the conduct of such
13 investigation.

14 **6.** When the director is satisfied that further endeavor to
15 settle a complaint by conference, conciliation, and persuasion
16 is unworkable and should be bypassed, and the thirty-day period
17 provided for in subsection 3 has expired without agreement, the
18 director ~~with the approval of a commissioner,~~ shall issue and
19 cause to be served a written notice specifying the charges in
20 the complaint as they may have been amended and the reasons for
21 bypassing conciliation, if the conciliation is bypassed, and
22 requiring the respondent to answer the charges of the complaint
23 at a hearing before the ~~commission~~ agency, a commissioner, or
24 a person designated by the ~~commission~~ agency to conduct the
25 hearing, hereafter referred to as the administrative law judge,
26 and at a time and place to be specified in the notice.

27 **7.** The case in support of such complaint shall be presented
28 at the hearing by one of the ~~commission's~~ agency's attorneys
29 or agents. The investigating official shall not participate
30 in the hearing except as a witness nor participate in the
31 deliberations of the ~~commission~~ agency in such case.

32 **8.** The hearing shall be conducted in accordance with the
33 provisions of chapter 17A for contested cases. The burden of
34 proof in such a hearing shall be on the ~~commission~~ agency.

35 **9.** If upon taking into consideration all of the evidence

1 at a hearing, the ~~commission~~ agency determines that the
2 respondent has engaged in a discriminatory or unfair practice,
3 the ~~commission~~ agency shall state its findings of fact and
4 conclusions of law and shall issue an order requiring the
5 respondent to cease and desist from the discriminatory or
6 unfair practice and to take the necessary remedial action
7 as in the judgment of the ~~commission~~ agency will carry out
8 the purposes of this chapter. A copy of the order shall be
9 delivered to the respondent, the complainant, and to any other
10 public officers and persons as the ~~commission~~ agency deems
11 proper.

12 a. For the purposes of this subsection and pursuant to the
13 provisions of this chapter "remedial action" includes but is
14 not limited to the following:

15 (1) Hiring, reinstatement or upgrading of employees
16 with or without pay. Interim earned income and unemployment
17 compensation shall operate to reduce the pay otherwise
18 allowable.

19 (2) Admission or restoration of individuals to a labor
20 organization, admission to or participation in a guidance
21 program, apprenticeship training program, on-the-job training
22 program or other occupational training or retraining program,
23 with the utilization of objective criteria in the admission of
24 individuals to such programs.

25 (3) Admission of individuals to a public accommodation or an
26 educational institution.

27 (4) Sale, exchange, lease, rental, assignment or sublease
28 of real property to an individual.

29 (5) Extension to all individuals of the full and equal
30 enjoyment of the advantages, facilities, privileges, and
31 services of the respondent denied to the complainant because of
32 the discriminatory or unfair practice.

33 (6) Reporting as to the manner of compliance.

34 (7) Posting notices in conspicuous places in the
35 respondent's place of business in form prescribed by the

1 ~~commission~~ agency and inclusion of notices in advertising
2 material.

3 (8) Payment to the complainant of damages for an injury
4 caused by the discriminatory or unfair practice which damages
5 shall include but are not limited to actual damages, court
6 costs and reasonable attorney fees.

7 (9) For an unfair or discriminatory practice relating
8 to wage discrimination pursuant to section 216.6A, payment
9 to the complainant of damages for an injury caused by the
10 discriminatory or unfair practice which damages shall include
11 but are not limited to court costs, reasonable attorney fees,
12 and either of the following:

13 (a) An amount equal to two times the wage differential
14 paid to another employee compared to the complainant for the
15 period of time for which the complainant has been discriminated
16 against.

17 (b) In instances of willful violation, an amount equal to
18 three times the wage differential paid to another employee as
19 compared to the complainant for the period of time for which
20 the complainant has been discriminated against.

21 *b.* In addition to the remedies provided in the preceding
22 provisions of this subsection, the ~~commission~~ agency may issue
23 an order requiring the respondent to cease and desist from the
24 discriminatory or unfair practice and to take such affirmative
25 action as in the judgment of the ~~commission~~ agency will carry
26 out the purposes of this chapter as follows:

27 (1) In the case of a respondent operating by virtue of
28 a license issued by the state or a political subdivision
29 or agency, if the ~~commission~~ agency, upon notice to the
30 respondent with an opportunity to be heard, determines that the
31 respondent has engaged in a discriminatory or unfair practice
32 and that the practice was authorized, requested, commanded,
33 performed or knowingly or recklessly tolerated by the board
34 of directors of the respondent or by an officer or executive
35 agent acting within the scope of the officer's or agent's

1 employment, the ~~commission~~ agency shall so certify to the
2 licensing agency. Unless the ~~commission~~ agency finding of a
3 discriminatory or unfair practice is reversed in the course of
4 judicial review, the finding of discrimination is binding on
5 the licensing agency. If a certification is made pursuant to
6 this subsection, the licensing agency may initiate licensee
7 disciplinary procedures.

8 (2) In the case of a respondent who is found by the
9 ~~commission~~ agency to have engaged in a discriminatory or
10 unfair practice in the course of performing under a contract
11 or subcontract with the state or political subdivision or
12 agency, if the practice was authorized, requested, commanded,
13 performed, or knowingly or recklessly tolerated by the board
14 of directors of the respondent or by an officer or executive
15 agent acting within the scope of the officer's or agent's
16 employment, the ~~commission~~ agency shall so certify to the
17 contracting agency. Unless the ~~commission's~~ agency's finding
18 of a discriminatory or unfair practice is reversed in the
19 course of judicial review, the finding of discrimination is
20 binding on the contracting agency.

21 (3) Upon receiving a certification made under this
22 subsection, a contracting agency may take appropriate action
23 to terminate a contract or portion thereof previously entered
24 into with the respondent, either absolutely or on condition
25 that the respondent carry out a program of compliance with
26 the provisions of this chapter; and assist the state and all
27 political subdivisions and agencies thereof to refrain from
28 entering into further contracts.

29 *c.* The election of an affirmative order under paragraph "b"
30 of this subsection shall not bar the election of affirmative
31 remedies provided in paragraph "a" of this subsection.

32 10. *a.* The terms of a conciliation or mediation agreement
33 reached with the respondent may require the respondent to
34 refrain in the future from committing discriminatory or
35 unfair practices of the type stated in the agreement, to take

1 remedial action as in the judgment of the ~~commission~~ agency
2 will carry out the purposes of this chapter, and to consent
3 to the entry in an appropriate district court of a consent
4 decree embodying the terms of the conciliation or mediation
5 agreement. Violation of such a consent decree may be punished
6 as contempt by the court in which it is filed, upon a showing
7 by the ~~commission~~ agency of the violation at any time within
8 six months of its occurrence. At any time in its discretion,
9 the ~~commission~~ agency may investigate whether the terms of the
10 agreement are being complied with by the respondent.

11 **b.** Upon a finding that the terms of the conciliation
12 or mediation agreement are not being complied with by the
13 respondent, the ~~commission~~ agency shall take appropriate action
14 to assure compliance.

15 11. If, upon taking into consideration all of the evidence
16 at a hearing, the ~~commission~~ agency finds that a respondent
17 has not engaged in any such discriminatory or unfair practice,
18 the ~~commission~~ agency shall issue an order denying relief and
19 stating the findings of fact and conclusions of the ~~commission~~
20 agency, and shall cause a copy of the order dismissing the
21 complaint to be served on the complainant and the respondent.

22 12. The ~~commission~~ agency shall establish rules to govern,
23 expedite, and effectuate the procedures established by this
24 chapter and its own actions thereunder.

25 13. Except as provided in section 614.8, a claim under this
26 chapter shall not be maintained unless a complaint is filed
27 with the ~~commission~~ agency within three hundred days after the
28 alleged discriminatory or unfair practice occurred.

29 14. The ~~commission~~ agency or a party to a complaint may
30 request mediation of the complaint at any time during the
31 ~~commission's~~ agency's processing of the complaint. If the
32 complainant and respondent participate in mediation, any
33 mediation agreement may be enforced pursuant to this section.
34 Mediation may be discontinued at the request of any party or
35 the ~~commission~~ agency.

1 Sec. 264. Section 216.15A, Code 2024, is amended to read as
2 follows:

3 **216.15A Additional proceedings — housing discrimination.**

4 1. *a.* The ~~commission~~ agency may join a person not named
5 in the complaint as an additional or substitute respondent
6 if in the course of the investigation, the ~~commission~~ agency
7 determines that the person should be alleged to have committed
8 a discriminatory housing or real estate practice.

9 *b.* In addition to the information required in the notice,
10 the ~~commission~~ agency shall include in a notice to a respondent
11 joined under this subsection an explanation of the basis for
12 the determination under this subsection that the person is
13 properly joined as a respondent.

14 2. *a.* The ~~commission~~ agency shall, during the period
15 beginning with the filing of a complaint and ending with the
16 filing of a charge or a dismissal by the ~~commission~~ agency, to
17 the extent feasible, engage in mediation with respect to the
18 complaint.

19 *b.* A mediation agreement is an agreement between a
20 respondent and the complainant and is subject to ~~commission~~
21 agency approval.

22 *c.* A mediation agreement may provide for binding arbitration
23 or other method of dispute resolution. Dispute resolution that
24 results from a mediation agreement may authorize appropriate
25 relief, including monetary relief.

26 *d.* A mediation agreement shall be made public unless
27 the complainant and respondent agree otherwise, and the
28 ~~commission~~ agency determines that disclosure is not necessary
29 to further the purposes of this chapter relating to unfair or
30 discriminatory practices in housing or real estate.

31 *e.* The proceedings or results of mediation shall not be made
32 public or used as evidence in a subsequent proceeding under
33 this chapter without the written consent of the persons who are
34 party to the mediation.

35 *f.* After the completion of the ~~commission's~~ agency's

1 investigation, the ~~commission~~ agency shall make available to
2 the aggrieved person and the respondent information derived
3 from the investigation and the final investigation report
4 relating to that investigation.

5 *g.* When the ~~commission~~ agency has reasonable cause to
6 believe that a respondent has breached a mediation agreement,
7 the ~~commission~~ agency shall refer this matter to an assistant
8 attorney general with a recommendation that a civil action be
9 filed for the enforcement of the agreement. The assistant
10 attorney general may commence a civil action in the appropriate
11 district court not later than the expiration of ninety days
12 after referral of the breach.

13 3. *a.* If the ~~commission~~ agency concludes, following the
14 filing of a complaint, that prompt judicial action is necessary
15 to carry out the purposes of this chapter relating to unfair
16 or discriminatory housing or real estate practices, the
17 ~~commission~~ agency may authorize a civil action for appropriate
18 temporary or preliminary relief pending final disposition of
19 the complaint.

20 *b.* On receipt of the ~~commission's~~ agency's authorization,
21 the attorney general shall promptly file the action.

22 *c.* A temporary restraining order or other order granting
23 preliminary or temporary relief under this section is governed
24 by the applicable Iowa rules of civil procedure.

25 *d.* The filing of a civil action under this section does
26 not affect the initiation or continuation of administrative
27 proceedings in regard to an administrative hearing.

28 4. *a.* The ~~commission~~ agency shall prepare a final
29 investigative report.

30 *b.* A final report under this section may be amended by the
31 ~~commission~~ agency if additional evidence is discovered.

32 5. *a.* The ~~commission~~ agency shall determine based on
33 the facts whether probable cause exists to believe that a
34 discriminatory housing or real estate practice has occurred or
35 is about to occur.

1 *b.* The ~~commission~~ agency shall make its determination under
2 paragraph "a" not later than one hundred days after a complaint
3 is filed unless any of the following applies:

4 (1) It is impracticable to make the determination within
5 that time period.

6 (2) The ~~commission~~ agency has approved a mediation
7 agreement relating to the complaint.

8 *c.* If it is impracticable to make the determination within
9 the time period provided by paragraph "b", the ~~commission~~ agency
10 shall notify the complainant and respondent in writing of the
11 reasons for the delay.

12 *d.* If the ~~commission~~ agency determines that probable cause
13 exists to believe that a discriminatory housing or real estate
14 practice has occurred or is about to occur, the ~~commission~~
15 agency shall immediately issue a determination unless the
16 ~~commission~~ agency determines that the legality of a zoning or
17 land use law or ordinance is involved as provided in subsection
18 7.

19 6. *a.* A determination issued under subsection 5 must
20 include all of the following:

21 (1) Must consist of a short and plain statement of the facts
22 on which the ~~commission~~ agency has found probable cause to
23 believe that a discriminatory housing or real estate practice
24 has occurred or is about to occur.

25 (2) Must be based on the final investigative report.

26 (3) Need not be limited to the facts or grounds alleged in
27 the complaint.

28 *b.* Not later than twenty days after the ~~commission~~ agency
29 issues a determination, the ~~commission~~ agency shall send a copy
30 of the determination with information concerning the election
31 under section 216.16A to all of the following persons:

32 (1) Each respondent, together with a notice of the
33 opportunity for a hearing as provided under subsection 10.

34 (2) Each aggrieved person on whose behalf the complaint was
35 filed.

1 7. If the ~~commission~~ agency determines that the matter
2 involves the legality of a state or local zoning or other
3 land use ordinance, the ~~commission~~ agency shall not issue a
4 determination and shall immediately refer the matter to the
5 attorney general for appropriate action.

6 8. a. If the ~~commission~~ agency determines that no probable
7 cause exists to believe that a discriminatory housing or
8 real estate practice has occurred or is about to occur, the
9 ~~commission~~ agency shall promptly dismiss the complaint.

10 b. The ~~commission~~ agency shall make public disclosure of
11 each dismissal under this section.

12 9. The ~~commission~~ agency shall not issue a determination
13 under this section regarding an alleged discriminatory housing
14 or real estate practice after the beginning of the trial of a
15 civil action commenced by the aggrieved party under federal or
16 state law seeking relief with respect to that discriminatory
17 housing or real estate practice.

18 10. a. If a timely election is not made under section
19 216.16A, the ~~commission~~ agency shall provide for a hearing on
20 the charges in the complaint.

21 b. Except as provided by paragraph "c", the hearing shall be
22 conducted in accordance with chapter 17A for contested cases.

23 c. A hearing under this section shall not be continued
24 regarding an alleged discriminatory housing or real estate
25 practice after the beginning of the trial of a civil action
26 commenced by the aggrieved person under federal or state law
27 seeking relief with respect to that discriminatory housing or
28 real estate practice.

29 11. a. If the ~~commission~~ agency determines at a hearing
30 under subsection 10 that a respondent has engaged or is about
31 to engage in a discriminatory housing or real estate practice,
32 the ~~commission~~ agency may order the appropriate relief,
33 including actual damages, reasonable attorney fees, court
34 costs, and other injunctive or equitable relief.

35 b. To vindicate the public interest, the ~~commission~~ agency

1 may assess a civil penalty against the respondent in an amount
2 that does not exceed the following applicable amount:

3 (1) Ten thousand dollars if the respondent has not been
4 adjudged by the order of the commission or agency or a court to
5 have committed a prior discriminatory housing or real estate
6 practice.

7 (2) Except as provided by paragraph "c", twenty-five
8 thousand dollars if the respondent has been adjudged by order
9 of the commission or agency or a court to have committed one
10 other discriminatory housing or real estate practice during
11 the five-year period ending on the date of the filing of the
12 complaint.

13 (3) Except as provided by paragraph "c", fifty thousand
14 dollars if the respondent has been adjudged by order of the
15 commission or agency or a court to have committed two or more
16 discriminatory housing or real estate practices during the
17 seven-year period ending on the date of the filing of the
18 complaint.

19 c. If the acts constituting the discriminatory housing or
20 real estate practice that is the object of the complaint are
21 committed by the same natural person who has been previously
22 adjudged to have committed acts constituting a discriminatory
23 housing or real estate practice, the civil penalties in
24 paragraph "b", subparagraphs (2) and (3) may be imposed
25 without regard to the period of time within which any other
26 discriminatory housing or real estate practice occurred.

27 d. At the request of the ~~commission~~ agency, the attorney
28 general shall initiate legal proceedings to recover a civil
29 penalty due under this section. Funds collected under this
30 section shall be paid to the treasurer of state for deposit in
31 the state treasury to the credit of the general fund.

32 12. This section applies only to the following:

33 a. Complaints which allege a violation of the prohibitions
34 contained in section 216.8 or 216.8A.

35 b. Complaints which allege a violation of section 216.11 or

1 216.11A arising out of alleged violations of the prohibitions
2 contained in section 216.8 or 216.8A.

3 13. If a provision of this section applies under the terms
4 of subsection 12, and the provision of this section conflicts
5 with a provision of section 216.15, then the provision
6 contained within this section shall prevail. Similarly, if
7 a provision of section 216.16A or 216.17A conflicts with a
8 provision of section 216.16 or 216.17, then the provision
9 contained in section 216.16A or 216.17A shall prevail.

10 Sec. 265. Section 216.15B, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. A mediator may be designated in writing by the ~~commission~~
13 agency to conduct formal mediation of a complaint filed under
14 this chapter. The written designation must specifically refer
15 to this section.

16 Sec. 266. Section 216.16, subsections 1, 2, 3, 4, and 6,
17 Code 2024, are amended to read as follows:

18 1. A person claiming to be aggrieved by an unfair or
19 discriminatory practice must initially seek an administrative
20 relief by filing a complaint with the ~~commission~~ agency in
21 accordance with section 216.15. This provision also applies to
22 persons claiming to be aggrieved by an unfair or discriminatory
23 practice committed by the state or an agency or political
24 subdivision of the state, notwithstanding the terms of the Iowa
25 administrative procedure Act, chapter 17A.

26 2. After the proper filing of a complaint with the
27 ~~commission~~ agency, a complainant may subsequently commence an
28 action for relief in the district court if all of the following
29 conditions have been satisfied:

30 a. The complainant has timely filed the complaint with the
31 ~~commission~~ agency as provided in section 216.15, subsection 13.

32 b. The complaint has been on file with the ~~commission~~ agency
33 for at least sixty days and the ~~commission~~ agency has issued a
34 release to the complainant pursuant to subsection 3.

35 3. a. Upon a request by the complainant, and after the

1 expiration of sixty days from the timely filing of a complaint
2 with the ~~commission~~ agency, the ~~commission~~ agency shall issue
3 to the complainant a release stating that the complainant
4 has a right to commence an action in the district court. A
5 release under this subsection shall not be issued if any of the
6 following apply:

7 (1) A finding of no probable cause has been made on the
8 complaint by the administrative law judge charged with that
9 duty under section 216.15, subsection 3.

10 (2) A conciliation agreement has been executed under
11 section 216.15.

12 (3) The ~~commission~~ agency has served notice of hearing upon
13 the respondent pursuant to section 216.15, subsection 6.

14 (4) The complaint is closed as an administrative closure and
15 two years have elapsed since the issuance date of the closure.

16 *b.* Notwithstanding section 216.15, subsection 5, a party may
17 obtain a copy of all documents contained in a case file where
18 the ~~commission~~ agency has issued a release to the complainant
19 pursuant to this subsection.

20 4. An action authorized under this section is barred unless
21 commenced within ninety days after issuance by the ~~commission~~
22 agency of a release under subsection 3. If a complainant
23 obtains a release from the ~~commission~~ agency under subsection
24 3, the ~~commission~~ agency is barred from further action on that
25 complaint.

26 6. The district court may grant any relief in an action
27 under this section which is authorized by section 216.15,
28 subsection 9, to be issued by the ~~commission~~ agency. The
29 district court may also award the respondent reasonable
30 attorney fees and court costs when the court finds that the
31 complainant's action was frivolous.

32 Sec. 267. Section 216.16A, subsection 1, paragraphs b and c,
33 Code 2024, are amended to read as follows:

34 *b.* The election must be made not later than twenty days
35 after the date of receipt by the electing person of service

1 under section 216.15A, subsection 5, or in the case of the
2 ~~commission~~ agency, not later than twenty days after the date
3 the determination was issued.

4 *c.* The person making the election shall give notice to the
5 ~~commission~~ agency and to all other complainants and respondents
6 to whom the election relates.

7 Sec. 268. Section 216.16A, subsection 2, paragraphs d and e,
8 Code 2024, are amended to read as follows:

9 *d.* If the ~~commission~~ agency has obtained a mediation
10 agreement with the consent of an aggrieved person, the
11 aggrieved person shall not file an action under this subsection
12 with respect to the alleged discriminatory practice that forms
13 the basis for the complaint except to enforce the terms of the
14 agreement.

15 *e.* An aggrieved person shall not file an action under this
16 subsection with respect to an alleged discriminatory housing or
17 real estate practice that forms the basis of a charge issued
18 by the ~~commission~~ agency if the ~~commission~~ agency has begun a
19 hearing on the record under this chapter with respect to the
20 charge.

21 Sec. 269. Section 216.17, subsections 1, 2, 3, 4, 5, 7, and
22 10, Code 2024, are amended to read as follows:

23 1. *a.* Judicial review of the actions of the agency
24 or commission may be sought in accordance with the terms
25 of the Iowa administrative procedure Act, chapter 17A.
26 Notwithstanding the terms of said Act, petition for judicial
27 review may be filed in the district court in which an
28 enforcement proceeding under subsection 2 may be brought.

29 *b.* For purposes of the time limit for filing a petition for
30 judicial review under the Iowa administrative procedure Act,
31 chapter 17A, specified by section 17A.19, the issuance of a
32 final decision of the agency or commission under this chapter
33 occurs on the date notice of the decision is mailed to the
34 parties.

35 *c.* Notwithstanding the time limit provided in section

1 17A.19, subsection 3, a petition for judicial review of
2 no-probable-cause decisions and other final agency actions
3 which are not of general applicability must be filed within
4 thirty days of the issuance of the final agency action.

5 2. The ~~commission~~ agency may obtain an order of court for
6 the enforcement of agency or commission orders in a proceeding
7 as provided in this section. Such an enforcement proceeding
8 shall be brought in the district court of the district in the
9 county in which the alleged discriminatory or unfair practice
10 which is the subject of the agency's or commission's order was
11 committed, or in which any respondent required in the order to
12 cease or desist from a discriminatory or unfair practice or to
13 take other affirmative action, resides, or transacts business.

14 3. Such an enforcement proceeding shall be initiated by
15 the filing of a petition in such court and the service of a
16 copy thereof upon the respondent. Thereupon the ~~commission~~
17 agency shall file with the court a transcript of the record
18 of the hearing before it. The court shall have power to
19 grant such temporary relief or restraining order as it deems
20 just and proper, and to make and enter upon the pleadings,
21 testimony, and proceedings set forth in such transcript an
22 order enforcing, modifying, and enforcing as so modified, or
23 setting aside the order of the agency or commission, in whole
24 or in part.

25 4. An objection that has not been urged before the agency
26 or commission shall not be considered by the court in an
27 enforcement proceeding, unless the failure or neglect to urge
28 such objection shall be excused because of extraordinary
29 circumstances.

30 5. Any party to the enforcement proceeding may move the
31 court to remit the case to the agency or commission in the
32 interests of justice for the purpose of adducing additional
33 specified and material evidence and seeking findings thereof,
34 providing such party shall show reasonable grounds for
35 the failure to adduce such evidence before the agency or

1 commission.

2 7. The agency's or commission's copy of the testimony shall
3 be available to all parties for examination at all reasonable
4 times, without cost, and for the purpose of judicial review of
5 the agency's or commission's orders.

6 10. If no proceeding to obtain judicial review is instituted
7 within thirty days from the issuance of an order of the
8 commission under section 216.15 or 216.15A, the ~~commission~~
9 agency may obtain an order of the court for the enforcement
10 of the order upon showing that respondent is subject to
11 the jurisdiction of the agency or commission and resides or
12 transacts business within the county in which the petition for
13 enforcement is brought.

14 Sec. 270. Section 216.17A, subsection 1, paragraph a, Code
15 2024, is amended to read as follows:

16 a. If timely election is made under section 216.16A,
17 subsection 1, the ~~commission~~ agency shall authorize, and not
18 later than thirty days after the election is made, the attorney
19 general shall file a civil action on behalf of the aggrieved
20 person in a district court seeking relief.

21 Sec. 271. Section 216.17A, subsections 2, 4, 10, and 11,
22 Code 2024, are amended to read as follows:

23 2. ~~A commission~~ An agency order under section 216.15A,
24 subsection 11, and ~~a~~ an agency or commission order that has
25 been substantially affirmed by judicial review, do not affect
26 a contract, sale, encumbrance, or lease that was consummated
27 before the agency or commission issued the order and involved a
28 bona fide purchaser, encumbrancer, or tenant who did not have
29 actual notice of the charge issued under this chapter.

30 4. If the agency or commission issues an order against a
31 respondent against whom another order was issued within the
32 preceding five years under section 216.15A, subsection 11, the
33 ~~commission~~ agency shall send a copy of each order issued under
34 that section to the attorney general.

35 10. The attorney general, on behalf of the ~~commission~~

1 agency or other party at whose request a subpoena is issued,
2 may enforce the subpoena in appropriate proceedings in district
3 court.

4 11. A court in a civil action brought under this section
5 or the ~~commission~~ agency in an administrative hearing under
6 section 216.15A, subsection 11, may award reasonable attorney's
7 fees to the prevailing party and assess court costs against the
8 nonprevailing party.

9 Sec. 272. Section 216.17A, subsection 3, unnumbered
10 paragraph 1, Code 2024, is amended to read as follows:

11 If the agency or commission issues an order with respect
12 to a discriminatory housing practice that occurred in the
13 course of a business subject to a licensing or regulation by a
14 governmental agency, the agency or commission, not later than
15 thirty days after the date of issuance of the order, shall do
16 all of the following:

17 Sec. 273. Section 216.17A, subsection 8, paragraph a, Code
18 2024, is amended to read as follows:

19 a. On the request of the agency or commission, the attorney
20 general may intervene in an action under section 216.16A,
21 subsection 2, if the agency or commission certifies that the
22 case is of general public importance.

23 Sec. 274. Section 216.17A, subsection 9, paragraph a,
24 unnumbered paragraph 1, Code 2024, is amended to read as
25 follows:

26 On the request of the agency or commission, the attorney
27 general may file a civil action in district court for
28 appropriate relief if the agency or commission has reasonable
29 cause to believe that any of the following applies:

30 Sec. 275. Section 216.19, subsections 2, 3, 4, 5, 6, 7, and
31 8, Code 2024, are amended to read as follows:

32 2. A city with a population of twenty-nine thousand, or
33 greater, shall maintain an independent local civil rights
34 agency or commission consistent with ~~commission~~ agency rules
35 adopted pursuant to chapter 17A. An agency or commission

1 for which a staff is provided shall have control over such
2 staff. A city required to maintain a local civil rights agency
3 or commission shall structure and adequately fund the agency
4 or commission in order to effect cooperative undertakings
5 with the Iowa office of civil rights ~~commission~~ and to aid in
6 effectuating the purposes of this chapter.

7 3. An agency or commission of local government and the
8 Iowa office of civil rights ~~commission~~ shall cooperate in the
9 sharing of data and research, and coordinating investigations
10 and conciliations in order to expedite claims of unlawful
11 discrimination and eliminate needless duplication. The Iowa
12 office of civil rights ~~commission~~ may enter into cooperative
13 agreements with any local agency or commission to effectuate
14 the purposes of this chapter. Such agreements may include
15 technical and clerical assistance and reimbursement of expenses
16 incurred by the local agency or commission in the performance
17 of the agency's or commission's duties if funds for this
18 purpose are appropriated by the general assembly.

19 4. The ~~Iowa civil rights commission~~ director may designate
20 an unfunded local agency or commission as a referral agency. A
21 local agency or commission shall not be designated a referral
22 agency unless the ordinance creating it provides the same
23 rights and remedies as are provided in this chapter. The ~~Iowa~~
24 ~~civil rights commission~~ director shall establish by rules
25 the procedures for designating a referral agency and the
26 qualifications to be met by a referral agency.

27 5. The ~~Iowa civil rights commission~~ director may adopt
28 rules establishing the procedures for referral of complaints.
29 A referral agency may refuse to accept a case referred to
30 it by the Iowa office of civil rights ~~commission~~ if the
31 referral agency is unable to effect proper administration of
32 the complaint. It shall be the burden of the referral agency
33 to demonstrate that it is unable to properly administer that
34 complaint.

35 6. A complainant who files a complaint with a referral

1 agency having jurisdiction shall be prohibited from filing a
2 complaint with the ~~Iowa civil rights commission~~ agency alleging
3 violations based upon the same acts or practices cited in the
4 original complaint; and a complainant who files a complaint
5 with the ~~commission~~ agency shall be prohibited from filing
6 a complaint with the referral agency alleging violations
7 based upon the same acts or practices cited in the original
8 complaint. However, the ~~Iowa civil rights commission~~ agency in
9 its discretion may refer a complaint filed with the ~~commission~~
10 agency to a referral agency having jurisdiction over the
11 parties for investigation and resolution; and a referral agency
12 in its discretion may refer a complaint filed with that agency
13 to the ~~commission~~ office for investigation and resolution.

14 7. A final decision by a referral agency shall be subject
15 to judicial review as provided in section 216.17 in the same
16 manner and to the same extent as a final decision of the ~~Iowa~~
17 ~~civil rights commission~~ agency.

18 8. The referral of a complaint by the Iowa office of
19 civil rights ~~commission~~ to a referral agency or by a referral
20 agency to the Iowa office of civil rights ~~commission~~ shall not
21 affect the right of a complainant to commence an action in the
22 district court under section 216.16.

23 Sec. 276. Section 216.21, Code 2024, is amended to read as
24 follows:

25 **216.21 Documents to attorney or party.**

26 If a party is represented by an attorney during the
27 proceedings of the agency or commission, with permission of
28 the attorney for the party or of the party, the agency or
29 commission shall provide copies of all relevant documents
30 including an order or decision to either the attorney for the
31 party or the party, but not to both.

32 Sec. 277. Section 216.22, subsection 2, paragraph b, Code
33 2024, is amended to read as follows:

34 b. The franchisor has been found by the ~~commission~~ agency to
35 have exercised a type or degree of control over the franchisee

1 or the franchisee's employees that is not customarily exercised
2 by a franchisor for the purpose of protecting the franchisor's
3 trademarks and brand.

4 Sec. 278. Section 230A.110, subsection 2, Code 2024, is
5 amended by striking the subsection.

6 Sec. 279. Section 235B.1, subsection 4, Code 2024, is
7 amended by striking the subsection.

8 Sec. 280. Section 235B.3, subsection 1, paragraph a,
9 subparagraph (4), Code 2024, is amended to read as follows:

10 (4) If, in the course of an assessment or evaluation of
11 a report of dependent adult abuse, the department or the
12 department of inspections, appeals, and licensing determines
13 that the case involves discrimination under the jurisdiction
14 of the Iowa office of civil rights ~~commission~~, the relevant
15 portions of the case shall be referred to the ~~commission~~
16 office.

17 Sec. 281. Section 235B.16A, subsections 1 and 4, Code 2024,
18 are amended to read as follows:

19 1. ~~The dependent adult protective advisory council~~
20 ~~established pursuant to section 235B.1~~ department shall
21 ~~recommend~~ adopt a uniform assessment instrument and process for
22 adoption and use by the department and other agencies involved
23 with assessing a dependent adult's degree of dependency
24 and determining whether dependent adult abuse has occurred.
25 However, this section shall not apply to dependent adult abuse
26 assessments and determinations made under chapter 235E.

27 4. The department shall cooperate with the departments
28 of inspections, appeals, and licensing, public safety,
29 and workforce development, the Iowa office of civil rights
30 ~~commission~~, and other state and local agencies performing
31 inspections or otherwise visiting residential settings where
32 dependent adults live, to regularly provide training to the
33 appropriate staff in the agencies concerning each agency's
34 procedures involving dependent adults, and to build awareness
35 concerning dependent adults and reporting of dependent adult

1 abuse.

2 Sec. 282. Section 235E.5, Code 2024, is amended to read as
3 follows:

4 **235E.5 Rulemaking authority.**

5 The department, in cooperation and consultation with
6 ~~the dependent adult protective advisory council established~~
7 ~~in section 235B.1,~~ affected industry representatives, and
8 professional and consumer groups, may adopt rules pursuant to
9 chapter 17A to administer this chapter.

10 Sec. 283. Section 237A.12, subsection 3, Code 2024, is
11 amended to read as follows:

12 3. Rules relating to fire safety for child care centers
13 shall be adopted under this chapter by the director of
14 the department of inspections, appeals, and licensing in
15 consultation with the department. Rules adopted by the
16 director of the department of inspections, appeals, and
17 licensing for a building which is owned or leased by a school
18 district or accredited nonpublic school and used as a child
19 care facility shall not differ from standards adopted by
20 the director of the department of inspections, appeals, and
21 licensing for school buildings under chapter 10A, subchapter V,
22 part 2. Rules relating to sanitation shall be adopted by the
23 department. ~~All rules shall be developed in consultation with~~
24 ~~the state child care advisory committee.~~ The director of the
25 department of inspections, appeals, and licensing shall inspect
26 the facilities.

27 Sec. 284. Section 237A.25, subsection 1, Code 2024, is
28 amended to read as follows:

29 1. The department shall develop consumer information
30 material to assist parents in selecting a child care provider.
31 In developing the material, the department shall consult with
32 department staff, department of education staff, ~~the state~~
33 ~~child care advisory committee,~~ the early childhood Iowa state
34 board, and child care resource and referral services. In
35 addition, the department may consult with other entities at the

1 local, state, and national level.

2 Sec. 285. Section 237A.30, subsection 1, Code 2024, is
3 amended to read as follows:

4 1. The department shall work with the early childhood Iowa
5 program established in section 256I.5 ~~and the state child care~~
6 ~~advisory committee~~ in designing and implementing a voluntary
7 quality rating system for each provider type of child care
8 facility.

9 Sec. 286. Section 256.3, subsections 1 and 2, Code 2024, are
10 amended to read as follows:

11 1. The state board of education is established for the
12 department. The state board consists of ~~ten~~ nine members:
13 nine seven voting members, ~~and~~ one nonvoting student member,
14 and the director of the department of workforce development,
15 who shall serve as a nonvoting member. The voting members
16 shall be appointed by the governor subject to senate
17 confirmation. The nonvoting student member shall be appointed
18 as provided in section 256.5A.

19 2. The voting members shall be registered voters of
20 the state and hold no other elective or appointive state
21 office. Not more than five voting members shall be of the
22 same political party. ~~Three of the voting members shall~~
23 ~~have substantial knowledge related to the community college~~
24 ~~system.~~ The ~~remaining six~~ voting members shall be members of
25 the general public. A voting member shall not be engaged in
26 professional education for a major portion of the member's time
27 nor shall the member derive a major portion of income from any
28 business or activity connected with education.

29 Sec. 287. Section 256.7, subsection 7, paragraph c, Code
30 2024, is amended by striking the paragraph.

31 Sec. 288. Section 256.9, subsection 31, paragraph b, Code
32 2024, is amended to read as follows:

33 *b.* Standards and materials developed shall include materials
34 which employ developmentally appropriate practices and
35 incorporate substantial parental involvement. The materials

1 and standards shall include alternative teaching approaches
2 including collaborative teaching and alternative dispute
3 resolution training. The department shall consult with the
4 child development coordinating council, ~~the state child care~~
5 ~~advisory committee established pursuant to section 135.173A,~~
6 the department of health and human services, the state board
7 of regents center for early developmental education, the
8 area education agencies, the department of human development
9 and family studies in the college of human sciences at
10 Iowa state university of science and technology, the early
11 childhood elementary division of the college of education at
12 the university of Iowa, and the college of education at the
13 university of northern Iowa, in developing these standards and
14 materials.

15 Sec. 289. Section 256.17, Code 2024, is amended to read as
16 follows:

17 **256.17 Postsecondary course audit committee.**

18 1. The department shall ~~establish and facilitate a~~
19 ~~postsecondary course audit committee which shall annually~~
20 audit postsecondary courses offered to high school students in
21 accordance with chapter 261E.

22 2. ~~The committee shall include but not be limited~~
23 ~~to representatives from the kindergarten through grade~~
24 ~~twelve education community, community colleges, and regents~~
25 ~~universities.~~

26 3. 2. The ~~committee~~ department shall establish a sampling
27 technique that randomly selects courses for audit. The audit
28 shall include but not be limited to a review of the course
29 syllabus, teacher qualifications, examples of student products,
30 and results of student assessments. Standards for review shall
31 be established by the ~~committee and approved by the~~ department.
32 Audit findings shall be submitted to the institutions providing
33 the classes audited and shall be posted on the department's
34 internet site.

35 4. 3. If the ~~committee~~ department determines that a

1 postsecondary course offered to high school students in
2 accordance with chapter 261E does not meet the standards
3 established by the ~~committee~~ department pursuant to subsection
4 ~~3 2~~, the course shall not be eligible for future supplementary
5 weighting under section 257.11. If the institution makes
6 changes to the course sufficient to cause the course to meet
7 the standards of the ~~committee~~ department, the ~~committee~~
8 department may reinstate the eligibility of the course for
9 future supplementary weighting under section 257.11.

10 Sec. 290. Section 256.32, subsection 1, Code 2024, is
11 amended to read as follows:

12 1. An advisory council for agricultural education is
13 established, which consists of ~~nine~~ seven members appointed
14 by the governor. The ~~nine~~ seven members shall include ~~the~~
15 ~~following~~:

16 ~~a.~~ Five at least four persons representing all areas
17 of agriculture and diverse geographical areas and at least
18 one person involved in the field of education, including
19 but not limited to a secondary school program instructor, a
20 postsecondary school program instructor, or a teacher educator.

21 ~~b.~~ ~~An individual representing agriculture on a council~~
22 ~~created to advise the state on career and technical education~~
23 ~~matters.~~

24 ~~c.~~ ~~A secondary school program instructor, a postsecondary~~
25 ~~school program instructor, and a teacher educator.~~

26 Sec. 291. Section 256.33, subsection 1, Code 2024, is
27 amended to read as follows:

28 1. The department shall consort with school districts,
29 area education agencies, community colleges, and colleges
30 and universities to provide assistance to them in the use
31 of educational technology for instruction purposes. The
32 department shall consult with ~~the advisory committee on~~
33 ~~telecommunications, established in section 256.7, subsection 7,~~
34 ~~and other~~ users of educational technology on the development
35 and operation of programs under this section.

1 Sec. 292. Section 256.82, subsection 1, paragraph a, Code
2 2024, is amended to read as follows:

3 a. Four members shall be appointed by the governor so
4 that the portion of the board membership appointed under this
5 paragraph includes two male board members and two female board
6 members at all times.

7 ~~(1) One member shall be appointed from the business
8 community other than the television and telecommunications
9 industry.~~

10 ~~(2) One member shall be appointed with experience in or
11 knowledge about the television industry.~~

12 ~~(3) One member shall be appointed from the membership of
13 a fundraising nonprofit organization financially assisting
14 the Iowa public broadcasting division. At least one member
15 shall have experience in or knowledge of the television and
16 telecommunications industry, and at least one member shall
17 have experience with or knowledge of fundraising nonprofit
18 organizations.~~

19 ~~(4) One member shall represent the general public.~~

20 Sec. 293. Section 256.176, subsection 2, paragraphs a and d,
21 Code 2024, are amended to read as follows:

22 a. A member of the state board of regents to be named by the
23 state board of regents, or the executive director of the state
24 board of regents if so appointed by the state board of regents,
25 who shall serve for a four-year term or until the expiration
26 of the member's term of office, and who shall serve as an ex
27 officio, nonvoting member.

28 d. Nine Seven additional members to be appointed by the
29 governor as follows:

30 ~~(1) One member shall be selected to represent private
31 colleges and universities located in the state of Iowa.
32 When appointing this member, the governor shall give careful
33 consideration to any person nominated or recommended by any
34 organization or association of some or all private colleges and
35 universities located in the state of Iowa.~~

1 ~~(2) One member shall be selected to represent Iowa's~~
2 ~~community colleges. When appointing this member, the governor~~
3 ~~shall give careful consideration to any person nominated~~
4 ~~or recommended by any organization or association of Iowa~~
5 ~~community colleges.~~

6 ~~(3) (1) One At least one member shall be enrolled as a~~
7 ~~student at an institution of higher learning governed by the~~
8 ~~board of regents, a community college, or an accredited private~~
9 ~~institution.~~

10 ~~(4) (2) One At least one member shall be a parent of a~~
11 ~~student enrolled at an institution of higher learning governed~~
12 ~~by the board of regents, a community college, or an accredited~~
13 ~~private institution.~~

14 ~~(5) (3) One At least one member shall represent~~
15 ~~practitioners licensed under chapter 256, subchapter VII,~~
16 ~~part 3. When appointing this member, the governor shall give~~
17 ~~careful consideration to any person nominated by an Iowa~~
18 ~~teacher association or other education stakeholder organization~~
19 ~~have knowledge and experience in financial or fiduciary~~
20 ~~matters.~~

21 ~~(6) Four members shall represent the general public,~~
22 ~~none of whom shall be officers, board members, or trustees~~
23 ~~of an institution of higher learning or of an association of~~
24 ~~institutions of higher learning.~~

25 Sec. 294. Section 256.176, subsection 2, Code 2024, is
26 amended by adding the following new paragraphs:

27 NEW PARAGRAPH. e. One member to represent private colleges
28 and universities located in the state of Iowa, who shall be
29 selected by an organization or association of some or all
30 private colleges and universities located in the state of Iowa,
31 and who shall serve as an ex officio, nonvoting member.

32 NEW PARAGRAPH. f. One member to represent Iowa's community
33 colleges, who shall be selected by an organization or
34 association of Iowa community colleges, and who shall serve as
35 an ex officio, nonvoting member.

1 Sec. 295. Section 256I.4, subsection 19, Code 2024, is
2 amended by striking the subsection and inserting in lieu
3 thereof the following:

4 19. Serve as the state advisory council required under the
5 federal Improving Head Start for School Readiness Act of 2007,
6 Pub. L. No. 110-134, as designated by the governor.

7 Sec. 296. Section 260C.36, subsection 4, Code 2024, is
8 amended to read as follows:

9 4. The department of education shall establish the
10 ~~following committees:~~

11 ~~a.~~ a. An an ad hoc accreditation quality faculty plan protocol
12 committee to advise the department in the development of
13 protocols related to the quality faculty planning process to
14 be used by the accreditation teams during site visits. The
15 committee shall, at a minimum, determine what types of evidence
16 need to be provided, develop interview procedures and visit
17 goals, and propose accreditation protocol revisions.

18 ~~b.~~ ~~An ongoing quality faculty plan professional development~~
19 ~~committee. The committee shall, at a minimum, do the~~
20 ~~following:~~

21 ~~(1) Develop systemic, ongoing, and sustainable statewide~~
22 ~~professional development opportunities that support~~
23 ~~institutional development as well as individual development and~~
24 ~~support of the quality faculty plans. The opportunities may~~
25 ~~include internet based systems to share promising practices.~~

26 ~~(2) Determine future professional development needs.~~

27 ~~(3) Develop or identify training and assistance relating to~~
28 ~~the quality faculty plan process and requirements.~~

29 ~~(4) Assist the department and community colleges in~~
30 ~~developing professional development consortia.~~

31 ~~(5) Review and identify best practices in each community~~
32 ~~college quality faculty plan, including best practices~~
33 ~~regarding adjunct faculty.~~

34 ~~c.~~ c. A community college faculty advisory committee consisting
35 of one member and one alternate from each community college,

~~1 appointed by the committee established pursuant to subsection
2 1. The committee membership shall be equally represented by
3 individuals from the liberal arts and sciences faculty and
4 the career and technical faculty. The committee shall, at a
5 minimum, keep faculty informed of higher education issues,
6 facilitate communication between the faculty and the department
7 on an ongoing basis, and serve as an advisory committee to the
8 department and community colleges on faculty issues.~~

9 Sec. 297. Section 260C.39, subsection 3, Code 2024, is
10 amended to read as follows:

11 3. The terms of employment of personnel, for the academic
12 year following the effective date of the agreement to combine
13 the merged areas shall not be affected by the combination of
14 the merged areas, except in accordance with the procedures
15 under sections 279.15, 279.16, 279.18, and 279.24, to
16 the extent those procedures are applicable, or under the
17 terms of the base bargaining agreement. The authority and
18 responsibility to offer new contracts or to continue, modify,
19 or terminate existing contracts pursuant to any applicable
20 procedures under chapter 279, shall be transferred to the
21 acting, and then to the new, board of the combined merged area
22 upon certification of a favorable vote to each of the merged
23 areas affected by the agreement. The collective bargaining
24 agreement of the merged area receiving the greatest amount of
25 general state aid shall serve as the base agreement for the
26 combined merged area and the employees of the merged areas
27 which combined to form the new combined merged area shall
28 automatically be accreted to the bargaining unit from that
29 former merged area for purposes of negotiating the contracts
30 for the following years without further action by the ~~public~~
31 employment relations appeal board. If only one collective
32 bargaining agreement is in effect among the merged areas which
33 are combining under this section, then that agreement shall
34 serve as the base agreement, and the employees of the merged
35 areas which are combining to form the new combined merged

1 area shall automatically be accreted to the bargaining unit
2 of that former merged area for purposes of negotiating the
3 contracts for the following years without further action by the
4 ~~public employment relations~~ appeal board. The board of the
5 combined merged area, using the base agreement as its existing
6 contract, shall bargain with the combined employees of the
7 merged areas that have agreed to combine for the academic year
8 beginning with the effective date of the agreement to combine
9 merged areas. The bargaining shall be completed by March 15
10 prior to the academic year in which the agreement to combine
11 merged areas becomes effective or within one hundred eighty
12 days after the organization of the acting board of the new
13 combined merged area, whichever is later. If a bargaining
14 agreement was already concluded in the former merged area which
15 has the collective bargaining agreement that is serving as the
16 base agreement for the new combined merged area, between the
17 former merged area board and the employees of the former merged
18 area, that agreement is void, unless the agreement contained
19 multiyear provisions affecting academic years subsequent to the
20 effective date of the agreement to form a combined merged area.
21 If the base collective bargaining agreement contains multiyear
22 provisions, the duration and effect of the agreement shall
23 be controlled by the terms of the agreement. The provisions
24 of the base agreement shall apply to the offering of new
25 contracts, or the continuation, modification, or termination
26 of existing contracts between the acting or new board of the
27 combined merged area and the combined employees of the new
28 combined merged area.

29 Sec. 298. Section 261A.6, subsection 2, Code 2024, is
30 amended to read as follows:

31 2. a. The For members appointed prior to the effective date
32 of this division of this Act, members of the authority shall be
33 appointed by the governor for terms of six years beginning and
34 ending as provided in section 69.19. A member of the authority
35 is eligible for reappointment.

1 b. For members appointed on or after the effective date of
2 this division of this Act, members of the authority shall be
3 appointed by the governor for terms of four years beginning and
4 ending as provided in section 69.19. A member of the authority
5 shall not serve more than two full terms.

6 c. The governor shall fill a vacancy for the remainder of
7 the unexpired term. A member of the authority may be removed
8 by the governor for misfeasance, malfeasance, or willful
9 neglect of duty or other cause after notice and a public
10 hearing unless the notice and hearing are waived by the member
11 in writing.

12 Sec. 299. Section 266.39, subsections 3 and 5, Code 2024,
13 are amended by striking the subsections.

14 Sec. 300. Section 272C.1, subsection 6, paragraph u, Code
15 2024, is amended by striking the paragraph.

16 Sec. 301. Section 273.22, subsection 2, paragraph a, Code
17 2024, is amended to read as follows:

18 a. The collective bargaining agreement of the area education
19 agency with the largest basic enrollment, as defined in section
20 257.6, for the year prior to the year the reorganization is
21 effective, shall serve as the base agreement in the new area
22 education agency and the employees of the other area education
23 agencies involved in the formation of the new area education
24 agency shall automatically be accreted to the bargaining
25 unit of that collective bargaining agreement for purposes of
26 negotiating the contracts for the following years without
27 further action by the ~~public employment relations~~ appeal
28 board. If only one collective bargaining agreement is in
29 effect among the area education agencies that are party to
30 the reorganization, that agreement shall serve as the base
31 agreement, and the employees of the other agencies involved
32 in the formation of the new area education agency shall
33 automatically be accreted to the bargaining unit of that
34 collective bargaining agreement for purposes of negotiating the
35 contracts for the following years without further action by the

1 ~~public~~ employment ~~relations~~ appeal board.

2 Sec. 302. Section 275.33, subsection 2, paragraph a, Code
3 2024, is amended to read as follows:

4 a. The collective bargaining agreement of the district
5 with the largest basic enrollment for the year prior to
6 the reorganization, as defined in section 257.6, in the new
7 district shall serve as the base agreement and the employees
8 of the other districts involved in the formation of the new
9 district shall automatically be accreted to the bargaining
10 unit of that collective bargaining agreement for purposes of
11 negotiating the contracts for the following years without
12 further action by the ~~public~~ employment ~~relations~~ appeal board.
13 If only one collective bargaining agreement is in effect among
14 the districts which are party to the reorganization, then that
15 agreement shall serve as the base agreement, and the employees
16 of the other districts involved in the formation of the new
17 district shall automatically be accreted to the bargaining
18 unit of that collective bargaining agreement for purposes of
19 negotiating the contracts for the following years without
20 further action by the ~~public~~ employment ~~relations~~ appeal board.

21 Sec. 303. Section 284.11, subsection 2, paragraph c, Code
22 2024, is amended to read as follows:

23 c. Review the use and effectiveness of the funds distributed
24 to school districts for supplemental assistance in high-need
25 schools under this section, ~~and consider the findings and~~
26 ~~recommendations of the commission on educator leadership~~
27 ~~and compensation submitted pursuant to section 284.15,~~
28 ~~subsection 13, relating to the use and effectiveness of the~~
29 ~~funds distributed to school districts under this section.~~ The
30 department shall submit its findings and recommendations in a
31 report to the general assembly by January 15 annually.

32 Sec. 304. Section 284.15, subsection 12, Code 2024, is
33 amended by striking the subsection.

34 Sec. 305. Section 284.15, subsection 14, Code 2024, is
35 amended to read as follows:

1 14. The provisions of this chapter shall be subject to
2 legislative review at least every three years. ~~The review~~
3 ~~shall be based upon a status report from the commission~~
4 ~~on educator leadership and compensation, which shall be~~
5 ~~prepared with the assistance of the departments of education,~~
6 ~~management, and revenue.~~ The status report shall review and
7 report on the department's assignment and utilization of
8 full-time equivalent positions, and shall include information
9 on teacher retention, teacher compensation, academic quality
10 of beginning teachers, teacher evaluation results, student
11 achievement trend and comparative data, and recommendations
12 for changes to the teacher leadership supplement foundation
13 aid and the framework or comparable systems approved pursuant
14 to this section. The first status report shall be submitted
15 to the general assembly by January 15, 2017, with subsequent
16 status reports prepared and submitted to the general assembly
17 by January 15 at least every third year thereafter.

18 Sec. 306. Section 312.3, subsection 1, Code 2024, is amended
19 to read as follows:

20 1. Apportion among the counties the road use tax funds
21 credited to the secondary road fund by using the distribution
22 methodology adopted ~~pursuant to section 312.3C~~ by the
23 commission by rule.

24 Sec. 307. Section 312.3B, subsection 2, Code 2024, is
25 amended to read as follows:

26 2. The Iowa county engineers association service
27 bureau shall annually compute the secondary road fund and
28 farm-to-market road fund distributions using the methodology
29 determined by the ~~secondary road fund distribution committee~~
30 ~~pursuant to section 312.3C~~ commission. The Iowa county
31 engineers association service bureau shall report the
32 computations to the ~~secondary road fund distribution committee,~~
33 the department, the treasurer of state, and the counties.

34 Sec. 308. Section 312.5, subsection 1, Code 2024, is amended
35 to read as follows:

1 1. ~~For the fiscal year ending June 30, 2006, the treasurer~~
2 ~~of state shall apportion among the counties the road use tax~~
3 ~~funds credited to the farm-to-market road fund by using the~~
4 ~~allocation method contained in section 312.5, subsection 1,~~
5 ~~Code 2005. For subsequent fiscal years~~ Each fiscal year, the
6 treasurer of state shall apportion among the counties the road
7 use tax funds credited to the farm-to-market road fund by using
8 the distribution methodology adopted ~~pursuant to section 312.3C~~
9 by the commission.

10 Sec. 309. Section 312.16, Code 2024, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 01. "*Commission*" means the state
13 transportation commission.

14 Sec. 310. Section 312A.3, subsection 2, Code 2024, is
15 amended to read as follows:

16 2. Twenty percent for deposit in the secondary road fund,
17 for apportionment according to the methodology adopted ~~pursuant~~
18 ~~to section 312.3C~~ by the commission, to be used by counties
19 for construction and maintenance projects on secondary road
20 bridges and on highways in the farm-to-market road system. At
21 least ten percent of the moneys allocated to a county under
22 this subsection shall be used for bridge construction, repair,
23 and maintenance, with priority given to projects that aid and
24 support economic development and job creation.

25 Sec. 311. Section 314.1, subsection 2, Code 2024, is amended
26 to read as follows:

27 2. Notwithstanding any other provision of law to the
28 contrary, a public improvement that involves the construction,
29 reconstruction, or improvement of a highway, bridge, or culvert
30 and that has a cost in excess of the applicable threshold in
31 section 73A.18, 262.34, 297.7, 309.40, 310.14, or 313.10, as
32 modified by the ~~bid threshold subcommittee~~ director pursuant
33 to section 314.1B, shall be advertised and let for bid, except
34 such public improvements that involve emergency work pursuant
35 to section 309.40A, 313.10, or 384.103, subsection 2. For a

1 city having a population of fifty thousand or less, a public
2 improvement that involves the construction, reconstruction, or
3 improvement of a highway, bridge, or culvert that has a cost
4 in excess of twenty-five thousand dollars, as modified by the
5 ~~bid threshold subcommittee~~ director pursuant to section 314.1B,
6 shall be advertised and let for bid, excluding emergency work.
7 However, a public improvement that has an estimated total
8 cost to a city in excess of a threshold of fifty thousand
9 dollars, as modified by the ~~bid threshold subcommittee~~ director
10 pursuant to section 314.1B, and that involves the construction,
11 reconstruction, or improvement of a highway, bridge, or culvert
12 that is under the jurisdiction of a city with a population
13 of more than fifty thousand, shall be advertised and let for
14 bid. Cities required to competitively bid highway, bridge,
15 or culvert work shall do so in compliance with the contract
16 letting procedures of sections 26.3 through 26.12.

17 Sec. 312. Section 314.1B, subsection 1, paragraph a, Code
18 2024, is amended by striking the paragraph.

19 Sec. 313. Section 314.1B, subsection 1, paragraph b, Code
20 2024, is amended to read as follows:

21 *b.* The ~~subcommittee~~ director, in consultation with industry
22 and subject matter experts, shall review the competitive bid
23 thresholds applicable to city and county highway, bridge,
24 and culvert projects. The ~~subcommittee~~ director shall
25 review price adjustments for all types of city and county
26 highway, bridge, and culvert construction, reconstruction, and
27 improvement projects, based on changes in the construction
28 price index from the preceding year. Upon completion of the
29 review the ~~subcommittee~~ director may make adjustments in the
30 applicable bid thresholds for types of work based on the price
31 adjustments.

32 Sec. 314. Section 314.1B, subsection 2, paragraph a, Code
33 2024, is amended by striking the paragraph.

34 Sec. 315. Section 314.1B, subsection 2, paragraphs b, c, d,
35 and e, Code 2024, are amended to read as follows:

1 ~~b. The subcommittee appointed under this subsection~~
2 director, in consultation with industry and subject matter
3 experts, shall review the competitive bid thresholds applicable
4 to governmental entities under chapter 26. The ~~subcommittee~~
5 director shall review price adjustments for all types of
6 construction, reconstruction, and public improvement projects
7 based on the changes in the construction price index, building
8 cost index, and material cost index from the preceding
9 adjustment. Upon completion of the review the ~~subcommittee~~
10 director may make adjustments in the applicable bid thresholds
11 for types of work based on the price adjustments.

12 ~~c. The subcommittee shall not make an initial adjustment to~~
13 ~~the competitive bid threshold in section 26.3 to be effective~~
14 ~~prior to January 1, 2012. Thereafter, the subcommittee~~ The
15 director shall adjust the bid threshold amount in accordance
16 with subsection 3 but shall not adjust the bid threshold to an
17 amount less than the bid threshold applicable to a governmental
18 entity on January 1, 2007.

19 ~~d. Beginning July 1, 2006~~ 2024, the ~~subcommittee~~ director
20 shall make adjustments to the competitive quotation threshold
21 amounts in section 26.14 for vertical infrastructure in
22 accordance with the methodology of paragraph "b".

23 ~~e. After 2012, the subcommittee~~ The director shall adjust
24 the competitive quotation threshold amounts in section 26.14
25 at the same time and by the same percentage as adjustments are
26 made to the competitive bid threshold.

27 Sec. 316. Section 314.1B, subsection 3, Code 2024, is
28 amended to read as follows:

29 3. *Review — publication.* ~~Each subcommittee~~ The director
30 shall ~~meet to conduct the review and~~ make the adjustments
31 described in this section on or before August 1 of every
32 other year, or of every year if determined necessary by the
33 ~~subcommittee~~ director. By September 1 of each year in which
34 a ~~subcommittee~~ director makes adjustments in the bid or
35 quotation thresholds, the director shall cause an advisory

1 notice to be published in the Iowa administrative bulletin and
2 in a newspaper of general circulation in this state, stating
3 the adjusted bid and quotation thresholds to be in effect
4 on January 1 of the following year, as established by the
5 ~~subcommittees~~ director under this section.

6 Sec. 317. Section 314.13, subsection 2, Code 2024, is
7 amended by striking the subsection.

8 Sec. 318. Section 314.13, Code 2024, is amended by adding
9 the following new subsection:

10 NEW SUBSECTION. 4A. "*Director*" means the director of
11 transportation.

12 Sec. 319. Section 314.22, subsection 3, Code 2024, is
13 amended to read as follows:

14 3. ~~*Integrated roadside vegetation management technical*~~
15 ~~*advisory committee Report.*~~

16 ~~a. The director of the department shall appoint members~~
17 ~~to an integrated roadside vegetation management technical~~
18 ~~advisory committee which is created to provide advice on the~~
19 ~~development and implementation of a statewide integrated~~
20 ~~roadside vegetation management plan and program and related~~
21 ~~projects. The department shall report annually in January to~~
22 ~~the general assembly regarding its activities and those of the~~
23 ~~committee under this section. Activities of the committee may~~
24 ~~include but are not limited to providing advice and assistance~~
25 ~~in the following areas:~~

26 ~~(1) Research efforts.~~

27 ~~(2) Demonstration projects.~~

28 ~~(3) Education and orientation efforts for property owners,~~
29 ~~public officials, and the general public.~~

30 ~~(4) Activities of the integrated roadside vegetation~~
31 ~~management coordinator for integrated roadside vegetation~~
32 ~~management.~~

33 ~~(5) Reviewing applications for funding assistance.~~

34 ~~(6) Securing funding for research and demonstrations.~~

35 ~~(7) Determining needs for revising the state weed law and~~

1 ~~other applicable Code sections.~~

2 ~~(8) Liaison with the Iowa state association of counties, the~~
3 ~~Iowa league of cities, and other organizations for integrated~~
4 ~~roadside vegetation management purposes.~~

5 ~~b. The director may appoint any number of persons to the~~
6 ~~committee but, at a minimum, the committee shall consist of all~~
7 ~~of the following:~~

8 ~~(1) One member representing the utility industry.~~

9 ~~(2) One member from the Iowa academy of sciences.~~

10 ~~(3) One member representing county government.~~

11 ~~(4) One member representing city government.~~

12 ~~(5) Two members representing the private sector including~~
13 ~~community interest groups.~~

14 ~~(6) One member representing soil conservation interests.~~

15 ~~(7) One member representing the department of natural~~
16 ~~resources.~~

17 ~~(8) One member representing county conservation boards.~~

18 ~~c. Members of the committee shall serve without~~
19 ~~compensation, but may be reimbursed for allowable expenses from~~
20 ~~the living roadway trust fund created under section 314.21. No~~
21 ~~more than a simple majority of the members of the committee~~
22 ~~shall be of the same gender as provided in section 69.16A.~~
23 ~~The director of the department shall appoint the chair of the~~
24 ~~committee and shall establish a minimum schedule of meetings~~
25 ~~for the committee.~~

26 Sec. 320. Section 321.252, subsection 3, paragraph a, Code
27 2024, is amended to read as follows:

28 ~~a. The department shall establish, by rule, in cooperation~~
29 ~~with a tourist signing committee, the standards for~~
30 ~~tourist-oriented directional signs and shall annually review~~
31 ~~the list of attractions for which signing is in place. The~~
32 ~~rules shall conform to national standards for tourist-oriented~~
33 ~~directional signs adopted under 23 U.S.C. §131(q) and to the~~
34 ~~manual of uniform traffic-control devices.~~

35 ~~(1) The tourist signing committee shall be made up of~~

1 ~~the directors or the directors' designees of the departments~~
2 ~~of agriculture and land stewardship, natural resources, and~~
3 ~~transportation, the director or the director's designee of~~
4 ~~the economic development authority, the chairperson or the~~
5 ~~chairperson's designee of the Iowa travel council, and a~~
6 ~~member of the outdoor advertising association of Iowa. The~~
7 ~~director or the director's designee of the economic development~~
8 ~~authority shall be the chairperson of the committee.~~

9 ~~(2) The department of transportation shall be responsible~~
10 ~~for calling and setting the date of the meetings of the~~
11 ~~committee which meetings shall be based upon the amount of~~
12 ~~activity relating to signs. However, the committee shall meet~~
13 ~~at least once a month.~~

14 Sec. 321. Section 333A.2, subsection 1, paragraphs b and c,
15 Code 2024, are amended to read as follows:

16 ~~b. Five elected county officials who are regularly involved~~
17 ~~in budget preparation. One county official shall be from~~
18 ~~a county with a population of less than eleven thousand~~
19 ~~five hundred, one from a county with a population of more~~
20 ~~than eleven thousand five hundred but not more than sixteen~~
21 ~~thousand, one from a county with a population of more than~~
22 ~~sixteen thousand but not more than twenty-two thousand five~~
23 ~~hundred, one from a county with a population of more than~~
24 ~~twenty-two thousand five hundred but not more than eighty~~
25 ~~thousand and one from a county with a population of more than~~
26 ~~eighty thousand. The governor director of the department of~~
27 ~~management shall select and appoint the county officials,~~
28 ~~subject to the approval of two-thirds of the members of the~~
29 ~~senate.~~

30 ~~c. A certified public accountant experienced in governmental~~
31 ~~accounting selected and appointed by the governor with the~~
32 ~~approval of two-thirds of the members of the senate director of~~
33 ~~the department of management.~~

34 Sec. 322. Section 333A.2, subsection 2, Code 2024, is
35 amended to read as follows:

1 2. The members of the committee appointed by the ~~governor~~
2 director of the department of management are appointed for
3 four-year terms except that of the initial appointments, two
4 county official members shall be appointed to two-year terms.
5 When a county official member no longer holds the office which
6 qualified the official for appointment, the official shall no
7 longer be a member of the committee. Any person appointed to
8 fill a vacancy shall be appointed to serve the unexpired term.
9 Any member is eligible for reappointment, but a member shall
10 not be appointed to serve more than two four-year terms.

11 Sec. 323. Section 357A.21, subsection 2, Code 2024, is
12 amended to read as follows:

13 2. If an agreement is not reached under subsection 1,
14 the governing body of the city or water utility or the board
15 of directors or trustees of the district or association may
16 request mediation pursuant to chapter 679C. The governing
17 body or board requesting mediation shall be responsible for
18 the costs of the mediation. A mediation committee shall be
19 established if a governing body or board requests mediation
20 pursuant to this subsection. The mediation committee shall
21 consist of one member of the governing body of the city or the
22 governing body's designee, one member of the board of directors
23 or trustees of the district or association, as applicable, and
24 one disinterested member chosen by the other two members. A
25 list of qualified mediators may be obtained from the American
26 arbitration association, the ~~public employment relations appeal~~
27 board established pursuant to section ~~20-5~~ 10A.601, or a
28 recognized mediation organization or association.

29 Sec. 324. Section 384.13, subsection 2, paragraphs c and d,
30 Code 2024, are amended to read as follows:

31 c. Five city officials who are regularly involved in
32 budget preparation. ~~One official must be from a city with a~~
33 ~~population of not over two thousand five hundred, one from a~~
34 ~~city with a population of over two thousand five hundred but~~
35 ~~not over fifteen thousand, one from a city with a population~~

1 ~~of over fifteen thousand but not over fifty thousand, one from~~
2 ~~a city with a population of over fifty thousand, and one from~~
3 ~~any size city.~~ The ~~governor~~ director of the department of
4 management shall select and appoint the city officials.

5 *d.* One certified public accountant experienced in city
6 accounting, to be selected and appointed by the ~~governor~~
7 director of the department of management.

8 Sec. 325. Section 455A.5, subsection 1, Code 2024, is
9 amended to read as follows:

10 1. a. A natural resource commission is created, which
11 consists of seven members appointed by the governor for
12 staggered terms of six years beginning and ending as provided
13 in section 69.19, except as provided in paragraph "b". The
14 appointees are subject to senate confirmation. The members
15 shall be citizens of the state who have a substantial knowledge
16 of the subjects embraced by chapter 456A. The appointments
17 shall be based upon the training, experience, and capacity of
18 the appointees, and not based upon political considerations,
19 other than as provided in section 69.16. A member of the
20 commission shall not hold any other state or federal office.

21 b. For members appointed on or after the effective date
22 of this division of this Act, members shall serve staggered
23 terms of four years beginning and ending as provided in section
24 69.19.

25 Sec. 326. Section 455A.5, subsection 6, paragraph d, Code
26 2024, is amended to read as follows:

27 *d.* ~~Approve~~ Provide advice and recommendations regarding
28 the budget request prepared by the director for the programs
29 authorized by chapters 321G, 321I, 456A, 456B, 457A, 461A,
30 462A, 462B, 464A, 481A, 481B, 483A, 484A, and 484B. The
31 ~~commission may increase, decrease, or strike any item within~~
32 ~~the department budget request for the specified programs before~~
33 ~~granting approval.~~

34 Sec. 327. Section 455A.6, subsection 6, paragraph d, Code
35 2024, is amended to read as follows:

1 ~~d. Approve~~ Provide advice and make recommendations regarding
2 the budget request prepared by the director for the programs
3 authorized by chapters 455B, 455C, 455E, 455F, 455H, and 459,
4 subchapters II and III. ~~The commission shall approve the~~
5 ~~budget request prepared by the director for programs subject to~~
6 ~~the rulemaking authority of the commission. The commission may~~
7 ~~increase, decrease, or strike any item within the department~~
8 ~~budget request for the specified programs before granting~~
9 ~~approval.~~

10 Sec. 328. Section 455A.19, subsection 1, unnumbered
11 paragraph 1, Code 2024, is amended to read as follows:

12 Upon receipt of any revenue, the director shall deposit the
13 moneys in the Iowa resources enhancement and protection fund
14 created pursuant to section 455A.18. The first three hundred
15 fifty thousand dollars of the funds received for deposit in the
16 fund annually shall be allocated ~~to the conservation education~~
17 ~~program board~~ for the purposes specified in section 455A.21.
18 One percent of the revenue receipts shall be deducted and
19 transferred to the administration fund provided for in section
20 456A.17. All of the remaining receipts shall be allocated to
21 the following accounts:

22 Sec. 329. Section 455A.21, Code 2024, is amended to read as
23 follows:

24 **455A.21 Conservation education program board.**

25 ~~1. A conservation education program board is created in~~
26 ~~the department. The board shall have five members appointed~~
27 ~~as follows:~~

28 ~~a. One member appointed by the director of the department~~
29 ~~of education.~~

30 ~~b. One member appointed by the director of the department of~~
31 ~~natural resources.~~

32 ~~c. One member appointed by the president of the Iowa~~
33 ~~association of county conservation boards.~~

34 ~~d. One member appointed by the president of the Iowa~~
35 ~~association of naturalists.~~

1 ~~e. One member appointed by the president of the Iowa~~
2 ~~conservation education council.~~

3 ~~2. Section 69.16 does not apply to appointments made~~
4 ~~pursuant to this section.~~

5 ~~3. The duties of the board are to~~ department shall revise
6 and produce conservation education materials and ~~to~~ specify
7 stipends to Iowa educators who participate in innovative
8 conservation education programs approved by the ~~board~~
9 department. The ~~board~~ department shall allocate the funds
10 provided for under section 455A.19, subsection 1, for the
11 educational materials and stipends.

12 ~~4. The department shall administer the funds allocated to~~
13 ~~the conservation education program as provided in this section.~~

14 Sec. 330. Section 455B.190A, subsection 1, paragraph h,
15 Code 2024, is amended by striking the paragraph.

16 Sec. 331. Section 455B.190A, subsection 2, paragraphs f and
17 g, Code 2024, are amended to read as follows:

18 *f.* The department shall develop continuing education
19 requirements for certification of a well contractor ~~in~~
20 ~~consultation with the well contractors' council.~~

21 *g.* The examination shall be developed by the department ~~in~~
22 ~~consultation with the well contractors' council~~ to determine
23 the applicant's qualifications to perform well drilling or
24 pump services or both. The examination shall be updated
25 as necessary to reflect current groundwater law and well
26 construction, maintenance, pump services, and abandonment
27 practices. The examination shall be administered by the
28 department or by a person designated by the department.

29 Sec. 332. Section 455B.190A, subsections 3 and 6, Code 2024,
30 are amended by striking the subsections.

31 Sec. 333. Section 455B.190A, subsection 4, Code 2024, is
32 amended to read as follows:

33 4. The department shall develop, ~~in consultation with the~~
34 ~~well contractors' council~~, a consumer information pamphlet
35 regarding well construction, well maintenance, well plugging,

1 pump services, and Iowa groundwater laws. The department ~~and~~
2 ~~the council~~ shall review and revise the consumer information
3 pamphlet as necessary. The consumer information pamphlet shall
4 be supplied to well contractors, at cost, and well contractors
5 shall supply one copy at no cost to potential customers prior
6 to initiation of well services.

7 Sec. 334. Section 455B.190A, subsection 5, unnumbered
8 paragraph 1, Code 2024, is amended to read as follows:

9 The department shall establish by rule and collect, ~~in~~
10 ~~consultation with the well contractors' council,~~ the following
11 fees to be used to implement and administer the provisions of
12 this section:

13 Sec. 335. Section 455G.4, Code 2024, is amended by adding
14 the following new subsection:

15 NEW SUBSECTION. 7. *Repeal.* This section is repealed
16 December 31, 2028. On or before November 29, 2027, the
17 department of natural resources, in consultation with the
18 board, shall propose legislation to the general assembly to
19 strike or repeal provisions referencing the board and the Iowa
20 comprehensive petroleum underground storage tank fund created
21 in section 455G.3 throughout the Code. The remainder of the
22 moneys in the Iowa comprehensive petroleum underground storage
23 tank fund on December 31, 2028, shall be transferred to the
24 storage tank management account of the groundwater protection
25 fund created in section 455E.11.

26 Sec. 336. Section 461A.42, subsection 1, paragraph a, Code
27 2024, is amended to read as follows:

28 a. A firearm or other weapon authorized for hunting may be
29 used in preserves or parts of preserves designated by the ~~state~~
30 ~~advisory board on preserves~~ department at the request of the
31 commission.

32 Sec. 337. Section 465C.1, subsection 2, Code 2024, is
33 amended by striking the subsection.

34 Sec. 338. Section 465C.1, subsection 4, Code 2024, is
35 amended to read as follows:

1 4. "*Dedication*" means the allocation of an area as a
2 preserve by a public agency or by a private owner by written
3 stipulation in a form approved by the ~~state advisory board for~~
4 ~~preserves~~ department.

5 Sec. 339. Section 465C.2, Code 2024, is amended to read as
6 follows:

7 **465C.2 Advisory board.**

8 There is hereby created a state system of preserves and a
9 ~~state advisory board for preserves.~~

10 Sec. 340. Section 465C.8, unnumbered paragraph 1, Code
11 2024, is amended to read as follows:

12 The ~~board~~ department shall have the following powers and
13 duties with respect to this chapter:

14 Sec. 341. Section 465C.8, subsection 9, Code 2024, is
15 amended by striking the subsection.

16 Sec. 342. Section 465C.9, Code 2024, is amended to read as
17 follows:

18 **465C.9 Articles of dedication.**

19 1. The public agency or private owner shall complete
20 articles of dedication on forms approved by the ~~board~~
21 department. When the articles of dedication have been approved
22 by the governor, the ~~board~~ department shall record them with
23 the county recorder for the county or counties in which the
24 area is located.

25 2. The articles of dedication may contain restrictions
26 on development, sale, transfer, method of management, public
27 access, and commercial or other use, and may contain such other
28 provisions as may be necessary to further the purposes of this
29 chapter. They may define the respective jurisdictions of the
30 owner or operating agency and the ~~board~~ department. They may
31 provide procedures to be applied in case of violation of the
32 dedication. They may recognize reversionary rights. They may
33 vary in provisions from one preserve to another in accordance
34 with differences in relative conditions.

35 Sec. 343. Section 465C.10, Code 2024, is amended to read as

1 follows:

2 **465C.10 When dedicated as a preserve.**

3 An area shall become a preserve when it has been approved by
4 the ~~board~~ department for dedication as a preserve, whether in
5 public or private ownership, formally dedicated as a preserve
6 within the system by a public agency or private owner and
7 designated by the governor as a preserve.

8 Sec. 344. Section 465C.11, Code 2024, is amended to read as
9 follows:

10 **465C.11 Area held in trust.**

11 1. An area designated as a preserve within the system is
12 hereby declared put to its highest, best, and most important
13 use for public benefit. It shall be held in trust and shall not
14 be alienated except to another public use upon a finding by the
15 ~~board~~ department of imperative and unavoidable public necessity
16 and with the approval of the commission, the general assembly
17 by concurrent resolution, and the governor. The ~~board's~~
18 department's interest or interests in any area designated as a
19 preserve shall not be taken under the condemnation statutes of
20 this state without such a finding of imperative and unavoidable
21 public necessity by the ~~board~~ department, and with the
22 consent of the commission, the general assembly by concurrent
23 resolution, and the governor.

24 2. The ~~board~~ department, with the approval of the governor,
25 may enter into amendments to any articles of dedication upon
26 its finding that such amendment will not permit an impairment,
27 disturbance, or development of the area inconsistent with the
28 purposes of this chapter.

29 3. Before the ~~board~~ department shall make a finding
30 of imperative and unavoidable public necessity, or shall
31 enter into any amendment to articles of dedication, the
32 ~~board~~ department shall provide notice of such proposal and
33 opportunity for any person to be heard. Such notice shall
34 be published at least once in a newspaper with a general
35 circulation in the county or counties wherein the area directly

1 affected is situated, and mailed within ten days of such
2 published notice to all persons who have requested notice of
3 all such proposed actions. Each notice shall set forth the
4 substance of the proposed action and describe, with or without
5 legal description, the area affected, and shall set forth a
6 place and time not less than sixty days thence for all persons
7 desiring to be heard to have reasonable opportunity to be heard
8 prior to the finding of the ~~board~~ department.

9 Sec. 345. Section 481C.2, subsection 3, Code 2024, is
10 amended to read as follows:

11 3. The criteria for issuing depredation licenses and
12 permits shall be established in administrative rules ~~in~~
13 ~~consultation with the farmer advisory committee created in~~
14 ~~section 481A.10A~~. The administrative rules adopted pursuant
15 to this section shall not require a producer to erect or
16 maintain fencing at a cost exceeding one thousand dollars as a
17 requisite for receiving a depredation license or permit or for
18 participation in a depredation plan.

19 Sec. 346. Section 524.223, subsection 2, unnumbered
20 paragraph 1, Code 2024, is amended to read as follows:

21 If the state bank, director, officer, employee, or
22 substantial shareholder fails to appear at the hearing it shall
23 be deemed to have consented to the issuance of a cease and
24 desist order. In the event of such consent, or if upon the
25 record made at such hearing, the superintendent shall find that
26 any violation or unsafe or unsound practice specified in the
27 notice has been established, the superintendent may issue and
28 serve upon the state bank, director, officer, employee, or
29 substantial shareholder an order to cease and desist from any
30 such violation or practice. Such order may require the state
31 bank and its directors, officers, employees, and shareholders
32 to cease and desist from any such violation or practice and,
33 further, to take affirmative action to correct the conditions
34 resulting from any such violation or practice. In addition,
35 if the violation or practice involves a failure to comply with

1 chapter 12C or any rules adopted pursuant to chapter 12C, the
2 superintendent may recommend to the ~~committee established under~~
3 ~~section 12C.6~~ treasurer of state that the bank be removed from
4 the list of financial institutions eligible to accept public
5 funds under section 12C.6A and may require that during the
6 current calendar quarter and up to the next succeeding eight
7 calendar quarters that the bank do any one or more of the
8 following:

9 Sec. 347. Section 542.4, subsection 1, paragraphs a and b,
10 Code 2024, are amended to read as follows:

11 a. The board shall consist of ~~eight~~ five members, appointed
12 by the governor and subject to senate confirmation, all of whom
13 shall be residents of this state. ~~Five~~ Four of the ~~eight~~ five
14 members shall be holders of certificates issued under section
15 542.6, ~~one member shall be the holder of a license issued~~
16 ~~under section 542.8,~~ and ~~two~~ one shall not be a certified
17 public accountants accountant or licensed public accountants
18 accountant and shall represent the general public. At least
19 three of the holders of certificates issued under section
20 542.6 shall also be qualified to supervise attest services as
21 provided in section 542.7.

22 b. A certified or licensed member of the board shall be
23 actively engaged in practice as a certified public accountant
24 or as a licensed public accountant ~~and shall have been so~~
25 ~~engaged for five years preceding appointment, the last two of~~
26 ~~which shall have been in this state.~~

27 Sec. 348. Section 542B.15, Code 2024, is amended to read as
28 follows:

29 **542B.15 Examinations — report required.**

30 Examinations for licensure shall be given as often as deemed
31 necessary by the ~~board~~ department of inspections, appeals,
32 and licensing, but no less than one time per year. The scope
33 of the examinations and the methods of procedure shall be
34 prescribed by the board. ~~Any examination may be given by~~
35 ~~representatives of the board.~~ The identity of the person

1 taking the examination shall be concealed until after the
2 examination has been graded by the department of inspections,
3 appeals, and licensing. As soon as practicable after the
4 close of each examination, a report shall be filed in the
5 office of the secretary of the board by the ~~board~~ department
6 of inspections, appeals, and licensing. The report shall
7 show the action of the board upon each application and the
8 secretary of the board shall notify each applicant of the
9 result of the applicant's examination. Applicants who fail the
10 examination once shall be allowed to take the examination at
11 the next scheduled time. Thereafter, the applicant shall be
12 allowed to take the examination at the discretion of the board.
13 An applicant who has failed the examination may request in
14 writing information from the board concerning the applicant's
15 examination grade and subject areas or questions which the
16 applicant failed to answer correctly, except that if the board
17 administers a uniform, standardized examination, the board
18 shall only be required to provide the examination grade and
19 such other information concerning the applicant's examination
20 results which are available to the board.

21 Sec. 349. Section 543B.8, subsections 1 and 2, Code 2024,
22 are amended to read as follows:

23 1. A real estate commission is created within the department
24 of inspections, appeals, and licensing. The commission
25 consists of ~~five~~ four members licensed under this chapter and
26 ~~two members~~ one member not licensed under this chapter and who
27 shall represent the general public. Commission members shall
28 be appointed by the governor subject to confirmation by the
29 senate.

30 2. No more than one member shall be appointed from a
31 county. A commission member shall not hold any other elective
32 or appointive state or federal office. At least one of the
33 licensed members shall be a licensed real estate salesperson,
34 except that if the licensed real estate salesperson becomes
35 a licensed real estate broker during a term of office,

1 that person may complete the term, but is not eligible for
2 reappointment on the commission as a licensed real estate
3 salesperson. A licensed member shall be actively engaged
4 in the real estate business ~~and shall have been so engaged~~
5 ~~for five years preceding the appointment, the last two of~~
6 ~~which shall have been in Iowa.~~ Professional associations or
7 societies of real estate brokers or real estate salespersons
8 may recommend the names of potential commission members to
9 the governor. However, the governor is not bound by their
10 recommendations. A commission member shall not be required to
11 be a member of any professional association or society composed
12 of real estate brokers or salespersons.

13 Sec. 350. Section 543D.4, subsections 1 and 3, Code 2024,
14 are amended to read as follows:

15 1. A real estate appraiser examining board is established
16 within the department of inspections, appeals, and licensing.
17 The board consists of ~~seven~~ five members, ~~two~~ one of whom shall
18 be a public members member and ~~five~~ four of whom shall be
19 certified real estate appraisers.

20 3. A certified real estate appraiser member of the board
21 shall be actively engaged in practice as a certified real
22 estate appraiser ~~and shall have been so engaged for five years~~
23 ~~preceding appointment, the last two of which shall have been in~~
24 ~~this state.~~ The governor shall attempt to represent each class
25 of certified appraisers in making the appointments.

26 Sec. 351. Section 544A.1, subsection 2, Code 2024, is
27 amended to read as follows:

28 2. The architectural examining board is created within the
29 department of inspections, appeals, and licensing. The board
30 consists of ~~five~~ three members who possess a license issued
31 under section 544A.9 ~~and who have been in active practice of~~
32 ~~architecture for not less than five years, the last two of~~
33 ~~which shall have been in Iowa, and two members~~ one member who
34 ~~do~~ does not possess a license issued under section 544A.9
35 and who shall represent the general public. Members shall

1 be appointed by the governor subject to confirmation by the
2 senate.

3 Sec. 352. Section 602.1401, subsection 3, paragraph b, Code
4 2024, is amended to read as follows:

5 *b.* For purposes of chapter 20, the certified representative,
6 which on July 1, 1983, represents employees who become judicial
7 branch employees as a result of [1983 Iowa Acts, ch. 186](#), shall
8 remain the certified representative when the employees become
9 judicial branch employees and thereafter, unless the public
10 employee organization is not retained and recertified or is
11 decertified in an election held under section 20.15 or amended
12 or absorbed into another certified organization pursuant to
13 chapter 20. Collective bargaining negotiations shall be
14 conducted on a statewide basis and the certified employee
15 organizations which engage in bargaining shall negotiate on a
16 statewide basis, although bargaining units shall be organized
17 by judicial district. The ~~public employment relations~~ appeal
18 board shall adopt rules pursuant to chapter 17A to implement
19 this subsection.

20 Sec. 353. Section 904.103, Code 2024, is amended by adding
21 the following new subsections:

22 NEW SUBSECTION. 5. Policies for the operation and conduct
23 of the department and the implementation of all department
24 programs.

25 NEW SUBSECTION. 6. Adoption of rules in accordance with
26 chapter 17A as necessary to transact its business and for the
27 administration and exercise of its powers and duties.

28 NEW SUBSECTION. 7. The approval of the locations for all
29 state institutions which are penal, reformatory, or corrective.

30 Sec. 354. Section 904.105, subsections 2, 5, 7, and 9, Code
31 2024, are amended to read as follows:

32 ~~2. Adopt and establish~~ Provide advice and recommendations
33 to the department regarding policies for the operation and
34 conduct of the department and the implementation of all
35 department programs.

1 5. ~~Approve~~ Provide advice and recommendations to the
2 department regarding the budget of the department prior to
3 submission to the governor.

4 7. ~~Adopt rules in accordance with chapter 17A as the board~~
5 ~~deems~~ Provide advice and recommendations to the department
6 regarding rules necessary to transact its business and for the
7 administration and exercise of its powers and duties.

8 9. ~~Approve~~ Provide advice and recommendations regarding
9 the locations for all state institutions which are penal,
10 reformatory, or corrective.

11 Sec. 355. Section 904.105, subsection 3, Code 2024, is
12 amended by striking the subsection.

13 Sec. 356. Section 904.802, subsection 1, Code 2024, is
14 amended by striking the subsection.

15 Sec. 357. Section 904.802, subsection 2, Code 2024, is
16 amended to read as follows:

17 2. "*Iowa state industries*" means prison industries that
18 are established and maintained by the Iowa department of
19 corrections, ~~in consultation with the industries board,~~ at or
20 adjacent to the state's adult correctional institutions, except
21 that an inmate work program established by the state director
22 under section 904.703 is not restricted to industries at or
23 adjacent to the institutions.

24 Sec. 358. Section 904.804, Code 2024, is amended to read as
25 follows:

26 **904.804 Duties of ~~industries board~~ department — state**
27 **industries.**

28 The ~~industries board's principal duties~~ department shall be
29 ~~to promulgate and adopt rules and to advise the state director~~
30 ~~regarding the management of Iowa state industries so as to~~
31 further the intent stated by section 904.801.

32 Sec. 359. Section 904.805, unnumbered paragraph 1, Code
33 2024, is amended to read as follows:

34 The state director, ~~with the advice of the industries board,~~
35 shall:

1 Sec. 360. Section 904.806, Code 2024, is amended to read as
2 follows:

3 **904.806 Authority of state director not impaired.**

4 Nothing in this subchapter shall be construed to impair the
5 authority of the state director over the adult correctional
6 institutions of this state, nor over the inmates thereof. ~~It~~
7 ~~is, however, the duty of the state director to obtain the~~
8 ~~advice of the industries board to further the intent stated by~~
9 ~~section 904.801.~~

10 Sec. 361. Section 904.809, subsection 1, paragraph a, Code
11 2024, is amended to read as follows:

12 a. The state director ~~and the industries board~~ shall comply
13 with the intent of section 904.801.

14 Sec. 362. Section 904.809, subsection 2, paragraph a, Code
15 2024, is amended to read as follows:

16 a. Any other provision of the Code to the contrary
17 notwithstanding, the state director may, ~~after obtaining the~~
18 ~~advice of the industries board,~~ lease one or more buildings or
19 portions thereof on the grounds of any state adult correctional
20 institution, together with the real estate needed for
21 reasonable access to and egress from the leased buildings, for
22 a term not to exceed twenty years, to a private corporation for
23 the purpose of establishing and operating a factory for the
24 manufacture and processing of products, or any other commercial
25 enterprise deemed by the state director to be consistent with
26 the intent stated in section 904.801.

27 Sec. 363. Section 904.809, subsection 2, paragraph b,
28 subparagraph (1), Code 2024, is amended to read as follows:

29 (1) Persons working in the factory or other commercial
30 enterprise operated in the leased property, except the lessee's
31 supervisory employees and necessary support personnel approved
32 by the ~~industries board~~ state director, shall be inmates of
33 the institution where the leased property is located who are
34 approved for such work by the state director and the lessee.

35 Sec. 364. Section 904.809, subsection 3, Code 2024, is

1 amended to read as follows:

2 3. The state director ~~with the advice of the prison~~
3 ~~industries advisory board~~ may provide an inmate workforce to
4 private industry. Under the program inmates will be employees
5 of a private business.

6 Sec. 365. Section 904.813, subsection 2, paragraph a,
7 subparagraphs (1), (2), and (3), Code 2024, are amended to read
8 as follows:

9 (1) Establishment, maintenance, transfer, or closure of
10 industrial operations, or vocational, technical, and related
11 training facilities and services for inmates as authorized by
12 the state director ~~in consultation with the industries board.~~

13 ~~(2) Payment of all costs incurred by the industries board,~~
14 ~~including but not limited to per diem and expenses of its~~
15 ~~members, and of salaries, allowances, support, and maintenance~~
16 ~~of Iowa state industries.~~

17 ~~(3)~~ (2) Direct purchases from vendors of raw materials
18 and capital items used for the manufacturing processes of Iowa
19 state industries, in accordance with rules which meet state
20 bidding requirements. The rules shall be adopted by the state
21 director ~~in consultation with the industries board.~~

22 Sec. 366. Section 904.814, Code 2024, is amended to read as
23 follows:

24 **904.814 Inmate allowance supplement revolving fund.**

25 There is established in the treasury of the state a permanent
26 adult correctional institutions inmate allowance supplement
27 revolving fund, consisting solely of money paid as board and
28 maintenance by inmates working in Iowa state industries, or
29 working pursuant to section 904.809. The fund established
30 by this section may be used to supplement the allowances
31 of inmates who perform other institutional work within and
32 about the adult correctional institutions including those
33 who are working in Iowa state industries. Payments made
34 from the fund shall supplement and not replace all or any
35 part of the allowances otherwise received by, and shall be

1 equably distributed among such inmates. The work of inmates
2 in other institutional or industry work shall, to the greatest
3 extent feasible, be in accord with the intent stated in
4 section 904.801. The fund may also be used to supplement
5 other rehabilitation activities within the adult correctional
6 institutions. Determination of the use of the funds is the
7 responsibility of the state director ~~who shall first seek the~~
8 ~~advice of the prison industries advisory board.~~

9 Sec. 367. Section 904.909, Code 2024, is amended to read as
10 follows:

11 **904.909 Work release and OWI violators — reimbursement to**
12 **department for transportation costs.**

13 The department of corrections shall arrange for the return
14 of a work release client, or offender convicted of violating
15 chapter 321J, who escapes from the facility to which the
16 client is assigned or violates the conditions of supervision.
17 The client or offender shall reimburse the department of
18 corrections for the cost of transportation incurred because
19 of the escape or violation. The amount of reimbursement
20 shall be the actual cost incurred by the department and shall
21 be credited to the support account from which the billing
22 occurred. The director of the department of corrections
23 shall ~~recommend~~ adopt rules pursuant to chapter 17A, ~~subject~~
24 ~~to approval by the board of corrections pursuant to section~~
25 ~~904.105, subsection 7,~~ to implement this section.

26 Sec. 368. Section 915.82, subsection 2, Code 2024, is
27 amended to read as follows:

28 2. The ~~board~~ department shall adopt rules pursuant to
29 chapter 17A relating to program policies and procedures.

30 Sec. 369. 2023 Iowa Acts, chapter 19, section 2795,
31 subsection 3, paragraphs b and c, are amended to read as
32 follows:

33 b. The following are range 4 positions: chairperson and
34 members of the employment appeal board of the department of
35 inspections, appeals, and licensing, director of the Iowa

1 ~~state office of civil rights commission~~, director of the
2 department for the blind, executive director of the ethics
3 and campaign disclosure board, executive director of the Iowa
4 public information board, and chairperson, vice chairperson,
5 and members of the board of parole.

6 c. The following are range 5 positions: state public
7 defender, labor commissioner, workers' compensation
8 commissioner, and director of the law enforcement academy, ~~and~~
9 ~~executive director of the public employment relations board.~~

10 Sec. 370. REPEAL. Chapters 28B and 473A, Code 2024, are
11 repealed.

12 Sec. 371. REPEAL. Sections 7D.15, 8A.616, 15.117, 15.480,
13 15F.102, 20.5, 80E.2, 100C.10, 135.109, 135.173A, 147.16,
14 153.33A, 154A.7, 155A.2A, 170.2, 190C.2, 190C.2A, 203.11B,
15 206.23A, 206.23B, 237A.23, 252B.22, 256.15, 256.31, 256I.12,
16 273.15, 312.3C, 312.3D, 328.13, 423.9A, 455B.150, 455B.151,
17 461A.79, 461A.80, 465C.3, 465C.4, 465C.5, 465C.6, 465C.7,
18 466B.31, 475A.7, 481A.10A, 691.6B, 904.803, and 907B.3, Code
19 2024, are repealed.

20 Sec. 372. CODE EDITOR DIRECTIVE — TERMINOLOGY CHANGES.

21 1. The Code editor is directed to change all references to
22 the "board of directors of the Iowa lottery" created in section
23 99G.8 to the "Iowa lottery commission" and all references to
24 "board" when referring to the board of directors of the Iowa
25 lottery created in section 99G.8 to "commission" wherever they
26 appear in the Code.

27 2. The Code editor is directed to change all references
28 to the "Iowa utilities board" created in section 474.1 to the
29 "Iowa utilities commission", all references to "utilities
30 board" when referring to the Iowa utilities board created in
31 section 474.1 to "utilities commission", and all references to
32 "board" when referring to the Iowa utilities board created in
33 section 474.1 to "commission" wherever they appear in the Code.

34 3. The Code editor is directed to make changes in any Code
35 sections or other noncodified enactments amended or enacted

1 by any other Act to correspond with the changes made in this
2 Act if there appears to be no doubt as to the proper method of
3 making the changes and the changes would not be contrary to or
4 inconsistent with the purposes of this Act or any other Act.

5 Sec. 373. CERTIFICATE OF NEED PROCESS — STUDY. The
6 department of health and human services, in consultation with
7 the department of inspections, appeals, and licensing, and with
8 the assistance of other interested parties, shall conduct a
9 study of the effectiveness of the existing certificate of need
10 process and shall make findings and recommendations related to
11 the continuation of the process or the implementation of a less
12 restrictive alternative. The department of health and human
13 services shall submit a report, including its findings and
14 recommendations, to the governor and the general assembly by
15 December 31, 2025.

16 DIVISION X

17 PUBLIC OFFICERS AND EMPLOYEES

18 Sec. 374. Section 69.15, subsection 1, unnumbered paragraph
19 1, Code 2024, is amended to read as follows:

20 Any person who has been appointed by the governor to any
21 board under the laws of this state shall be deemed to have
22 submitted a resignation from such office if ~~either~~ any of the
23 following events occurs:

24 Sec. 375. Section 69.15, subsection 1, Code 2024, is amended
25 by adding the following new paragraph:

26 NEW PARAGRAPH. *c.* Sufficient grounds exist that would
27 otherwise subject the person to removal by the executive
28 council pursuant to section 66.26.

29 Sec. 376. Section 69.15, subsection 2, Code 2024, is amended
30 to read as follows:

31 2. ~~If~~ With respect to subsection 1, paragraphs "a" and "b",
32 if such person received no notice and had no knowledge of a
33 regular meeting and gives the governor a sworn statement to
34 that effect within ten days after the person learns of the
35 meeting, such meeting shall not be counted for the purposes of

1 this section.

2 DIVISION XI

3 COUNCIL ON HEALTH AND HUMAN SERVICES

4 Sec. 377. Section 125.7, Code 2024, is amended to read as
5 follows:

6 **125.7 Duties of the council.**

7 The council shall:

8 1. ~~Approve~~ Make recommendations to the department regarding
9 the comprehensive substance use disorder program, developed by
10 the department pursuant to sections 125.1 through 125.3, this
11 section, and sections 125.9, 125.10, 125.12 through 125.21,
12 125.25, 125.32 through 125.34, and 125.37 through 125.43.

13 2. Advise the department on policies governing the
14 performance of the department in the discharge of any duties
15 imposed on the department by law.

16 3. Advise or make recommendations to the governor and the
17 general assembly relative to substance use disorder treatment,
18 intervention, education, and prevention programs in this state.

19 ~~4. Adopt rules for subsections 1 and 6 and review other~~
20 ~~rules necessary to carry out the provisions of this chapter,~~
21 ~~subject to review in accordance with chapter 17A.~~

22 ~~5.~~ 4. Investigate the work of the department relating to
23 substance use disorder, and for this purpose the council shall
24 have access at any time to all books, papers, documents, and
25 records of the department.

26 ~~6.~~ 5. Consider and ~~approve or disapprove~~ make
27 recommendations to the department regarding the approval or
28 disapproval of all applications for a license and all cases
29 involving the renewal, denial, suspension, or revocation of a
30 license.

31 ~~7. Act as the appeal board regarding funding decisions made~~
32 ~~by the department.~~

33 Sec. 378. Section 125.10, subsections 1 and 11, Code 2024,
34 are amended to read as follows:

35 1. Prepare and submit a state plan ~~subject to approval~~

1 ~~by the council and~~ in accordance with 42 U.S.C. §300x-21 et
2 seq. The state plan shall designate the department as the sole
3 agency for supervising the administration of the plan.

4 11. Develop and implement, with the ~~counsel and approval~~
5 advice of the council, the comprehensive plan for treatment of
6 persons with a substance use disorder in accordance with this
7 chapter.

8 Sec. 379. Section 125.12, subsection 1, Code 2024, is
9 amended to read as follows:

10 1. The council shall review the comprehensive substance
11 use disorder program implemented by the department for
12 the treatment of persons with a substance use disorder and
13 concerned family members. ~~Subject to~~ Based on the review
14 of the council, the council shall make recommendations to
15 the director, and the director shall divide the state into
16 appropriate regions for the conduct of the program and
17 establish standards for the development of the program on the
18 regional level. In establishing the regions, consideration
19 shall be given to city and county lines, population
20 concentrations, and existing substance use disorder treatment
21 services.

22 Sec. 380. Section 125.13, subsection 2, paragraphs a, b, i,
23 and j, Code 2024, are amended to read as follows:

24 a. A hospital providing care or treatment to persons with
25 a substance use disorder licensed under chapter 135B which is
26 accredited by the joint commission on the accreditation of
27 health care organizations, the commission on accreditation
28 of rehabilitation facilities, the American osteopathic
29 association, or another recognized organization approved by the
30 ~~council~~ department. All survey reports from the accrediting or
31 licensing body must be sent to the department.

32 b. Any practitioner of medicine and surgery or osteopathic
33 medicine and surgery, in the practitioner's private practice.
34 However, a program shall not be exempted from licensing by the
35 ~~council~~ department by virtue of its utilization of the services

1 of a medical practitioner in its operation.

2 *i.* A substance use disorder treatment program not funded
3 by the department which is accredited or licensed by the joint
4 commission on the accreditation of health care organizations,
5 the commission on the accreditation of rehabilitation
6 facilities, the American osteopathic association, or another
7 recognized organization approved by the ~~council~~ department.

8 All survey reports from the accrediting or licensing body must
9 be sent to the department.

10 *j.* A hospital substance use disorder treatment program
11 that is accredited or licensed by the joint commission on the
12 accreditation of health care organizations, the commission on
13 the accreditation of rehabilitation facilities, the American
14 osteopathic association, or another recognized organization
15 approved by the ~~council~~ department. All survey reports for
16 the hospital substance use disorder treatment program from the
17 accrediting or licensing body shall be sent to the department.

18 Sec. 381. Section 125.14, Code 2024, is amended to read as
19 follows:

20 **125.14 Licenses — renewal — fees.**

21 The ~~council~~ department shall consider all cases involving
22 initial issuance, and renewal, denial, suspension, or
23 revocation of a license. The department shall issue a license
24 to an applicant whom the ~~council~~ department determines meets
25 the licensing requirements of this chapter. Licenses shall
26 expire no later than three years from the date of issuance
27 and shall be renewed upon timely application made in the same
28 manner as for initial issuance of a license unless notice of
29 nonrenewal is given to the licensee at least thirty days prior
30 to the expiration of the license. The department shall not
31 charge a fee for licensing or renewal of programs contracting
32 with the department for provision of treatment services. A fee
33 may be charged to other licensees.

34 Sec. 382. Section 125.15A, subsection 1, paragraph b, Code
35 2024, is amended to read as follows:

1 *b.* The ~~council~~ department has suspended, revoked, or refused
2 to renew the existing license of the program.

3 Sec. 383. Section 125.16, Code 2024, is amended to read as
4 follows:

5 **125.16 Transfer of license or change of location prohibited.**

6 A license issued under this chapter may not be transferred,
7 and the location of the physical facilities occupied or
8 utilized by any program licensed under this chapter shall not
9 be changed without the prior written consent of the ~~council~~
10 department.

11 Sec. 384. Section 125.17, Code 2024, is amended to read as
12 follows:

13 **125.17 License suspension or revocation.**

14 Violation of any of the requirements or restrictions
15 of this chapter or of any of the rules adopted pursuant to
16 this chapter is cause for suspension, revocation, or refusal
17 to renew a license. The director shall at the earliest
18 time feasible notify a licensee whose license the ~~council~~
19 department is considering suspending or revoking and shall
20 inform the licensee what changes must be made in the licensee's
21 operation to avoid such action. The licensee shall be
22 given a reasonable time for compliance, as determined by the
23 director, after receiving such notice or a notice that the
24 ~~council~~ department does not intend to renew the license. When
25 the licensee believes compliance has been achieved, or if
26 the licensee considers the proposed suspension, revocation,
27 or refusal to renew unjustified, the licensee may submit
28 pertinent information to the ~~council~~ department and the ~~council~~
29 department shall expeditiously make a decision in the matter
30 and notify the licensee of the decision.

31 Sec. 385. Section 125.18, Code 2024, is amended to read as
32 follows:

33 **125.18 Hearing before ~~council~~ department.**

34 If a licensee under this chapter makes a written request
35 for a hearing within thirty days of suspension, revocation,

1 or refusal to renew a license, a hearing before the ~~council~~
2 department shall be expeditiously arranged by the department of
3 inspections, appeals, and licensing whose decision is subject
4 to review by the ~~council~~ department. The ~~council~~ department
5 shall issue a written statement of the ~~council's~~ department's
6 findings within thirty days after conclusion of the hearing
7 upholding or reversing the proposed suspension, revocation,
8 or refusal to renew a license. ~~Action involving suspension,~~
9 ~~revocation, or refusal to renew a license shall not be taken~~
10 ~~by the council unless a quorum is present at the meeting. A~~
11 copy of the ~~council's~~ department's decision shall be promptly
12 transmitted to the affected licensee who may, if aggrieved
13 by the decision, seek judicial review of the actions of the
14 ~~council~~ department in accordance with the terms of chapter 17A.

15 Sec. 386. Section 125.19, Code 2024, is amended to read as
16 follows:

17 **125.19 Reissuance or reinstatement.**

18 After suspension, revocation, or refusal to renew a license
19 pursuant to this chapter, the affected licensee shall not have
20 the license reissued or reinstated within one year of the
21 effective date of the suspension, revocation, or expiration
22 upon refusal to renew, unless the ~~council~~ department orders
23 otherwise. After that time, proof of compliance with the
24 requirements and restrictions of this chapter and the rules
25 adopted pursuant to this chapter must be presented to the
26 ~~council~~ department prior to reinstatement or reissuance of a
27 license.

28 Sec. 387. Section 125.21, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. The ~~council~~ department has exclusive power in this state
31 to approve and license chemical substitutes and antagonists
32 programs, and to monitor chemical substitutes and antagonists
33 programs to ensure that the programs are operating within the
34 rules adopted pursuant to this chapter. The ~~council~~ department
35 shall grant approval and license if the requirements of the

1 rules are met and state funding is not requested. The chemical
2 substitutes and antagonists programs conducted by persons
3 exempt from the licensing requirements of this chapter pursuant
4 to section 125.13, subsection 2, are subject to approval and
5 licensure under this section.

6 Sec. 388. Section 125.43A, Code 2024, is amended to read as
7 follows:

8 **125.43A Prescreening — exception.**

9 Except in cases of medical emergency or court-ordered
10 admissions, a person shall be admitted to a state mental health
11 institute for treatment of a substance use disorder only after
12 a preliminary intake and assessment by a department-licensed
13 treatment facility or a hospital providing care or treatment
14 for persons with a substance use disorder licensed under
15 chapter 135B and accredited by the joint commission on the
16 accreditation of health care organizations, the commission
17 on accreditation of rehabilitation facilities, the American
18 osteopathic association, or another recognized organization
19 approved by the ~~council~~ department, or by a designee of a
20 department-licensed treatment facility or a hospital other
21 than a state mental health institute, which confirms that the
22 admission is appropriate to the person's substance use disorder
23 service needs. A county board of supervisors may seek an
24 admission of a patient to a state mental health institute who
25 has not been confirmed for appropriate admission and the county
26 shall be responsible for one hundred percent of the cost of
27 treatment and services of the patient.

28 Sec. 389. Section 125.58, subsection 1, Code 2024, is
29 amended to read as follows:

30 1. If the department has probable cause to believe that
31 an institution, place, building, or agency not licensed
32 as a substance use disorder treatment and rehabilitation
33 facility is in fact a substance use disorder treatment and
34 rehabilitation facility as defined by this chapter, and
35 is not exempt from licensing by section 125.13, subsection

1 2, the ~~council~~ department may order an inspection of the
2 institution, place, building, or agency. If the inspector
3 upon presenting proper identification is denied entry for the
4 purpose of making the inspection, the inspector may, with
5 the assistance of the county attorney of the county in which
6 the premises are located, apply to the district court for an
7 order requiring the owner or occupant to permit entry and
8 inspection of the premises to determine whether there have been
9 violations of this chapter. The investigation may include
10 review of records, reports, and documents maintained by the
11 facility and interviews with staff members consistent with the
12 confidentiality safeguards of state and federal law.

13 Sec. 390. Section 135.141, subsection 2, paragraph i, Code
14 2024, is amended to read as follows:

15 *i.* Adopt rules pursuant to chapter 17A for the
16 administration of this subchapter including rules adopted in
17 cooperation with the Iowa pharmacy association and the Iowa
18 hospital association for the development of a surveillance
19 system to monitor supplies of drugs, antidotes, and vaccines to
20 assist in detecting a potential public health disaster. Prior
21 to adoption, the rules shall be approved by the ~~council on~~
22 ~~health and human services~~ and the director of the department of
23 homeland security and emergency management.

24 Sec. 391. Section 135A.8, subsection 4, Code 2024, is
25 amended to read as follows:

26 4. A local board of health seeking matching funds or grants
27 under this section shall apply to the department. The ~~council~~
28 ~~on health and human services~~ department shall adopt rules
29 concerning the application and award process for the allocation
30 of moneys in the fund and shall establish the criteria for the
31 allocation of moneys in the fund if the moneys are insufficient
32 to meet the needs of local boards of health.

33 Sec. 392. Section 135A.9, unnumbered paragraph 1, Code
34 2024, is amended to read as follows:

35 The ~~council on health and human services~~ department shall

1 adopt rules pursuant to chapter 17A to implement this chapter
2 which shall include but are not limited to the following:

3 Sec. 393. Section 135B.7, subsection 1, paragraph a, Code
4 2024, is amended to read as follows:

5 a. The department, ~~with the approval of the council on~~
6 ~~health and human services,~~ shall adopt rules setting out the
7 standards for the different types of hospitals and for rural
8 emergency hospitals to be licensed under this chapter. The
9 department shall enforce the rules.

10 Sec. 394. Section 135C.14, unnumbered paragraph 1, Code
11 2024, is amended to read as follows:

12 The department shall, in accordance with chapter 17A and
13 ~~with the approval of the council on health and human services,~~
14 adopt and enforce rules setting minimum standards for health
15 care facilities. In so doing, the department, ~~with the~~
16 ~~approval of the council on health and human services,~~ may
17 adopt by reference, with or without amendment, nationally
18 recognized standards and rules, which shall be specified by
19 title and edition, date of publication, or similar information.
20 The rules and standards required by this section shall be
21 formulated in consultation with the director of health and
22 human services or the director of health and human services'
23 designee, with the director, and with affected industry,
24 professional, and consumer groups, and shall be designed to
25 further the accomplishment of the purposes of this chapter and
26 shall relate to:

27 Sec. 395. Section 135J.7, Code 2024, is amended to read as
28 follows:

29 **135J.7 Rules.**

30 Except as otherwise provided in this chapter, the department
31 shall adopt rules pursuant to chapter 17A necessary to
32 implement this chapter, ~~subject to approval of the council~~
33 ~~on health and human services.~~ Formulation of the rules
34 shall include consultation with Iowa hospice organization
35 representatives and other persons affected by this chapter.

1 Sec. 396. Section 135R.4, subsection 1, Code 2024, is
2 amended to read as follows:

3 1. The department, with the advice ~~and approval~~ of the
4 council on health and human services, shall adopt rules
5 specifying the standards for ambulatory surgical centers to be
6 licensed under this chapter. The rules shall be consistent
7 with and shall not exceed the requirements of this chapter and
8 the conditions for coverage in the federal Medicare program for
9 ambulatory surgical centers under [42 C.F.R. pt. 416](#).

10 Sec. 397. Section 137.104, subsection 1, paragraph b,
11 unnumbered paragraph 1, Code 2024, is amended to read as
12 follows:

13 Make and enforce such reasonable rules and regulations not
14 inconsistent with law and the rules of the ~~council~~ department
15 as may be necessary for the protection and improvement of the
16 public health.

17 Sec. 398. Section 137.105, subsection 1, paragraph f, Code
18 2024, is amended to read as follows:

19 *f.* A local board of health member shall serve without
20 compensation, but may be reimbursed for necessary expenses in
21 accordance with rules established by the ~~council~~ department or
22 the applicable jurisdiction.

23 Sec. 399. Section 137.107, Code 2024, is amended to read as
24 follows:

25 **137.107 Request reviewed by state department.**

26 The state department shall review requests submitted
27 pursuant to section 137.106. The state department, upon
28 finding that all required elements are present, ~~shall present~~
29 ~~findings to the council.~~ ~~The council~~ may approve the formation
30 of a district board and if the formation is approved, shall
31 notify the county boards from whom the request was received.

32 Sec. 400. Section 137.114, Code 2024, is amended to read as
33 follows:

34 **137.114 Withdrawal from district.**

35 A county may withdraw from an existing district board upon

1 submission of a request for withdrawal to and approval by
2 the state department. The request shall include a plan to
3 reform its county board or join a different district board,
4 information specified in section 137.106, and approval of the
5 request by the district board ~~and, at the recommendation of~~
6 ~~the state department, the council~~. Any county choosing to
7 withdraw from the district board shall commit to the continuity
8 of services in its county by reestablishing its county
9 board or joining a different district board. The remaining
10 counties in the district shall submit an application including
11 the information specified in section 137.106 to the state
12 department for review as provided in section 137.107.

13 Sec. 401. Section 137.119, Code 2024, is amended to read as
14 follows:

15 **137.119 Adoption of rules.**

16 The ~~council~~ department shall adopt rules to implement this
17 chapter. The department is vested with discretionary authority
18 to interpret the provisions of this chapter.

19 Sec. 402. Section 139A.8, subsection 3, Code 2024, is
20 amended to read as follows:

21 3. Subject to the provision of subsection 4, the ~~council on~~
22 ~~health and human services~~ department may modify or delete any
23 of the immunizations in subsection 2.

24 Sec. 403. Section 139A.8, subsection 4, paragraph b, Code
25 2024, is amended to read as follows:

26 *b.* The exemptions under this subsection do not apply in
27 times of emergency or epidemic as determined ~~by the council on~~
28 ~~health and human services~~ and as declared by the director of
29 ~~health and human services~~.

30 Sec. 404. Section 139A.9, Code 2024, is amended to read as
31 follows:

32 **139A.9 Forcible removal — isolation — quarantine.**

33 The forcible removal and isolation or quarantine of any
34 infected person shall be accomplished according to the rules
35 and regulations of the local board or the rules of the ~~council~~

1 ~~on health and human services department.~~

2 Sec. 405. Section 141A.2, subsection 6, Code 2024, is
3 amended to read as follows:

4 6. The department, ~~with the approval of the council~~
5 ~~on health and human services,~~ may conduct epidemiological
6 blinded and nonblinded studies to determine the incidence
7 and prevalence of HIV infection. Initiation of any new
8 epidemiological studies shall be contingent upon the receipt
9 of funding sufficient to cover all the costs associated with
10 the studies. The informed consent, reporting, and counseling
11 requirements of this chapter shall not apply to blinded
12 studies.

13 Sec. 406. Section 217.2, subsection 1, paragraph a, Code
14 2024, is amended to read as follows:

15 a. There is created within the department a council on
16 health and human services which shall act in a ~~polycymaking and~~
17 an advisory capacity on matters within the jurisdiction of the
18 department. The council shall consist of nine voting members
19 appointed by the governor subject to confirmation by the
20 senate. Appointments shall be made on the basis of interest
21 in public affairs, good judgment, and knowledge and ability in
22 the field of health and human services. Appointments shall
23 be made to provide a diversity of interest and point of view
24 in the membership and without regard to religious opinions or
25 affiliations. The voting members of the council shall serve
26 for six-year staggered terms.

27 Sec. 407. Section 217.3, Code 2024, is amended to read as
28 follows:

29 **217.3 Duties of council.**

30 The council shall:

31 1. Organize annually and select a chairperson and vice
32 chairperson.

33 2. ~~Adopt and establish policy for the operation and~~ Advise
34 the department on conduct of the department, ~~subject to any~~
35 ~~guidelines which may be adopted by the general assembly,~~ and

1 the implementation of all services and programs administered
2 by the department.

3 3. Report immediately to the governor any failure by
4 the department to carry out any of the policy decisions or
5 directives of the ~~council~~ department.

6 4. ~~Approve~~ Advise and make recommendations to the
7 department on the budget of the department prior to submission
8 to the governor. Prior to ~~approval of~~ making recommendations
9 on the budget, the council shall publicize and hold a public
10 hearing to provide explanations and hear questions, opinions,
11 and suggestions regarding the budget. Invitations to the
12 hearing shall be extended to the governor, the governor-elect,
13 the director of the department of management, and other persons
14 deemed by the council as integral to the budget process. The
15 budget materials submitted to the governor shall include a
16 ~~review of options~~ recommendations for revising the medical
17 assistance program made available by federal action or by
18 actions implemented by other states as identified by the
19 department, the medical assistance advisory council created in
20 section 249A.4B, and by county representatives. The review
21 shall address what potential revisions could be made in this
22 state and how the changes would be beneficial to Iowans.

23 5. ~~Insure~~ Make recommendations to the department to ensure
24 that all programs administered or services rendered by the
25 department directly to any citizen or through a local agency
26 to any citizen are coordinated and integrated so that any
27 citizen does not receive a duplication of services from various
28 departments or local agencies that could be rendered by one
29 department or local agency. ~~If the council finds that such~~
30 ~~is not the case, it shall hear and determine which department~~
31 ~~or local agency shall provide the needed service or services~~
32 ~~and enter an order of their determination by resolution of~~
33 ~~the council which must be concurred in by at least a majority~~
34 ~~of the members. Thereafter such order or resolution of the~~
35 ~~council shall be obeyed by all state departments and local~~

1 ~~agencies to which it is directed.~~

2 ~~6. Adopt all necessary rules recommended by the department~~
3 ~~prior to their promulgation pursuant to chapter 17A.~~

4 ~~7.~~ 6. Recommend to the governor the names of individuals
5 qualified for the position of director when a vacancy exists
6 in the office.

7 Sec. 408. Section 217.3A, Code 2024, is amended to read as
8 follows:

9 **217.3A Advisory committees.**

10 The council may establish and utilize other ad hoc
11 advisory committees as determined necessary to advise the
12 council related to the subject matter under the purview
13 of the department, including but not limited to child and
14 family services, behavioral health, public health, and the
15 department's interactions with the juvenile justice system.
16 The council shall establish appointment provisions, membership
17 terms, operating guidelines, and other operational requirements
18 for committees established pursuant to this section.

19 Sec. 409. Section 217.6, Code 2024, is amended to read as
20 follows:

21 **217.6 Rules and regulations — organization of department.**

22 1. The director may ~~recommend~~ submit to the council for
23 adoption review and recommendation, rules and regulations
24 necessary to administer the duties, functions, and programs
25 of the department. ~~Any action taken, decision made, or~~
26 ~~administrative rule adopted may be reviewed by the director.~~
27 The director, ~~upon~~ may consider such review, ~~may affirm,~~
28 ~~modify, or reverse any such action, decision, or rule~~
29 recommendations in adopting rules for the department.

30 2. The rules and regulations adopted for the public benefits
31 and programs administered by the department shall apply the
32 residency eligibility restrictions required by federal and
33 state law.

34 3. The director shall organize the department into subunits
35 as necessary to most efficiently carry out the intent of this

1 chapter and any other chapter the department is responsible for
2 administering.

3 4. If the department requires or requests a service
4 consumer, service provider, or other person to maintain
5 required documentation in electronic form, the department shall
6 accept such documentation submitted by electronic means and
7 shall not require a physical copy of the documentation unless
8 required by state or federal law.

9 Sec. 410. Section 218.4, subsections 1 and 2, Code 2024, are
10 amended to read as follows:

11 1. The department shall ~~recommend to the council for~~
12 ~~adoption~~ adopt rules not inconsistent with law as necessary
13 for the management of the institutions and the admission,
14 treatment, care, custody, education and discharge of residents.
15 It is the duty of the department to establish rules by which
16 danger to life and property from fire will be minimized. The
17 department may require any appointees to perform duties in
18 addition to those required by statute.

19 2. Rules adopted by the ~~council~~ department pursuant
20 to chapter 17A shall be uniform and shall apply to all
21 institutions under the department's jurisdiction. The primary
22 rules for use in institutions where persons with mental illness
23 are served shall, unless otherwise indicated, uniformly apply
24 to county or private hospitals in which persons with mental
25 illness are served, but the rules shall not interfere with
26 proper medical treatment administered to such persons by
27 competent physicians. Annually, signed copies of the rules
28 shall be sent to the superintendent of each institution.
29 Copies shall also be sent to the clerk of each district court,
30 the chairperson of the board of supervisors of each county and,
31 as appropriate, to the officer in charge of institutions or
32 hospitals caring for persons with mental illness in each county
33 who shall be responsible for seeing that the rules are posted
34 in each institution or hospital in a prominent place. The
35 rules shall be kept current to meet the public need and shall

1 be revised and published annually.

2 Sec. 411. Section 222.1, subsection 2, Code 2024, is amended
3 to read as follows:

4 2. The Glenwood state resource center and the Woodward
5 state resource center are established and shall be maintained
6 as the state's regional resource centers for the purpose of
7 providing treatment, training, instruction, care, habilitation,
8 and support of persons with an intellectual disability or other
9 disabilities in this state, and providing facilities, services,
10 and other support to the communities located in the region
11 being served by a state resource center. In addition, the
12 state resource centers are encouraged to serve as a training
13 resource for community-based program staff, medical students,
14 and other participants in professional education programs.
15 A resource center may request the approval of the ~~council~~
16 department to change the name of the resource center for use in
17 communication with the public, in signage, and in other forms
18 of communication.

19 Sec. 412. Section 222.2, Code 2024, is amended to read as
20 follows:

21 **222.2 Definitions.**

22 When used in this chapter, unless the context otherwise
23 requires:

24 1. "Auditor" means the county auditor or the auditor's
25 designee.

26 ~~2. "Council" means the council on health and human services.~~

27 ~~3.~~ 2. "Department" means the department of health and human
28 services.

29 ~~4.~~ 3. "Director" means the director of health and human
30 services.

31 ~~5.~~ 4. "Intellectual disability" means the same as defined
32 in section 4.1.

33 ~~6.~~ 5. "Mental health and disability services region" means
34 a mental health and disability services region formed in
35 accordance with section 225C.56.

1 ~~7.~~ 6. "*Regional administrator*" means the regional
2 administrator of a mental health and disability services
3 region, as defined in section 225C.55.

4 ~~8.~~ 7. "*Special unit*" means a special intellectual
5 disability unit established at a state mental health institute
6 pursuant to sections 222.88 through 222.91.

7 ~~9.~~ 8. "*State resource centers*" or "*resource centers*" means
8 the Glenwood state resource center and the Woodward state
9 resource center.

10 ~~10.~~ 9. "*Superintendents*" means the superintendents of the
11 state resource centers.

12 Sec. 413. Section 225.33, Code 2024, is amended to read as
13 follows:

14 **225.33 Death of patient — disposal of body.**

15 When a committed public patient or a voluntary public
16 patient or a committed private patient dies while at the state
17 psychiatric hospital or at the university hospital, the state
18 psychiatric hospital shall have the body prepared for shipment
19 in accordance with the rules prescribed by the ~~council on~~
20 department of health and human services for shipping such
21 bodies. It is the duty of the state board of regents to make
22 arrangements for the embalming and such other preparation as
23 necessary to comply with the rules and for the purchase of
24 suitable caskets.

25 Sec. 414. Section 225C.49, subsection 1, unnumbered
26 paragraph 1, Code 2024, is amended to read as follows:

27 The department shall provide coordination of the programs
28 administered by the department which serve individuals with a
29 disability and the individuals' families, including but not
30 limited to the following juvenile justice and child welfare
31 services: family-centered services described under section
32 232.102, decategorization of child welfare funding provided
33 for under section 232.188, and foster care services paid under
34 section 234.35, subsection 3. The department shall regularly
35 review administrative rules associated with such programs and

1 make recommendations to the ~~council~~, governor, and general
2 assembly for revisions to remove barriers to the programs for
3 individuals with a disability and the individuals' families
4 including the following:

5 Sec. 415. Section 226.1, subsections 3 and 4, Code 2024, are
6 amended to read as follows:

7 3. A mental health institute may request the approval of the
8 ~~council~~ department to change the name of the institution for
9 use in communication with the public, in signage, and in other
10 forms of communication.

11 4. For the purposes of this chapter, unless the context
12 otherwise requires:

13 ~~a. "Council" means the council on health and human services.~~

14 ~~b.~~ a. "Department" means the department of health and human
15 services.

16 ~~e.~~ b. "Director" means the director of health and human
17 services.

18 ~~d.~~ c. "Mental health and disability services region" means
19 a mental health and disability services region formed in
20 accordance with section 225C.56.

21 ~~e.~~ d. "Mental health institute" or "state mental health
22 institute" means a state hospital for persons with mental
23 illness as designated in this chapter.

24 ~~f.~~ e. "Regional administrator" means the same as defined
25 in section 225C.55.

26 Sec. 416. Section 234.1, Code 2024, is amended to read as
27 follows:

28 **234.1 Definitions.**

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

31 1. "Child" means either a person less than eighteen years of
32 age or a person eighteen, nineteen, or twenty years of age who
33 meets all of the following conditions:

34 a. The person was placed by court order issued pursuant
35 to chapter 232 in foster care or in an institution listed in

1 section 218.1 and either of the following situations apply to
2 the person:

3 (1) After reaching eighteen years of age, the person
4 has remained continuously and voluntarily under the care
5 of an individual, as defined in section 237.1, licensed to
6 provide foster care pursuant to chapter 237 or in a supervised
7 apartment living arrangement, in this state.

8 (2) The person aged out of foster care after reaching
9 eighteen years of age and subsequently voluntarily applied for
10 placement with an individual, as defined in section 237.1,
11 licensed to provide foster care pursuant to chapter 237 or for
12 placement in a supervised apartment living arrangement, in this
13 state.

14 *b.* The person has demonstrated a willingness to participate
15 in case planning and to complete the responsibilities
16 prescribed in the person's case permanency plan.

17 *c.* The department has made an application for the person
18 for adult services upon a determination that it is likely the
19 person will need or be eligible for services or other support
20 from the adult services system.

21 ~~2. "Council" means the council on health and human services.~~

22 ~~3.~~ 2. "Department" means the department of health and human
23 services.

24 ~~4.~~ 3. "Director" means the director of health and human
25 services.

26 ~~5.~~ 4. "Food programs" means the supplemental nutrition
27 assistance program and donated foods programs authorized by
28 federal law under the United States department of agriculture.

29 ~~6.~~ 5. "Supplemental nutrition assistance program" or "SNAP"
30 means benefits provided by the federal program administered
31 through 7 C.F.R. pts. 270 - 283, as amended.

32 Sec. 417. Section 234.6, subsection 1, unnumbered paragraph
33 1, Code 2024, is amended to read as follows:

34 The director shall administer the family investment program,
35 state supplementary assistance, food programs, child welfare,

1 and emergency relief, family and adult service programs, and
2 any other form of public assistance and institutions that are
3 placed under the director's administration. The director shall
4 perform duties, formulate and adopt rules as necessary, and
5 outline policies, dictate procedure, and delegate powers as
6 necessary for competent and efficient administration. ~~Subject~~
7 ~~to restrictions that may be imposed by the council, the~~ The
8 director may abolish, alter, consolidate, or establish subunits
9 and abolish or change existing subunits. The director may
10 employ necessary personnel and determine their compensation;
11 may allocate or reallocate functions and duties among subunits;
12 and may adopt rules relating to the employment of personnel
13 and the allocation of their functions and duties among the
14 various subunits as required for competent and efficient
15 administration. The director shall do all of the following:

16 Sec. 418. Section 234.6, subsection 1, paragraphs d and h,
17 Code 2024, are amended to read as follows:

18 *d.* Notwithstanding any provisions to the contrary in chapter
19 239B relating to the consideration of income and resources of
20 claimants for assistance, ~~and with the consent and approval of~~
21 ~~the council,~~ adopt rules necessary to qualify for federal aid
22 in the assistance programs administered by the director.

23 *h.* ~~Recommend~~ Adopt rules ~~for their adoption by the council~~
24 for before and after school child care programs, conducted
25 within and by or contracted for by school districts, that are
26 appropriate for the ages of the children who receive services
27 under the programs.

28 Sec. 419. Section 237.1, Code 2024, is amended to read as
29 follows:

30 **237.1 Definitions.**

31 As used in this chapter:

32 1. "Agency" means a person which provides child foster care
33 and which does not meet the definition of an individual as
34 defined under this section.

35 2. "Child" means child as defined in section 234.1.

1 3. "*Child foster care*" means the provision of parental
2 nurturing, including but not limited to the furnishing of
3 food, lodging, training, education, supervision, treatment,
4 or other care, to a child on a full-time basis by a person,
5 including a relative of the child if the relative is licensed
6 under this chapter, but not including a guardian of the child.
7 "*Child foster care*" does not include any of the following care
8 situations:

9 a. Care furnished by an individual person who receives the
10 child of a personal friend as an occasional and personal guest
11 in the individual person's home, free of charge and not as a
12 business.

13 b. Care furnished by an individual person with whom a child
14 has been placed for lawful adoption, unless that adoption is
15 not completed within two years after placement.

16 c. Care furnished by a private boarding school subject to
17 approval by the state board of education pursuant to section
18 256.11.

19 d. Child care furnished by a child care center, a child
20 development home, or a child care home as defined in section
21 237A.1.

22 e. Care furnished in a hospital licensed under chapter 135B
23 or care furnished in a nursing facility licensed under chapter
24 135C.

25 f. Care furnished by a relative of a child or an individual
26 person with a meaningful relationship with the child where the
27 child is not under the placement, care, or supervision of the
28 department.

29 ~~4. "*Council*" means the council on health and human services.~~

30 ~~5.~~ 4. "*Department*" means the department of health and human
31 services.

32 ~~6.~~ 5. "*Director*" means the director of health and human
33 services.

34 ~~7.~~ 6. "*Facility*" means the personnel, program, physical
35 plant, and equipment of a licensee.

1 ~~8.~~ 7. "*Individual*" means an individual person or a married
2 couple who provides child foster care in a single-family home
3 environment and which does not meet the definition of an agency
4 under this section.

5 ~~9.~~ 8. "*Licensee*" means an individual or an agency licensed
6 under this chapter.

7 ~~10.~~ 9. "*Reasonable and prudent parent standard*" means
8 the standard characterized by careful and sensible parenting
9 decisions that maintain the health, safety, and best interests
10 of a child, while at the same time encouraging the emotional
11 and developmental growth of a child, that a caregiver shall
12 use when determining whether to allow a child in foster care
13 under the placement, care, or supervision of the department to
14 participate in extracurricular, enrichment, cultural, or social
15 activities. For the purposes of this subsection, "*caregiver*"
16 means an individual or an agency licensed under this chapter
17 with which a child in foster care has been placed or a juvenile
18 shelter care home approved under chapter 232 in which a child
19 in foster care has been placed.

20 Sec. 420. Section 237.3, subsection 1, Code 2024, is amended
21 to read as follows:

22 1. Except as otherwise provided by subsections 3 and 4,
23 the department shall ~~promulgate, after their adoption by the~~
24 ~~council,~~ adopt and enforce in accordance with chapter 17A,
25 administrative rules necessary to implement this chapter.
26 Formulation of the rules shall include consultation with
27 representatives of child foster care providers and other
28 persons affected by this chapter. The rules shall encourage
29 the provision of child foster care in a single-family, home
30 environment, exempting the single-family, home facility from
31 inappropriate rules.

32 Sec. 421. Section 237A.1, Code 2024, is amended to read as
33 follows:

34 **237A.1 Definitions.**

35 As used in this chapter unless the context otherwise

1 requires:

2 1. "*Child*" means either of the following:

3 a. A person twelve years of age or younger.

4 b. A person thirteen years of age or older but younger than
5 nineteen years of age who has a developmental disability as
6 defined under the federal Developmental Disabilities Assistance
7 and Bill of Rights Act of 2000, Pub. L. No. 106-402, as
8 codified in 42 U.S.C. §15002(8).

9 2. "*Child care*" means the care, supervision, and guidance of
10 a child by a person other than the child's parent, guardian,
11 or custodian for periods of less than twenty-four hours per
12 day per child on a regular basis, but does not include care,
13 supervision, and guidance of a child by any of the following:

14 a. An instructional program for children who are attending
15 prekindergarten as defined by the state board of education
16 under section 256.11 or a higher grade level and are at least
17 four years of age, or are at least three years of age and
18 eligible for special education under chapter 256B, administered
19 by any of the following:

20 (1) A public or nonpublic school system accredited by the
21 department of education or the state board of regents.

22 (2) A nonpublic school system which is not accredited by the
23 department of education or the state board of regents.

24 b. Any of the following church-related programs:

25 (1) An instructional program.

26 (2) A youth program other than a preschool, before or after
27 school child care program, or other child care program.

28 (3) A program providing care to children on church premises
29 while the children's parents are attending church-related or
30 church-sponsored activities on the church premises.

31 c. Short-term classes of less than two weeks' duration held
32 between school terms or during a break within a school term.

33 d. A child care center for sick children operated as part of
34 a pediatrics unit in a hospital licensed by the department of
35 inspections, appeals, and licensing pursuant to chapter 135B.

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1 e. A program operated not more than one day per week by
2 volunteers which meets all of the following conditions:

3 (1) Not more than eleven children are served per volunteer.

4 (2) The program operates for less than four hours during any
5 twenty-four-hour period.

6 (3) The program is provided at no cost to the children's
7 parent, guardian, or custodian.

8 f. A program administered by a political subdivision of the
9 state which is primarily for recreational or social purposes
10 and is limited to children who are five years of age or older
11 and attending school.

12 g. An after school program continuously offered throughout
13 the school year calendar to children who are at least five
14 years of age and are enrolled in school, and attend the program
15 intermittently or a summer-only program for such children. The
16 program must be provided through a nominal membership fee or
17 at no cost.

18 h. A special activity program which meets less than four
19 hours per day for the sole purpose of the special activity.
20 Special activity programs include but are not limited to music
21 or dance classes, organized athletic or sports programs,
22 recreational classes, scouting programs, and hobby or craft
23 clubs or classes.

24 i. A nationally accredited camp.

25 j. A structured program for the purpose of providing
26 therapeutic, rehabilitative, or supervisory services to
27 children under any of the following:

28 (1) A purchase of service or managed care contract with the
29 department.

30 (2) A contract approved by a governance board of a
31 decategorization of child welfare and juvenile justice funding
32 project created under section 232.188.

33 (3) An arrangement approved by a juvenile court order.

34 k. Care provided on-site to children of parents residing in
35 an emergency, homeless, or domestic violence shelter.

1 1. A child care facility providing respite care to a
2 licensed foster family home for a period of twenty-four hours
3 or more to a child who is placed with that licensed foster
4 family home.

5 m. A program offered to a child whose parent, guardian,
6 or custodian is engaged solely in a recreational or social
7 activity, remains immediately available and accessible on the
8 physical premises on which the child's care is provided, and
9 does not engage in employment while the care is provided.
10 However, if the recreational or social activity is provided
11 in a fitness center or on the premises of a nonprofit
12 organization, the parent, guardian, or custodian of the child
13 may be employed to teach or lead the activity.

14 3. "*Child care center*" or "*center*" means a facility
15 providing child care or preschool services for seven or more
16 children, except when the facility is registered as a child
17 development home.

18 4. "*Child care facility*" or "*facility*" means a child care
19 center, preschool, or a registered child development home.

20 5. "*Child care home*" means a person or program providing
21 child care to any of the following children at any one time
22 that is not registered to provide child care under this
23 chapter, as authorized under section 237A.3:

24 a. Five or fewer children.

25 b. Six or fewer children, if at least one of the children
26 is school-aged.

27 6. "*Child development home*" means a person or program
28 registered under section 237A.3A that may provide child care to
29 seven or more children at any one time.

30 7. "*Children needing special needs care*" or "*special needs*
31 *child*" means a child or children with one or more of the
32 following conditions:

33 a. The child has been diagnosed by a physician or by a
34 person endorsed for service as a school psychologist by the
35 department of education to have a developmental disability

1 which substantially limits one or more major life activities,
2 and the child requires professional treatment, assistance in
3 self-care, or the purchase of special adaptive equipment.

4 *b.* The child has been determined by a qualified intellectual
5 disability professional to have a condition which impairs the
6 child's intellectual and social functioning.

7 *c.* The child has been diagnosed by a mental health
8 professional to have a behavioral or emotional disorder
9 characterized by situationally inappropriate behavior which
10 deviates substantially from behavior appropriate to the
11 child's age, or which significantly interferes with the child's
12 intellectual, social, or personal development.

13 ~~8. "Council" means the council on health and human services.~~

14 ~~9.~~ 8. "Department" means the department of health and human
15 services.

16 ~~10.~~ 9. "Director" means the director of health and human
17 services.

18 ~~11.~~ 10. "Infant" means a child who is less than twenty-four
19 months of age.

20 ~~12.~~ 11. "Involvement with child care" means licensed
21 or registered under this chapter, employed in a child care
22 facility, residing in a child care facility, receiving public
23 funding for providing child care, or providing child care as a
24 child care home provider, or residing in a child care home.

25 ~~13.~~ 12. "Licensed center" means a center issued a full
26 or provisional license by the department under the provisions
27 of this chapter or a center for which a license is being
28 processed.

29 ~~14.~~ 13. "Poverty level" means the poverty level defined by
30 the most recently revised poverty income guidelines published
31 by the United States department of health and human services.

32 ~~15.~~ 14. "Preschool" means a child care facility which
33 provides to children ages three through five, for periods of
34 time not exceeding three hours per day, programs designed
35 to help the children to develop intellectual skills, social

1 skills, and motor skills, and to extend their interest and
2 understanding of the world about them.

3 ~~16.~~ 15. "School" means kindergarten or a higher grade
4 level.

5 ~~17.~~ "~~State child care advisory committee~~" means the state
6 ~~child care advisory committee established pursuant to section~~
7 ~~135.173A.~~

8 Sec. 422. Section 238.1, Code 2024, is amended to read as
9 follows:

10 **238.1 Definitions.**

11 For the purpose of this chapter unless the context otherwise
12 requires:

13 1. "Child" means the same as defined in section 234.1.

14 2. "Child-placing agency" or "agency" means any agency,
15 whether public, semipublic, or private, which represents that
16 the agency places children permanently or temporarily in
17 private family homes or receives children for placement in
18 private family homes, or which actually engages for gain or
19 otherwise in the placement of children in private family homes.

20 "Agency" includes individuals, institutions, partnerships,
21 voluntary associations, and corporations, other than
22 institutions under the management or control of the department.

23 ~~3.~~ "~~Council~~" means the council on health and human services.

24 ~~4.~~ 3. "Department" means the department of health and human
25 services.

26 ~~5.~~ 4. "Director" means the director of health and human
27 services.

28 Sec. 423. Section 238.12, Code 2024, is amended to read as
29 follows:

30 **238.12 Appeal — judicial review.**

31 1. A licensee aggrieved by a decision of the department
32 revoking the licensee's license may appeal to the ~~council~~
33 department in the manner prescribed by the ~~council~~ department.
34 The ~~council~~ department shall, upon receipt of such an appeal,
35 give the licensee reasonable notice and opportunity for a fair

1 hearing before the ~~council or its duly~~ department's authorized
2 representative. Following the hearing, the ~~council~~ department
3 shall take final action and notify the licensee in writing.

4 2. Judicial review of the actions of the ~~council~~ department
5 may be sought in accordance with ~~the terms of~~ chapter 17A.

6 Sec. 424. Section 249.1, Code 2024, is amended to read as
7 follows:

8 **249.1 Definitions.**

9 As used in this chapter:

10 ~~1. "Council" means the council on health and human services.~~

11 ~~2.~~ 1. "Department" means the department of health and human
12 services.

13 ~~3.~~ 2. "Director" means the director of health and human
14 services.

15 ~~4.~~ 3. "Federal supplemental security income" means cash
16 payments made to individuals by the United States government
17 under Tit. XVI of the Social Security Act as amended by Pub. L.
18 No. 92-603, or any other amendments thereto.

19 ~~5.~~ 4. "Previous categorical assistance programs" means the
20 aid to the blind program authorized by chapter 241, the aid to
21 the disabled program authorized by chapter 241A and the old-age
22 assistance program authorized by chapter 249, Code 1973.

23 ~~6.~~ 5. "State supplementary assistance" means cash payments
24 made to individuals:

25 a. By the United States government on behalf of the state of
26 Iowa pursuant to section 249.2.

27 b. By the state of Iowa directly pursuant to sections 249.3
28 through 249.5.

29 Sec. 425. Section 249.4, subsection 1, Code 2024, is amended
30 to read as follows:

31 1. Applications for state supplementary assistance shall
32 be made in the form and manner prescribed by the director or
33 the director's designee, ~~with the approval of the council,~~
34 pursuant to chapter 17A. Each person who applies and is found
35 eligible under section 249.3 shall, so long as the person's

1 eligibility continues, receive state supplementary assistance
2 on a monthly basis, from funds appropriated to the department
3 for the purpose.

4 Sec. 426. Section 249A.4B, subsections 1 and 7, Code 2024,
5 are amended to read as follows:

6 1. A medical assistance advisory council is created to
7 comply with [42 C.F.R. §431.12](#) based on section 1902(a)(4) of
8 the federal Social Security Act and to advise the director
9 about health and medical care services under the medical
10 assistance program. The council shall meet ~~no more than~~
11 quarterly as necessary. The director's designee responsible
12 for public health or their designee and a public member of the
13 council selected by the public members of the council shall
14 serve as co-chairpersons of the council.

15 7. The director shall consider the recommendations offered
16 by the council in the director's preparation of the medical
17 assistance budget ~~recommendations to the council on health and~~
18 ~~human services pursuant to section 217.3~~ and in implementation
19 of medical assistance program policies.

20 Sec. 427. Section 331.304, subsection 9, Code 2024, is
21 amended to read as follows:

22 9. A county shall not adopt or enforce any ordinance
23 imposing any registration or licensing system or registration
24 or license fees for or relating to owner-occupied manufactured
25 or mobile homes including the lots, lands, or manufactured
26 home community or mobile home park upon or in which they are
27 located. A county shall not adopt or enforce any ordinance
28 imposing any registration or licensing system, or registration
29 or license fees, or safety or sanitary standards for rental
30 manufactured or mobile homes unless similar registration or
31 licensing system, or registration or license fees, or safety
32 or sanitary standards are required for other rental properties
33 intended for human habitation. This subsection does not
34 preclude the investigation and abatement of a nuisance or the
35 enforcement of a tiedown system, or the enforcement of any

1 ~~regulations~~ rules of the ~~council on~~ department of health and
2 human services or local board of health if those ~~regulations~~
3 rules apply to other rental properties or to owner-occupied
4 housing intended for human habitation.

5 Sec. 428. Section 364.3, subsection 5, Code 2024, is amended
6 to read as follows:

7 5. A city shall not adopt or enforce any ordinance imposing
8 any registration or licensing system or registration or license
9 fees for or relating to owner-occupied manufactured or mobile
10 homes including the lots, lands, or manufactured home community
11 or mobile home park upon or in which they are located. A
12 city shall not adopt or enforce any ordinance imposing any
13 registration or licensing system, or registration or license
14 fees, or safety or sanitary standards for rental manufactured
15 or mobile homes unless a similar registration or licensing
16 system, or registration or license fees, or safety or sanitary
17 standards are required for other rental properties intended
18 for human habitation. This subsection does not preclude the
19 investigation and abatement of a nuisance or the enforcement of
20 a tiedown system, or the enforcement of any ~~regulations~~ rules
21 of the ~~council on~~ department of health and human services or
22 local board of health if those ~~regulations~~ rules apply to other
23 rental properties or to owner-occupied housing intended for
24 human habitation.

25 DIVISION XII

26 ELIMINATION OF ADVISORY COUNCIL ON BRAIN INJURIES

27 Sec. 429. Section 135.22A, Code 2024, is amended to read as
28 follows:

29 **135.22A ~~Advisory council on brain~~ Brain injuries — policy**
30 **— department as lead agency.**

31 1. For purposes of this section, unless the context
32 otherwise requires:

33 a. "*Brain injury*" means a brain injury as defined in section
34 135.22.

35 b. "*Council*" means the ~~advisory council on brain injuries~~

1 health and human services.

2 ~~2. The advisory council on brain injuries is established.~~
3 ~~The following persons or their designees shall serve as ex~~
4 ~~officio, nonvoting members of the council.~~

5 ~~a. The director of health and human services or the~~
6 ~~director's designee.~~

7 ~~b. The director of the department of education.~~

8 ~~c. The chief of the special education bureau of the~~
9 ~~department of education.~~

10 ~~d. The administrator of the division of vocational~~
11 ~~rehabilitation services of the department of workforce~~
12 ~~development.~~

13 ~~e. The director of the department for the blind.~~

14 ~~3. The council shall be composed of a minimum of nine~~
15 ~~members appointed by the governor in addition to the ex officio~~
16 ~~members, and the governor may appoint additional members.~~
17 ~~Insofar as practicable, the council shall include persons with~~
18 ~~brain injuries; family members of persons with brain injuries;~~
19 ~~representatives of industry, labor, business, and agriculture;~~
20 ~~representatives of federal, state, and local government; and~~
21 ~~representatives of religious, charitable, fraternal, civic,~~
22 ~~educational, medical, legal, veteran, welfare, and other~~
23 ~~professional groups and organizations. Members shall be~~
24 ~~appointed representing every geographic and employment area~~
25 ~~of the state and shall include members of both sexes. A~~
26 ~~simple majority of the members appointed by the governor shall~~
27 ~~constitute a quorum.~~

28 ~~4. Members of the council appointed by the governor shall~~
29 ~~be appointed for terms of two years. Vacancies on the council~~
30 ~~shall be filled for the remainder of the term of the original~~
31 ~~appointment. Members whose terms expire may be reappointed.~~

32 ~~5. The voting members of the council shall appoint a~~
33 ~~chairperson and a vice chairperson and other officers as the~~
34 ~~council deems necessary. The officers shall serve until their~~
35 ~~successors are appointed and qualified. Members of the council~~

~~1 shall receive actual expenses for their services. Members may
2 also be eligible to receive compensation as provided in section
3 7E.6. The council shall adopt rules pursuant to chapter 17A.~~

4 ~~6.~~ 2. The council shall do all of the following:

5 a. Promote meetings and programs for the discussion of
6 methods to reduce the debilitating effects of brain injuries,
7 and disseminate information in cooperation with any other
8 department, agency, or entity on the prevention, evaluation,
9 care, treatment, and rehabilitation of persons affected by
10 brain injuries.

11 b. Study and review current prevention, evaluation, care,
12 treatment, and rehabilitation technologies and recommend
13 appropriate preparation, training, retraining, and distribution
14 of personnel and resources in the provision of services
15 to persons with brain injuries through private and public
16 residential facilities, day programs, and other specialized
17 services.

18 c. Participate in developing and disseminating criteria and
19 standards which may be required for future funding or licensing
20 of facilities, day programs, and other specialized services for
21 persons with brain injuries in this state.

22 d. Make recommendations to the governor for developing and
23 administering a state plan to provide services for persons with
24 brain injuries.

25 e. ~~Meet at least quarterly~~ as necessary.

26 ~~7.~~ 3. The department is designated as Iowa's lead agency
27 for brain injury. For the purposes of this section, the
28 designation of lead agency authorizes the department to
29 perform or oversee the performance of those functions specified
30 in subsection 6, paragraphs "a" through "c". ~~The council
31 is assigned to the department for administrative purposes.
32 The director shall be responsible for budgeting, program
33 coordination, and related management functions.~~

34 ~~8. The council may receive gifts, grants, or donations
35 made for any of the purposes of its programs and disburse and~~

1 ~~administer them in accordance with their terms and under the~~
2 ~~direction of the director.~~

3 Sec. 430. Section 135.22B, subsection 2, paragraph c, Code
4 2024, is amended to read as follows:

5 c. The department shall consult with the advisory council
6 ~~on brain injuries, established pursuant to section 135.22A,~~
7 regarding the program and shall report to the council
8 concerning the program at least quarterly. The council shall
9 make recommendations to the department concerning the program's
10 operation.

11 DIVISION XIII

12 ELIMINATION OF CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD
13 Sec. 431. Section 225C.52, Code 2024, is amended to read as
14 follows:

15 ~~225C.52 Children's behavioral health system state board —~~
16 Council duties.

17 The council shall provide guidance on the implementation
18 and management of a children's behavioral health system for
19 the provision of services to children with a serious emotional
20 disturbance. To the extent funding is available, the ~~state~~
21 ~~board~~ council shall perform the following duties:

22 1. Advise the director on the administration of the
23 children's behavioral health system.

24 2. Provide ~~consultation services~~ support to agencies
25 regarding the development of administrative rules for the
26 children's behavioral health system.

27 3. Identify behavioral health outcomes and indicators for
28 eligible children with a serious emotional disturbance to
29 promote children living with their own families and in the
30 community.

31 4. Submit a written report on or before December 1 of each
32 year to the governor and the general assembly. At a minimum,
33 the report shall include a summary of all activities undertaken
34 by the ~~state board~~ council relating to the children's
35 behavioral health system and results from identified behavioral

1 health outcomes and indicators for the children's behavioral
2 health system.

3 Sec. 432. Section 225C.55, Code 2024, is amended to read as
4 follows:

5 **225C.55 Definitions.**

6 As used in this subchapter, unless the context otherwise
7 requires:

8 1. *"Children's behavioral health services"* means the same as
9 defined in section 225C.2.

10 2. *"Council"* means the council on health and human services.

11 ~~2.~~ 3. *"Department"* means the department of health and human
12 services.

13 ~~3.~~ 4. *"Director"* means the director of health and human
14 services.

15 ~~4.~~ 5. *"Disability services"* means the same as defined in
16 section 225C.2.

17 ~~5.~~ 6. *"Population"* means, as of July 1 of the fiscal year
18 preceding the fiscal year in which the population figure is
19 applied, the population shown by the latest preceding certified
20 federal census or the latest applicable population estimate
21 issued by the United States census bureau, whichever is most
22 recent.

23 ~~6.~~ 7. *"Regional administrator"* means the administrative
24 office, organization, or entity formed by agreement of the
25 counties participating in a region to function on behalf of
26 those counties in accordance with this subchapter.

27 ~~7.~~ 8. *"Serious emotional disturbance"* means the same as
28 defined in section 225C.2.

29 ~~8.~~ *"State board"* means the children's system state board
30 created in section 225C.51.

31 ~~9.~~ *"State commission"* means the mental health and disability
32 services commission created in section 225C.5.

33 Sec. 433. Section 225C.66, subsection 3, Code 2024, is
34 amended to read as follows:

35 ~~3. Pursuant to recommendations made by the state board,~~

1 ~~the~~ The department shall adopt rules to define the services
2 included in the core domains listed in this section. The rules
3 shall provide service definitions, service provider standards,
4 service access standards, and service implementation dates, and
5 shall provide consistency, to the extent possible, with similar
6 service definitions under the medical assistance program.

7 Sec. 434. REPEAL. Section 225C.51, Code 2024, is repealed.

8 DIVISION XIV

9 ELIMINATION OF CONGENITAL AND INHERITED DISORDERS ADVISORY

10 COMMITTEE

11 Sec. 435. Section 136A.2, Code 2024, is amended to read as
12 follows:

13 **136A.2 Definitions.**

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

16 1. *"Attending health care provider"* means a licensed
17 physician, nurse practitioner, certified nurse midwife, or
18 physician assistant.

19 ~~2. *"Congenital and inherited disorders advisory committee"*~~
20 ~~or *"advisory committee"* means the congenital and inherited~~
21 ~~disorders advisory committee created in this chapter.~~

22 ~~3.~~ 2. *"Congenital disorder"* means an abnormality existing
23 prior to or at birth, including a stillbirth, that adversely
24 affects the health and development of a fetus, newborn, child,
25 or adult, including a structural malformation or a genetic,
26 chromosomal, inherited, or biochemical disorder.

27 3. *"Council"* means the council on health and human services.

28 4. *"Department"* means the department of health and human
29 services.

30 5. *"Disorder"* means a congenital or inherited disorder.

31 6. *"Genetics"* means the study of inheritance and how genes
32 contribute to health conditions and the potential for disease.

33 7. *"Genomics"* means the functions and interactions of all
34 human genes and their variation within human populations,
35 including their interaction with environmental factors, and

1 their contribution to health.

2 8. "*Inherited disorder*" means a condition caused by an
3 abnormal change in a gene or genes passed from a parent or
4 parents to their child. Onset of the disorder may be prior to
5 or at birth, during childhood, or in adulthood.

6 9. "*Stillbirth*" means an unintended fetal death occurring
7 after a gestation period of twenty completed weeks, or an
8 unintended fetal death of a fetus with a weight of three
9 hundred fifty or more grams.

10 Sec. 436. Section 136A.3A, Code 2024, is amended to read as
11 follows:

12 ~~136A.3A Congenital and inherited disorders advisory committee~~
13 ~~established~~ — process Process for addition of conditions to
14 newborn screening.

15 1. ~~A congenital and inherited disorders advisory committee~~
16 ~~is established to~~ The council shall assist the department in
17 the development of programs that ensure the availability and
18 access to quality genetic and genomic health care services for
19 all Iowans.

20 2. ~~The members of the advisory committee shall be appointed~~
21 ~~by the director and shall include persons with relevant~~
22 ~~expertise and interest including parent representatives.~~

23 3. ~~2.~~ 2. The ~~advisory committee~~ council shall assist the
24 department in designating the conditions to be included in the
25 newborn screening and in regularly evaluating the effectiveness
26 and appropriateness of the newborn screening.

27 4. ~~3.~~ a. Beginning July 1, 2022, the ~~advisory committee~~
28 council shall ensure that all conditions included in the
29 federal recommended uniform screening panel as of January 1,
30 2022, are included in the newborn screening.

31 b. Within twelve months of the addition of a new
32 condition to the federal recommended uniform screening panel,
33 the ~~advisory committee~~ council shall consider and make a
34 recommendation to the department regarding inclusion of the
35 new condition in the newborn screening, including the current

1 newborn screening capacity to screen for the new condition
2 and the resources necessary to screen for the new condition
3 going forward. If the ~~advisory committee~~ council recommends
4 inclusion of a new condition, the department shall include the
5 new condition in the newborn screening within eighteen months
6 of receipt of the recommendation.

7 ~~5.~~ 4. The department shall submit a status report to the
8 general assembly, annually, by December 31, regarding all of
9 the following:

10 a. The current conditions included in the newborn screening.

11 b. Any new conditions currently under consideration or
12 recommended by the ~~advisory committee~~ council for inclusion in
13 the newborn screening.

14 c. Any new conditions considered but not recommended by the
15 ~~advisory committee~~ council in the prior twelve-month period and
16 the reason for not recommending any such conditions.

17 d. Any departmental request for additional program capacity
18 or resources necessitated by the inclusion of a recommended new
19 condition in the newborn screening.

20 e. Any delay and the reason for the delay by the ~~advisory~~
21 ~~committee~~ council in complying with the specified twelve-month
22 time frame in considering or recommending the inclusion of a
23 new condition in the newborn screening to the department.

24 f. Any delay and the reason for the delay by the department
25 in complying with the specified eighteen-month time frame in
26 including a new condition in the newborn screening following
27 receipt of a recommendation from the ~~advisory committee~~ council
28 recommending the inclusion of such condition.

29 ~~6.~~ 5. The state hygienic laboratory shall establish
30 the newborn screening fee schedule in a manner sufficient
31 to support the newborn screening system of care including
32 laboratory screening costs, short-term and long-term follow-up
33 program costs, the newborn screening developmental fund, and
34 the cost of the department's newborn screening data system.

35

DIVISION XV

1 ELIMINATION OF EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL
2 Sec. 437. Section 147A.2, Code 2024, is amended to read as
3 follows:

4 **147A.2 Council ~~established~~ — ~~terms of office~~ on health and
5 human services — advisory duties.**

6 ~~1. An EMS advisory council shall be appointed by the~~
7 ~~director. Membership of the council shall be comprised of~~
8 ~~individuals nominated from, but not limited to, the following~~
9 ~~state or national organizations: Iowa osteopathic medical~~
10 ~~association, Iowa medical society, American college of~~
11 ~~emergency physicians, Iowa physician assistant society, Iowa~~
12 ~~academy of family physicians, university of Iowa hospitals~~
13 ~~and clinics, American academy of emergency medicine, American~~
14 ~~academy of pediatrics, Iowa EMS association, Iowa firefighters~~
15 ~~association, Iowa professional fire fighters, EMS education~~
16 ~~programs committee, Iowa nurses association, Iowa hospital~~
17 ~~association, and the Iowa state association of counties. The~~
18 ~~council shall also include at least two at-large members~~
19 ~~who are volunteer emergency medical care providers and a~~
20 ~~representative of a private service program.~~

21 **2. The ~~EMS advisory council~~ on health and human services**
22 **shall advise the director and develop policy recommendations**
23 **concerning the regulation, administration, and coordination of**
24 **emergency medical services in the state.**

25 Sec. 438. REPEAL. Section 147A.3, Code 2024, is repealed.

26 DIVISION XVI

27 ELIMINATION OF TRAUMA SYSTEM ADVISORY COUNCIL

28 Sec. 439. Section 147A.23, Code 2024, is amended to read as
29 follows:

30 **147A.23 Trauma care system development.**

31 1. The department is designated as a lead agency in this
32 state responsible for the development of a statewide trauma
33 care system.

34 2. The department, ~~in consultation with the trauma system~~
35 ~~advisory council,~~ shall develop, coordinate, and monitor a

1 statewide trauma care system. This system shall include, but
2 not be limited to, the following:

3 a. (1) Development of criteria for the categorization
4 of all hospitals and emergency care facilities according to
5 their trauma care capabilities. These categories shall be for
6 levels I, II, III, and IV, based on the most current guidelines
7 published by the American college of surgeons committee on
8 trauma, the American college of emergency physicians, and
9 the model trauma care plan of the United States department
10 of health and human services' health resources and services
11 administration.

12 (2) The categorization of all hospitals and emergency
13 care facilities by the department as to their capacity to
14 provide trauma care services. The categorization shall be
15 determined by the department from self-reported information
16 provided to the department by the hospital or emergency care
17 facility. This categorization shall not be construed to imply
18 any guarantee on the part of the department as to the level of
19 trauma care services available at the hospital or emergency
20 care facility.

21 b. (1) Development of a process for the verification of
22 the trauma care capacity of each facility and the issuance of a
23 certificate of verification. The standards and verification
24 process shall be established by rule and may vary as
25 appropriate by level of trauma care capability. To the extent
26 possible, the standards and verification process shall be
27 coordinated with other applicable accreditation and licensing
28 standards.

29 (2) The issuance of a certificate of verification of all
30 categorized hospitals and emergency care facilities from the
31 department at the level preferred by the hospital or emergency
32 care facility. The standards and verification process shall
33 be established by rule and may vary as appropriate by level of
34 trauma care capability. To the extent possible, the standards
35 and verification process shall be coordinated with other

1 ~~applicable accreditation and licensing standards.~~

2 *c.* Upon verification and the issuance of a certificate
3 of verification, agreement by a hospital or emergency care
4 facility agrees to maintain a level of commitment and resources
5 sufficient to meet responsibilities and standards as required
6 by the trauma care criteria established by rule under this
7 subchapter. Verifications are valid for a period of three
8 years or as determined by the department and are renewable. As
9 part of the verification and renewal process, the department
10 may conduct periodic on-site reviews of the services and
11 facilities of the hospital or emergency care facility.

12 *d.* Implementation of an Iowa trauma care plan.

13 *e.* Development of standards for medical direction, trauma
14 care, triage and transfer protocols, and trauma registries.

15 *f.* Promotion of public information and education activities
16 for injury prevention.

17 *g.* The development of strategies and the review of rules
18 adopted under this subchapter to promote optimal trauma care
19 delivery throughout the state.

20 *h.* Development, implementation, and conducting of trauma
21 care system evaluation, quality assessment, and quality
22 improvement.

23 ~~*d.*~~ 3. The department is responsible for the funding of the
24 administrative costs of this subchapter. Any funds received
25 by the department for this purpose shall be deposited in the
26 emergency medical services fund established in section 135.25.

27 ~~*e.*~~ 4. This section shall not be construed to limit the
28 number and distribution of level I, II, III, and IV categorized
29 and verified trauma care facilities in a community or region.

30 5. Proceedings, records, and reports developed pursuant
31 to this section constitute peer review records under section
32 147.135, and are not subject to discovery by subpoena or
33 admissible as evidence. All information and documents
34 received from a hospital or emergency care facility under this
35 subchapter shall be confidential pursuant to section 272C.6,

1 subsection 4.

2 Sec. 440. Section 147A.26, subsection 1, Code 2024, is
3 amended to read as follows:

4 1. The department shall maintain a statewide trauma
5 reporting system by which ~~the trauma system advisory council~~
6 ~~and~~ the department may monitor the effectiveness of the
7 statewide trauma care system.

8 Sec. 441. REPEAL. Section 147A.24, Code 2024, is repealed.

9

DIVISION XVII

10

ELIMINATION OF JUSTICE ADVISORY BOARD

11 Sec. 442. Section 216A.131, Code 2024, is amended to read
12 as follows:

13 **216A.131 Definitions.**

14 For the purpose of this subchapter, unless the context
15 otherwise requires:

16 1. ~~"Board" means the justice advisory board.~~

17 2. ~~"Department", "department"~~ means the department of health
18 and human services.

19 Sec. 443. Section 216A.133, Code 2024, is amended to read
20 as follows:

21 **216A.133 ~~Purpose and~~ Department duties.**

22 1. ~~The purpose of the board~~ department shall ~~be~~ do all of
23 the following:

24 a. Develop short-term and long-term goals to improve the
25 criminal and juvenile justice systems.

26 b. Identify and analyze justice system issues, including
27 the impact of present criminal and juvenile justice policy, and
28 make recommendations for policy change.

29 c. Develop and assist others in implementing recommendations
30 and plans for justice system improvement.

31 d. Provide the general assembly with an analysis of current
32 and proposed criminal code provisions.

33 e. Provide for a clearinghouse of justice system information
34 to coordinate with data resource agencies and assist others in
35 the use of justice system data.

1 ~~2. The board shall advise the department on its~~
2 ~~administration of state and federal grants and appropriations~~
3 ~~and shall carry out other functions consistent with this~~
4 ~~subchapter.~~

5 ~~3. The duties of the board shall consist of the following:~~

6 ~~a. Identifying issues and analyzing the operation and impact~~
7 ~~of present criminal and juvenile justice policy and making~~
8 ~~recommendations for policy changes.~~

9 ~~b. f. Coordinating~~ Coordinate with data resource agencies
10 to provide data and analytical information to federal, state,
11 and local governments, and ~~assisting~~ assist agencies in the use
12 of criminal and juvenile justice data.

13 ~~c. g. Reporting~~ Report criminal justice system needs to the
14 governor, the general assembly, and other decision makers to
15 improve the criminal justice system.

16 ~~d. h. Reporting~~ Report juvenile justice system needs to
17 the governor, the general assembly, and other decision makers
18 to address issues specifically affecting the juvenile justice
19 system, including evidence-based programs for group foster
20 care placements and the state training school, diversion, and
21 community-based services for juvenile offenders.

22 ~~e. i. Providing~~ Provide technical assistance upon request
23 to state and local agencies.

24 ~~f. j. Administering~~ Administer federal funds and funds
25 appropriated by the state or that are otherwise available
26 in compliance with applicable laws, regulations, and other
27 requirements for purposes of study, research, investigation,
28 planning, and implementation in the areas of criminal and
29 juvenile justice.

30 ~~g. k. Making~~ Make grants to cities, counties, and other
31 entities pursuant to applicable law.

32 ~~h. l. Maintaining~~ Maintain an Iowa correctional policy
33 project as provided in section 216A.137.

34 ~~i. m. Providing~~ Provide input and make recommendations
35 to the director including in the development of a budget

1 ~~recommendations~~ for the department.

2 ~~j. Developing and making recommendations to the director.~~

3 ~~k, n. Serving as a liaison between the department and~~
4 ~~the public, sharing Share information and gathering gather~~
5 ~~constituency input.~~

6 ~~l. Recommending to the department the adoption of rules~~
7 ~~pursuant to chapter 17A as it deems necessary for the board and~~
8 ~~department.~~

9 ~~m, o. Recommending Recommend legislative and executive~~
10 ~~action to the governor and general assembly.~~

11 ~~n, p. Establishing Establish advisory committees, work~~
12 ~~groups, or other coalitions as appropriate.~~

13 ~~q. Providing Provide the general assembly with~~
14 ~~an analysis and recommendations of current criminal code~~
15 ~~provisions and proposed legislation which include but are not~~
16 ~~limited to all of the following:~~

17 (1) Potential disparity in sentencing.

18 (2) Truth in sentencing.

19 (3) Victims.

20 (4) The proportionality of specific sentences.

21 (5) Sentencing procedures.

22 (6) Costs associated with the implementation of criminal
23 code provisions, including costs to the judicial branch,
24 department of corrections, and judicial district departments
25 of correctional services, costs for representing indigent
26 defendants, and costs incurred by political subdivisions of the
27 state.

28 (7) Best practices related to the department of corrections
29 including recidivism rates, safety and the efficient use of
30 correctional staff, and compliance with correctional standards
31 set by the federal government and other jurisdictions.

32 (8) Best practices related to the ~~Iowa child death~~ state
33 mortality review team committee established in section 135.43
34 ~~and the Iowa domestic abuse death review team established in~~
35 ~~section 135.109.~~

1 ~~p. r.~~ Studying Study and ~~making~~ make recommendations for
2 treating and supervising adult and juvenile sex offenders in
3 institutions, community-based programs, and in the community,
4 in areas which include but are not limited to all of the
5 following:

6 (1) The effectiveness of electronically monitoring sex
7 offenders.

8 (2) The cost and effectiveness of special sentences
9 pursuant to chapter 903B.

10 (3) Risk assessment models created for sex offenders.

11 (4) Determining the best treatment programs available for
12 sex offenders and the efforts of Iowa and other states to
13 implement treatment programs.

14 (5) The efforts of Iowa and other states to prevent sex
15 abuse-related crimes including child sex abuse.

16 (6) Any other related issues the board deems necessary,
17 including but not limited to computer and internet sex-related
18 crimes, sex offender case management, best practices for sex
19 offender supervision, the sex offender registry, and the
20 effectiveness of safety zones.

21 ~~q. s.~~ Providing Provide expertise and advice to the
22 legislative services agency, the department of corrections, the
23 judicial branch, and others charged with formulating fiscal,
24 correctional, or minority impact statements.

25 ~~r. t.~~ Reviewing Review data supplied by the department, the
26 department of management, the legislative services agency, the
27 Iowa supreme court, and other departments or agencies for the
28 purpose of determining the effectiveness and efficiency of the
29 collection of such data.

30 ~~4. 2.~~ The board department shall submit reports, in
31 accordance with section 216A.135, to the governor and general
32 assembly regarding actions taken, issues studied, and ~~board~~
33 council recommendations.

34 Sec. 444. Section 216A.135, subsection 1, Code 2024, is
35 amended to read as follows:

1 1. The ~~board~~ department shall submit a three-year criminal
2 and juvenile justice plan for the state, beginning December 1,
3 2020, and every three years thereafter, by December 1. The
4 three-year plan shall be updated annually. Each three-year
5 plan and annual updates of the three-year plan shall be
6 submitted to the governor and the general assembly by December
7 1.

8 Sec. 445. Section 216A.137, subsection 1, Code 2024, is
9 amended to read as follows:

10 1. The department shall maintain an Iowa correctional
11 policy project for the purpose of conducting analyses of
12 major correctional issues affecting the criminal and juvenile
13 justice system. The ~~board~~ department shall identify and
14 prioritize the issues and studies to be addressed ~~by the~~
15 ~~department~~ through this project and shall report project
16 plans and findings annually along with the report required
17 in section 216A.135. Issues and studies to be considered ~~by~~
18 ~~the board~~ shall include but are not limited to a review of the
19 information systems available to assess corrections trends
20 and program effectiveness, the development of an evaluation
21 plan for assessing the impact of corrections expenditures,
22 and a study of the desirability and feasibility of changing
23 the state's sentencing practices, which includes a prison
24 population forecast.

25 Sec. 446. REPEAL. Section 216A.132, Code 2024, is repealed.

26 DIVISION XVIII

27 ELIMINATION OF IOWA COLLABORATION FOR YOUTH DEVELOPMENT COUNCIL

28 Sec. 447. Section 216A.140, Code 2024, is amended to read
29 as follows:

30 ~~216A.140 Iowa collaboration for youth development council —~~
31 state State of Iowa youth advisory council.

32 1. *Definitions.* For the purposes of this section, unless
33 the context otherwise requires:

34 a. "Youth" means children and young persons who are ages six
35 through twenty-one years.

1 *b.* "Youth advisory council" means the state of Iowa youth
2 advisory council created by this section.

3 ~~*c.* "Youth development council" means the Iowa collaboration
4 for youth development council created by this section.~~

5 ~~2. Collaboration council created. An Iowa collaboration for
6 youth development council is created as an alliance of state
7 agencies that address the needs of youth in Iowa.~~

8 ~~3. Purpose. The purpose of the youth development council is
9 to improve the lives and futures of Iowa's youth by doing all
10 of the following:~~

11 ~~*a.* Adopting and applying positive youth development
12 principles and practices at the state and local levels.~~

13 ~~*b.* Increasing the quality, efficiency, and effectiveness of
14 opportunities and services and other supports for youth.~~

15 ~~*c.* Improving and coordinating state youth policy and
16 programs across state agencies.~~

17 ~~4. Vision statement. All youth development activities
18 addressed by the youth development council shall be aligned
19 around the following vision statement:~~

20 ~~"All Iowa youth will be safe, healthy, successful, and prepared
21 for adulthood."~~

22 ~~5. Membership. The youth development council membership
23 shall be determined by the council itself and shall include the
24 directors or chief administrators, or their designees, from the
25 following state agencies and programs:~~

26 ~~*a.* Child advocacy board.~~

27 ~~*b.* Department of education.~~

28 ~~*c.* Department of health and human services.~~

29 ~~*d.* Department of workforce development.~~

30 ~~*e.* Office of drug control policy.~~

31 ~~*f.* Iowa cooperative extension service in agriculture and
32 home economics.~~

33 ~~6. Procedure. Except as otherwise provided by law, the
34 youth development council shall determine its own rules of
35 procedure and operating policies, including but not limited~~

~~1 to terms of members. The youth development council may form
2 committees or subgroups as necessary to achieve its purpose.~~

~~3 7. Duties. The youth development council's duties shall
4 include but are not limited to all of the following:~~

~~5 a. Study, explore, and plan for the best approach to
6 structure and formalize the functions and activities of the
7 youth development council to meet its purpose, and make formal
8 recommendations for improvement to the governor and general
9 assembly.~~

~~10 b. Review indicator data and identify barriers to youth
11 success and develop strategies to address the barriers.~~

~~12 c. Coordinate across agencies the state policy priorities
13 for youth.~~

~~14 d. Strengthen partnerships with the nonprofit and private
15 sectors to gather input, build consensus, and maximize use of
16 existing resources and leverage new resources to improve the
17 lives of youth and their families.~~

~~18 e. Oversee the activities of the youth advisory council.~~

~~19 f. Seek input from and engage the youth advisory council
20 in the development of more effective policies, practices, and
21 programs to improve the lives and futures of youth.~~

~~22 g. Report annually by February 1 to the governor and general
23 assembly.~~

~~24 8. 2. State of Iowa youth advisory council. A state of
25 Iowa youth advisory council is created to provide input to the
26 governor, general assembly, and state and local policymakers on
27 youth issues.~~

~~28 a. The purpose of the youth advisory council is to foster
29 communication among a group of engaged youth and the governor,
30 general assembly, and state and local policymakers regarding
31 programs, policies, and practices affecting youth and families;
32 and to advocate for youth on important issues affecting youth;
33 and to improve the lives and futures of Iowa's youth.~~

~~34 b. The youth advisory council shall consist of no more than
35 twenty-one youth ages fourteen through twenty years who reside~~

1 in Iowa. Membership shall be for two-year staggered terms.
2 The director or the director's designee shall select council
3 members using an application process. The director or the
4 director's designee shall strive to maintain a diverse council
5 membership and shall take into consideration race, ethnicity,
6 disabilities, gender, and geographic location of residence of
7 the applicants.

8 c. Except as otherwise provided by law, the youth advisory
9 council shall determine its own rules of procedure and
10 operating policies, subject to approval by the director or the
11 director's designee.

12 d. The youth advisory council shall ~~meet at least quarterly.~~
13 do all of the following:

14 (1) Adopt and apply positive youth development principles
15 and practices at the state and local levels.

16 (2) Increase the quality, efficiency, and effectiveness of
17 opportunities and services and other supports for youth.

18 (3) Improve, coordinate, and prioritize state youth policy
19 and programs across state agencies.

20 (4) Align all policies around the vision that all Iowa youth
21 will be safe, healthy, successful, and prepared for adulthood.

22 (5) Review indicator data, identify barriers to youth
23 success, and develop strategies to address the barriers.

24 (6) Strengthen partnerships with the nonprofit and private
25 sectors to gather input, build consensus, and maximize the use
26 of existing resources and leverage new resources to improve the
27 lives of youth and their families.

28 (7) Report annually by February 1 to the governor and the
29 general assembly.

30 ~~9-~~ 3. Lead agency. The lead agency for support of the Iowa
31 ~~collaboration for youth development council and the state of~~
32 Iowa youth advisory council is the department. The department
33 shall coordinate activities and, with funding made available
34 to it for such purposes, provide staff support for the youth
35 ~~development council and the youth advisory council.~~

DIVISION XIX

ELIMINATION OF COMMISSIONS UNDER HUMAN RIGHTS BOARD

1
2
3 Sec. 448. Section 216A.1, subsection 1, paragraph a, Code
4 2024, is amended by striking the paragraph and inserting in
5 lieu thereof the following:

6 a. Community advocacy and services on behalf of
7 underrepresented populations in the state.

8 Sec. 449. Section 216A.3, Code 2024, is amended to read as
9 follows:

10 **216A.3 Human rights board.**

11 1. A human rights board is created within the department.

12 2. The board shall consist of ~~sixteen~~ twelve members,
13 including ~~eleven~~ seven voting members and five nonvoting
14 members, ~~and~~ determined as follows:

15 a. The voting members shall consist of ~~nine~~ seven voting
16 members ~~selected by each of the permanent commissions within~~
17 ~~the department, and two voting members, appointed by the~~
18 ~~governor. For purposes of this paragraph "a", "permanent~~
19 ~~commissions" means the commission of Latino affairs,~~
20 ~~commission on the status of women, commission of persons~~
21 ~~with disabilities, commission on community action agencies,~~
22 ~~commission of deaf services, justice advisory board, commission~~
23 ~~on the status of African Americans, commission of Asian and~~
24 ~~Pacific Islander affairs, and commission of Native American~~
25 ~~affairs~~ who shall be appointed by the governor, subject to
26 confirmation by the senate pursuant to section 2.32, and shall
27 represent underrepresented populations in the state. All
28 voting members shall reside in the state. The term of office
29 for voting members is four years.

30 b. The nonvoting members shall consist of the department
31 director, two state representatives, one appointed by the
32 speaker of the house of representatives and one by the minority
33 leader of the house of representatives, and two state senators,
34 one appointed by the majority leader of the senate and one by
35 the minority leader of the senate.

1 3. A majority of the voting members of the board shall
2 constitute a quorum, and the affirmative vote of two-thirds of
3 the voting members present is necessary for any substantive
4 action taken by the board. The board shall select a
5 chairperson from the voting members of the board. ~~The board~~
6 ~~shall meet not less than four times a year.~~

7 4. The board shall ~~develop~~ do all of the following:

8 a. Develop and monitor implementation of a comprehensive
9 strategic plan to remove barriers for underrepresented
10 populations or groups and, in doing so, to increase Iowa's
11 productivity and inclusivity, including performance measures
12 and benchmarks.

13 b. Study the opportunities for and changing needs of the
14 underrepresented populations or groups in the state.

15 c. Serve as a liaison between the department and the public,
16 sharing information and gathering constituency input.

17 d. Recommend to the department the adoption of rules
18 pursuant to chapter 17A as the board deems necessary.

19 e. Recommend legislative and executive action to the
20 governor and general assembly to advance the interests of
21 underrepresented populations or groups and to improve the
22 status of low-income persons in the state.

23 f. Establish advisory committees, work groups, or other
24 coalitions as appropriate.

25 g. Advance the interests of underrepresented populations
26 or groups in the areas of human rights, access to justice,
27 economic equality, and the elimination of discrimination.

28 Sec. 450. Section 216A.4, Code 2024, is amended to read as
29 follows:

30 **216A.4 Definitions.**

31 For purposes of this chapter, unless the context otherwise
32 requires:

33 1. "Asian or Pacific Islander" means an individual from any
34 of the countries of Asia or islands of the Pacific.

35 ~~1.~~ 2. "Board" means the human rights board.

1 ~~2.~~ 3. "Department" means the department of health and human
2 services.

3 ~~3.~~ 4. "Director" means the director of health and human
4 services.

5 5. "Tribal government" means the governing body of a
6 federally recognized Indian tribe.

7 ~~4.~~ 6. "Underrepresented" means the historical
8 marginalization of populations or groups in the United States
9 and Iowa, including but not limited to African Americans, Asian
10 and Pacific Islanders, persons who are deaf or hard of hearing,
11 persons with disabilities, Latinos, Native Americans, women,
12 persons who have low socioeconomic status, at-risk youth, and
13 adults or juveniles with a criminal history.

14 COMMISSION AND OFFICE OF LATINO AFFAIRS ELIMINATION

15 Sec. 451. REPEAL. Sections 216A.11, 216A.12, 216A.13,
16 216A.14, and 216A.15, Code 2024, are repealed.

17 COMMISSION AND OFFICE ON THE STATUS OF WOMEN ELIMINATION

18 Sec. 452. Section 241.3, subsection 2, Code 2024, is amended
19 to read as follows:

20 2. The department shall consult and cooperate with the
21 department of workforce development, the United States
22 commissioner of social security administration, ~~the office~~
23 ~~on the status of women of the department,~~ the department of
24 education, and other persons in the executive branch of the
25 state government as the department considers appropriate to
26 facilitate the coordination of multipurpose service programs
27 established under this chapter with existing programs of a
28 similar nature.

29 Sec. 453. REPEAL. Sections 216A.51, 216A.52, 216A.53, and
30 216A.54, Code 2024, are repealed.

31 COMMISSION AND OFFICE ON PERSONS WITH DISABILITIES ELIMINATION

32 Sec. 454. REPEAL. Sections 216A.71, 216A.72, 216A.74, and
33 216A.75, Code 2024, are repealed.

34 COMBINING OF DEAF SERVICES COMMISSION AND DUAL PARTY RELAY
35 COUNCIL

1 Sec. 455. Section 216A.111, subsection 2, Code 2024, is
2 amended by striking the subsection.

3 Sec. 456. Section 216A.113, Code 2024, is amended to read
4 as follows:

5 **216A.113 Deaf services commission established.**

6 1. The commission of deaf services is established, and shall
7 consist of seven voting members appointed by the governor,
8 ~~subject to confirmation by the senate pursuant to section~~
9 ~~2.32.~~ Membership of the commission shall include at least four
10 members who are deaf ~~and at least one member who is~~ or hard of
11 hearing, and three members who are representatives of telephone
12 companies. The commission shall also include the director, or
13 the director's designee, as a nonvoting member. All members
14 shall reside in Iowa.

15 2. ~~Members~~ Voting members of the commission shall serve
16 four-year staggered terms which shall begin and end pursuant to
17 section 69.19. ~~Members~~ Voting members whose terms expire may
18 be reappointed. Vacancies on the commission may be filled for
19 the remainder of the term in the same manner as the original
20 appointment. ~~Members~~ Voting members shall receive actual
21 expenses incurred while serving in their official capacity,
22 subject to statutory limits. ~~Members~~ Voting members may also
23 be eligible to receive compensation as provided in section
24 7E.6.

25 3. ~~Members~~ The voting members of the commission shall
26 appoint a chairperson and vice chairperson and other officers
27 as the commission deems necessary. ~~The commission shall~~
28 ~~meet at least quarterly during each fiscal year.~~ A majority
29 of the voting members currently appointed to the commission
30 shall constitute a quorum. A quorum shall be required for the
31 conduct of business of the commission, and the affirmative vote
32 of a majority of the currently appointed voting members is
33 necessary for any substantive action taken by the commission.
34 A voting member shall not vote on any action if the voting
35 member has a conflict of interest on the matter, and a

1 statement by the voting member of a conflict of interest shall
2 be conclusive for this purpose.

3 Sec. 457. Section 216A.114, Code 2024, is amended to read
4 as follows:

5 **216A.114 Commission powers and duties.**

6 The commission shall have the following powers and duties:

7 1. Study the changing needs and opportunities for the deaf
8 and hard-of-hearing people in this state.

9 2. Serve as a liaison between the ~~office~~ department and the
10 public, sharing information and gathering constituency input.

11 3. Recommend to the board for adoption rules pursuant
12 to chapter 17A as it deems necessary for the commission and
13 office.

14 4. Recommend legislative and executive action to the
15 governor and general assembly.

16 5. Establish advisory committees, work groups, or other
17 coalitions as appropriate.

18 6. Advise the utilities board on the planning,
19 establishment, administration, and promotion of a statewide
20 program to provide dual party relay service and to secure,
21 finance, and distribute telecommunications devices for the deaf
22 and hard of hearing pursuant to chapter 477C.

23 Sec. 458. Section 477C.2, Code 2024, is amended to read as
24 follows:

25 **477C.2 Definitions.**

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

28 1. "*Board*" means the utilities board created in section
29 474.1.

30 2. "*Commission*" means the commission on deaf services
31 created in section 216A.113.

32 ~~2.~~ 3. "*Communication disorder*" means the inability to use
33 the telephone for communication without a telecommunications
34 device for the deaf and hard of hearing.

35 ~~3. "*Council*" means the dual party relay council established~~

1 ~~in section 477C.5.~~

2 4. *"Dual party relay service" or "relay service"* means a
3 communication service which provides persons with communication
4 disorders access to the telephone system functionally
5 equivalent to the access available to persons without
6 communication disorders.

7 5. *"Telecommunications device for the deaf and hard of*
8 *hearing"* means any specialized or supplemental telephone
9 equipment used by persons with communication disorders to
10 provide access to the telephone system.

11 Sec. 459. Section 477C.3, unnumbered paragraph 1, Code
12 2024, is amended to read as follows:

13 With the advice of the ~~council~~ commission, the board shall
14 plan, establish, administer, and promote a statewide program to
15 provide dual party relay service as follows:

16 Sec. 460. Section 477C.4, Code 2024, is amended to read as
17 follows:

18 **477C.4 Telecommunications devices for the deaf and hard of**
19 **hearing.**

20 With the advice of the ~~council~~ commission, the board may
21 plan, establish, administer, and promote a program to secure,
22 finance, and distribute telecommunications devices for the
23 deaf and hard of hearing. The board may establish eligibility
24 criteria for persons to receive telecommunications devices
25 for the deaf and hard of hearing, including but not limited
26 to requiring certification that the recipient cannot use the
27 telephone for communication without a telecommunications device
28 for the deaf and hard of hearing.

29 Sec. 461. Section 477C.5, subsection 2, paragraph c, Code
30 2024, is amended by striking the paragraph.

31 Sec. 462. Section 622B.4, Code 2024, is amended to read as
32 follows:

33 **622B.4 List.**

34 ~~The office of deaf services of the~~ department of health and
35 human services shall prepare and continually update a listing

1 of qualified and available sign language interpreters. The
2 courts and administrative agencies shall maintain a directory
3 of qualified interpreters for deaf and hard-of-hearing
4 persons as furnished by the department of health and human
5 services. ~~The office of deaf services of the~~ department
6 of health and human services shall maintain a list of sign
7 language interpreters which shall be made available to a court,
8 administrative agency, or interested parties to an action using
9 the services of a sign language interpreter.

10 Sec. 463. REPEAL. Sections 216A.112 and 477C.5, Code 2024,
11 are repealed.

12 COMMISSION AND OFFICE ON STATUS OF AFRICAN AMERICANS
13 ELIMINATION

14 Sec. 464. REPEAL. Sections 216A.141, 216A.142, 216A.143,
15 and 216A.146, Code 2024, are repealed.

16 COMMISSION AND OFFICE ON ASIAN AND PACIFIC ISLANDERS
17 ELIMINATION

18 Sec. 465. REPEAL. Sections 216A.151, 216A.152, 216A.153,
19 and 216A.154, Code 2024, are repealed.

20 COMMISSION AND OFFICE OF NATIVE AMERICAN AFFAIRS ELIMINATION

21 Sec. 466. Section 216A.167, Code 2024, is amended to read
22 as follows:

23 **216A.167 Limitations on authority.**

24 1. The ~~commission~~ board and ~~office~~ department shall not have
25 the authority to do any of the following:

26 a. Implement or administer the duties of the state of Iowa
27 under the federal Indian Gaming Regulatory Act, shall not have
28 any authority to recommend, negotiate, administer, or enforce
29 any agreement or compact entered into between the state of Iowa
30 and Indian tribes located in the state pursuant to section
31 10A.104, and shall not have any authority relative to Indian
32 gaming issues.

33 b. Administer the duties of the state under the federal
34 National Historic Preservation Act, the federal Native American
35 Graves Protection and Repatriation Act, and chapter 263B. The

1 ~~commission~~ board shall also not interfere with the advisory
2 role of a separate Indian advisory council or committee
3 established by the state archeologist by rule for the purpose
4 of consultation on matters related to ancient human skeletal
5 remains and associated artifacts.

6 2. This subchapter shall not diminish or inhibit the right
7 of any tribal government to interact directly with the state
8 or any of its departments or agencies for any purpose which a
9 tribal government desires to conduct its business or affairs as
10 a sovereign governmental entity.

11 Sec. 467. REPEAL. Sections 216A.161, 216A.162, 216A.163,
12 216A.165, and 216A.166, Code 2024, are repealed.

13 COMMUNITY ACTION AGENCY COMMISSION ELIMINATION

14 Sec. 468. Section 216A.91, Code 2024, is amended to read as
15 follows:

16 **216A.91 Definitions.**

17 For purposes of this subchapter, unless the context
18 otherwise requires:

19 ~~1. "Commission" means the commission on community action~~
20 ~~agencies.~~

21 ~~2.~~ 1. "Community action agency" means a public agency
22 or a private nonprofit agency which is authorized under its
23 charter or bylaws to receive funds to administer community
24 action programs and is designated by the governor to receive
25 and administer the funds.

26 ~~3.~~ 2. "Community action program" means a program conducted
27 by a community action agency which includes projects to provide
28 a range of services to improve the conditions of poverty in the
29 area served by the community action agency.

30 Sec. 469. Section 216A.93, Code 2024, is amended to read as
31 follows:

32 **216A.93 Establishment of community action agencies.**

33 The department shall recognize and assist in the designation
34 of certain community action agencies to assist in the delivery
35 of community action programs. These programs shall include but

1 not be limited to outreach, community services block grant,
2 low-income energy assistance, and weatherization programs. If
3 a community action agency is in effect and currently serving an
4 area, that community action agency shall become the designated
5 community action agency for that area. If any geographic area
6 of the state ceases to be served by a designated community
7 action agency, the department may solicit applications and
8 assist the governor in designating a community action agency
9 for that area in accordance with current community services
10 block grant requirements. The department shall supervise the
11 collection of data regarding the scope of services provided by
12 the community action agencies.

13 Sec. 470. Section 541A.1, Code 2024, is amended to read as
14 follows:

15 **541A.1 Definitions.**

16 For the purposes of this chapter, unless the context
17 otherwise requires:

18 1. "*Account holder*" means an individual who is the owner of
19 an individual development account.

20 2. "*Charitable contributor*" means a nonprofit association
21 described in section 501(c)(3) of the Internal Revenue Code
22 which makes a deposit to an individual development account
23 and which is exempt from taxation under section 501(a) of the
24 Internal Revenue Code.

25 ~~3. "*Commission*" means the commission on community action~~
26 ~~agencies created in section 216A.92A.~~

27 ~~4.~~ 3. "*Department*" means the department of health and human
28 services.

29 ~~5.~~ 4. "*Director*" means the director of health and human
30 services.

31 ~~6.~~ 5. "*Federal poverty level*" means the first poverty
32 income guidelines published in the calendar year by the United
33 States department of health and human services.

34 ~~7.~~ 6. "*Financial institution*" means a financial institution
35 approved by the director as an investment mechanism for

1 individual development accounts.

2 ~~8.~~ 7. "*Household income*" means the annual household
3 income of an account holder or prospective account holder, as
4 determined in accordance with rules adopted by the director.

5 ~~9.~~ 8. "*Individual contributor*" means an individual who
6 makes a deposit to an individual development account and is not
7 the account holder or a charitable contributor.

8 ~~10.~~ 9. "*Individual development account*" means either of the
9 following:

10 *a.* A financial instrument that is certified to have the
11 characteristics described in section 541A.2 by the operating
12 organization.

13 *b.* A financial instrument that is certified by the
14 operating organization to have the characteristics described
15 in and funded by a federal individual development account
16 program under which federal and state funding contributed to
17 match account holder deposits is deposited by an operating
18 organization in accordance with federal law and regulations,
19 and which includes but is not limited to any of the programs
20 implemented under the following federal laws:

21 (1) The federal Personal Responsibility and Work
22 Opportunity Act of 1996, 42 U.S.C. §604(h).

23 (2) The federal Assets for Independence Act, Pub. L. No.
24 105-285, Tit. IV.

25 ~~11.~~ 10. "*Operating organization*" means an agency selected
26 by the department for involvement in operating individual
27 development accounts directed to a specific target population.

28 ~~12.~~ 11. "*Source of principal*" means any of the sources of
29 a deposit to an individual development account under section
30 541A.2, subsection 2.

31 Sec. 471. Section 541A.5, subsections 1 and 2, Code 2024,
32 are amended to read as follows:

33 1. The ~~commission~~ department, in consultation with
34 the department of administrative services, shall adopt
35 administrative rules to administer this chapter.

1 2. *a.* The rules adopted by the ~~commission~~ department
2 shall include but are not limited to provision for transfer
3 of an individual development account to a different financial
4 institution than originally approved by the department, if
5 the different financial institution has an agreement with the
6 account's operating organization.

7 *b.* The rules for determining household income may provide
8 categorical eligibility for prospective account holders who are
9 enrolled in programs with income eligibility restrictions that
10 are equal to or less than the maximum household income allowed
11 for payment of a state match under section 541A.3.

12 *c.* Subject to the availability of funding, the ~~commission~~
13 department may adopt rules implementing an individual
14 development account program for refugees. Rules shall identify
15 purposes authorized for withdrawals to meet the special needs
16 of refugee families.

17 Sec. 472. Section 541A.6, Code 2024, is amended to read as
18 follows:

19 **541A.6 Compliance with federal requirements.**

20 The ~~commission~~ department shall adopt rules for compliance
21 with federal individual development account requirements under
22 the federal Personal Responsibility and Work Opportunity
23 Reconciliation Act of 1996, §103, as codified in 42 U.S.C.
24 §604(h), under the federal Assets for Independence Act, Pub.
25 L. No. 105-285, Tit. IV, or with any other federal individual
26 development account program requirements for drawing federal
27 funding. Any rules adopted under this section shall not apply
28 the federal individual development account program requirements
29 to an operating organization which does not utilize federal
30 funding for the accounts with which it is connected or to an
31 account holder who does not receive temporary assistance for
32 needy families block grant or other federal funding.

33 Sec. 473. REPEAL. Sections 216A.92A and 216A.92B, Code
34 2024, are repealed.

35 ELIMINATION OF FAMILY DEVELOPMENT AND SELF-SUFFICIENCY COUNCIL

1 Sec. 474. Section 216A.107, Code 2024, is amended to read
2 as follows:

3 **216A.107 Family development and self-sufficiency — council**
4 **and grant program.**

5 ~~1. A family development and self-sufficiency council is~~
6 ~~established within the department. The council shall consist~~
7 ~~of the following persons:~~

8 ~~a. The director of the department or the director's~~
9 ~~designee.~~

10 ~~b. The director of the school of social work at the~~
11 ~~university of Iowa or the director's designee.~~

12 ~~c. The dean of the college of human sciences at Iowa state~~
13 ~~university or the dean's designee.~~

14 ~~d. Two recipients or former recipients of the family~~
15 ~~investment program, selected by the other members of the~~
16 ~~council.~~

17 ~~e. One recipient or former recipient of the family~~
18 ~~investment program who is a member of a racial or ethnic~~
19 ~~minority, selected by the other members of the council.~~

20 ~~f. One member representing providers of services to victims~~
21 ~~of domestic violence, selected by the other members of the~~
22 ~~council.~~

23 ~~g. The head of the department of design, textiles,~~
24 ~~gerontology, and family studies at the university of northern~~
25 ~~Iowa or that person's designee.~~

26 ~~h. The director of the department of education or the~~
27 ~~director's designee.~~

28 ~~i. The director of the department of workforce development~~
29 ~~or the director's designee.~~

30 ~~j. Two persons representing the business community, selected~~
31 ~~by the other members of the council.~~

32 ~~k. Two members from each chamber of the general assembly~~
33 ~~-serving as ex officio, nonvoting members. The two members~~
34 ~~of the senate shall be appointed one each by the majority~~
35 ~~leader and the minority leader of the senate. The two~~

~~1 members of the house of representatives shall be appointed one
2 each by the speaker and the minority leader of the house of
3 representatives.~~

~~4 2. Unless otherwise provided by law, terms of members,
5 election of officers, and other procedural matters shall be
6 as determined by the council. A quorum shall be required for
7 the conduct of business of the council, and the affirmative
8 vote of a majority of the currently appointed voting members
9 is necessary for any substantive action taken by the council.
10 A member shall not vote on any action if the member has a
11 conflict of interest on the matter, and a statement by the
12 member of a conflict of interest shall be conclusive for this
13 purpose.~~

~~14 3. 1. The family development and self-sufficiency council
15 on health and human services shall do all of the following:~~

~~16 a. Identify the factors and conditions that place Iowa
17 families at risk of dependency upon the family investment
18 program. The council shall seek to use relevant research
19 findings and national and Iowa-specific data on the family
20 investment program.~~

~~21 b. Identify the factors and conditions that place Iowa
22 families at risk of family instability. The council shall
23 seek to use relevant research findings and national and
24 Iowa-specific data on family stability issues.~~

~~25 c. Subject to the availability of funds for this
26 purpose, award grants to public or private organizations
27 for provision of family development services to families at
28 risk of dependency on the family investment program or of
29 family instability. Not more than five percent of any funds
30 appropriated by the general assembly for the purposes of this
31 lettered paragraph may be used for staffing and administration
32 of the grants. Grant proposals for the family development and
33 self-sufficiency grant program shall include the following
34 elements:~~

~~35 (1) Designation of families to be served that meet one or~~

1 more criteria for being at risk of dependency on the family
2 investment program or of family instability, and agreement
3 to serve clients that are referred by the department from
4 the family investment program which meet the criteria. The
5 criteria may include but are not limited to factors such as
6 educational level, work history, family structure, age of the
7 youngest child in the family, previous length of stay on the
8 family investment program, and participation in the family
9 investment program or the foster care program while the head of
10 a household was a child. Grant proposals shall also establish
11 the number of families to be served under the grant.

12 (2) Designation of the services to be provided for
13 the families served, including assistance regarding
14 job-seeking skills, family budgeting, nutrition, self-esteem,
15 methamphetamine education, health and hygiene, child rearing,
16 child education preparation, and goal setting. Grant proposals
17 shall indicate the support groups and support systems to be
18 developed for the families served during the transition between
19 the need for assistance and self-sufficiency.

20 (3) Designation of the manner in which other needs of the
21 families will be provided for, including but not limited to
22 child care assistance, transportation, substance use disorder
23 treatment, support group counseling, food, clothing, and
24 housing.

25 (4) Designation of the process for training of the staff
26 which provides services, and the appropriateness of the
27 training for the purposes of meeting family development and
28 self-sufficiency goals of the families being served.

29 (5) Designation of the support available within the
30 community for the program and for meeting subsequent needs of
31 the clients, and the manner in which community resources will
32 be made available to the families being served.

33 (6) Designation of the manner in which the program will be
34 subject to audit and to evaluation.

35 (7) Designation of agreement provisions for tracking and

1 reporting performance measures developed pursuant to paragraph
2 "d".

3 *d.* Develop appropriate performance measures for the grant
4 program to demonstrate how the program helps families achieve
5 self-sufficiency.

6 *e.* Seek to enlist research support from the Iowa research
7 community in meeting the duties outlined in paragraphs "a"
8 through "d".

9 *f.* Seek additional support for the funding of grants under
10 the program, including but not limited to funds available
11 through the federal government in serving families at risk of
12 long-term welfare dependency, and private foundation grants.

13 *g.* Make recommendations to the governor and the general
14 assembly on the effectiveness of programs in Iowa and
15 throughout the country that provide family development services
16 that lead to self-sufficiency for families at risk of welfare
17 dependency.

18 ~~4.~~ 2. *a.* The department shall administer the family
19 development and self-sufficiency grant program.

20 *b.* To the extent that the family development and
21 self-sufficiency grant program is funded by the federal
22 temporary assistance for needy families block grant and by the
23 state maintenance of efforts funds appropriated in connection
24 with the block grant, the department shall comply with all
25 federal requirements for the block grant. The department is
26 responsible for payment of any federal penalty imposed that is
27 attributable to the grant program and shall receive any federal
28 bonus payment attributable to the grant program.

29 *c.* The department shall ensure that expenditures of moneys
30 appropriated to the department from the general fund of the
31 state for the family development and self-sufficiency grant
32 program are eligible to be considered as state maintenance of
33 effort expenditures under federal temporary assistance for
34 needy families block grant requirements.

35 *d.* The department shall consider the recommendations of

1 the council on health and human services in adopting rules
2 pertaining to the grant program.

3 e. The department shall submit to the governor and general
4 assembly on or before November 30 following the end of each
5 state fiscal year, a report detailing performance measure
6 and outcome data evaluating the family development and
7 self-sufficiency grant program for the fiscal year that just
8 ended.

9

DIVISION XX

10 HAWKI BOARD AND ADVISORY COMMITTEE FOR CHILDREN WITH SPECIAL
11 HEALTH CARE NEEDS ELIMINATION

12 Sec. 475. Section 249A.4B, subsection 2, paragraph b, Code
13 2024, is amended to read as follows:

14 b. The council shall include all of the following nonvoting
15 members:

16 (1) The director's designee responsible for public health
17 or their designee.

18 (2) The long-term care ombudsman, or the long-term care
19 ombudsman's designee.

20 (3) The dean of Des Moines university college of osteopathic
21 medicine, or the dean's designee.

22 (4) The dean of the university of Iowa college of medicine,
23 or the dean's designee.

24 ~~(5) A member of the Hawki board created in section 514I.5,~~
25 ~~selected by the members of the Hawki board.~~

26 ~~(6)~~ (5) The following members of the general assembly, each
27 for a term of two years as provided in section 69.16B:

28 (a) Two members of the house of representatives, one
29 appointed by the speaker of the house of representatives
30 and one appointed by the minority leader of the house of
31 representatives from their respective parties.

32 (b) Two members of the senate, one appointed by the
33 president of the senate after consultation with the majority
34 leader of the senate and one appointed by the minority leader
35 of the senate.

1 Sec. 476. Section 514I.1, subsection 2, Code 2024, is
2 amended to read as follows:

3 2. It is the intent of the general assembly that the program
4 be implemented and administered in compliance with Tit. XXI
5 of the federal Social Security Act. If, as a condition of
6 receiving federal funds for the program, federal law requires
7 implementation and administration of the program in a manner
8 not provided in this chapter, during a period when the general
9 assembly is not in session, the department, with the approval
10 of the ~~Hawki board~~ medical assistance advisory council, shall
11 proceed to implement and administer those provisions, subject
12 to review by the next regular session of the general assembly.

13 Sec. 477. Section 514I.2, Code 2024, is amended to read as
14 follows:

15 **514I.2 Definitions.**

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

18 1. *"Benchmark benefit package"* means any of the following:

19 a. The standard blue cross/blue shield preferred provider
20 option service benefit plan, described in and offered under 5
21 U.S.C. §8903(1).

22 b. A health benefits coverage plan that is offered and
23 generally available to state employees in this state.

24 c. The plan of a health maintenance organization as defined
25 in 42 U.S.C. §300e, with the largest insured commercial,
26 nonmedical assistance enrollment of covered lives in the state.

27 2. *"Cost sharing"* means the payment of a premium or
28 copayment as provided for by Tit. XXI of the federal Social
29 Security Act and section 514I.10.

30 3. *"Department"* means the department of health and human
31 services.

32 4. *"Director"* means the director of health and human
33 services.

34 5. *"Eligible child"* means an individual who meets the
35 criteria for participation in the program under section 514I.8.

1 ~~6. "Hawki board" or "board" means the entity which adopts~~
2 ~~rules and establishes policy for, and directs the department~~
3 ~~regarding, the Hawki program.~~

4 ~~7.~~ 6. "Hawki program" or "program" means the healthy and
5 well kids in Iowa program created in this chapter to provide
6 health insurance coverage to eligible children.

7 ~~8.~~ 7. "Health insurance coverage" means health insurance
8 coverage as defined in 42 U.S.C. §300gg-91.

9 8. "Medical assistance advisory council" or "advisory
10 council" means the medical assistance advisory council created
11 in section 249A.4B.

12 9. "Participating insurer" means any of the following:

13 a. An entity licensed by the division of insurance
14 of the department of insurance and financial services to
15 provide health insurance in Iowa that has contracted with the
16 department to provide health insurance coverage to eligible
17 children under this chapter.

18 b. A managed care organization acting pursuant to a contract
19 with the department to administer the Hawki program.

20 10. "Qualified child health plan" or "plan" means health
21 insurance coverage provided by a participating insurer under
22 this chapter.

23 Sec. 478. Section 514I.4, Code 2024, is amended to read as
24 follows:

25 **514I.4 Director and department — duties — powers.**

26 1. The director, with the approval of the ~~Hawki board~~
27 medical assistance advisory council, shall implement this
28 chapter. The director shall do all of the following:

29 a. At least every six months, evaluate the scope of the
30 program currently being provided under this chapter, project
31 the probable cost of continuing the program, and compare
32 the probable cost with the remaining balance of the state
33 appropriation made for payment of assistance under this chapter
34 during the current appropriation period. The director shall
35 report the findings of the evaluation to the ~~board~~ advisory

1 council and shall annually report findings to the governor and
2 the general assembly by January 1.

3 *b.* Establish premiums to be paid to participating insurers
4 for provision of health insurance coverage.

5 *c.* Contract with participating insurers to provide health
6 insurance coverage under this chapter.

7 *d.* Recommend to the ~~board~~ advisory council proposed rules
8 necessary to implement the program.

9 *e.* Recommend to the board individuals to serve as members of
10 the clinical advisory committee.

11 2. *a.* The director, with the approval of the ~~board~~ advisory
12 council, may contract with participating insurers to provide
13 dental-only services.

14 *b.* The director, with the approval of the ~~board~~ advisory
15 council, may contract with participating insurers to provide
16 the supplemental dental-only coverage to otherwise eligible
17 children who have private health care coverage as specified in
18 the federal Children's Health Insurance Program Reauthorization
19 Act of 2009, Pub. L. No. 111-3.

20 3. The department may enter into contracts with other
21 persons whereby the other person provides some or all of the
22 functions, pursuant to rules adopted by the ~~board~~ advisory
23 council, which are required of the director or the department
24 under this section. All contracts entered into pursuant to
25 this section shall be made available to the public.

26 4. The department shall do or shall provide for all of the
27 following:

28 *a.* Determine eligibility for program enrollment as
29 prescribed by federal law and regulation, using policies and
30 procedures adopted by rule of the department pursuant to
31 chapter 17A. The department shall not enroll a child who has
32 group health coverage unless expressly authorized by such
33 rules.

34 *b.* Enroll qualifying children in the program with
35 maintenance of a supporting eligibility file or database.

- 1 *c.* Utilize the department's eligibility system to maintain
2 eligibility files with pertinent eligibility determination and
3 ongoing enrollment information including but not limited to
4 data regarding beneficiaries, enrollment dates, disenrollments,
5 and annual financial redeterminations.
- 6 *d.* Provide for administrative oversight and monitoring of
7 federal requirements.
- 8 *e.* Perform annual financial reviews of eligibility for each
9 beneficiary.
- 10 *f.* Collect and track monthly family premiums to assure that
11 payments are current.
- 12 *g.* Notify each participating insurer of new program
13 enrollees who are enrolled by the department in that
14 participating insurer's plan.
- 15 *h.* Verify the number of program enrollees with each
16 participating insurer for determination of the amount of
17 premiums to be paid to each participating insurer.
- 18 *i.* Maintain data for the purpose of quality assurance
19 reports as required by rule of the ~~board~~ advisory council.
- 20 *j.* (1) Establish the family cost sharing amounts for
21 children of families with incomes of one hundred fifty percent
22 or more but not exceeding two hundred percent of the federal
23 poverty level, of not less than ten dollars per individual
24 and twenty dollars per family, if not otherwise prohibited by
25 federal law, with the approval of the ~~board~~ advisory council.
- 26 (2) Establish for children of families with incomes
27 exceeding two hundred percent but not exceeding three hundred
28 percent of the federal poverty level, family cost sharing
29 amounts, and graduated premiums based on a rationally developed
30 sliding fee schedule, in accordance with federal law, with the
31 approval of the ~~board~~ advisory council.
- 32 *k.* Perform annual, random reviews of enrollee applications
33 to ensure compliance with program eligibility and enrollment
34 policies. Quality assurance reports shall be made to the
35 ~~board~~ advisory council based upon the data maintained by the

1 department.

2 1. Perform other duties as determined by the ~~board~~ advisory
3 council.

4 Sec. 479. Section 514I.5, Code 2024, is amended to read as
5 follows:

6 **514I.5 ~~Hawki board~~ Medical assistance advisory council —**
7 **duties.**

8 1. ~~A Hawki board for the Hawki program is established. The~~
9 ~~board shall meet not less than six and not more than twelve~~
10 ~~times annually, for the purposes of establishing medical~~
11 ~~assistance advisory council shall establish policy for,~~
12 ~~directing direct the department on, and adopting adopt rules~~
13 ~~for the Hawki program. ~~The board shall consist of seven voting~~~~
14 ~~members and four ex officio, nonvoting members, including all~~
15 ~~of the following:~~

16 ~~a. The commissioner of insurance, or the commissioner's~~
17 ~~designee.~~

18 ~~b. The director of the department of education, or the~~
19 ~~director's designee.~~

20 ~~c. The director of health and human services, or the~~
21 ~~director's designee.~~

22 ~~d. Four public members appointed by the governor and~~
23 ~~subject to confirmation by the senate. The public members~~
24 ~~shall be members of the general public who have experience,~~
25 ~~knowledge, or expertise in the subject matter embraced within~~
26 ~~this chapter.~~

27 ~~e. Two members of the senate and two members of the house of~~
28 ~~representatives, serving as ex officio, nonvoting members. The~~
29 ~~legislative members of the board shall be appointed one each~~
30 ~~by the majority leader of the senate, after consultation with~~
31 ~~the president of the senate, and by the minority leader of the~~
32 ~~senate, and by the speaker of the house of representatives,~~
33 ~~after consultation with the majority leader of the house of~~
34 ~~representatives, and by the minority leader of the house~~
35 ~~of representatives. Legislative members shall receive~~

1 ~~compensation pursuant to section 2.12.~~

2 ~~2. Members appointed by the governor shall serve two-year~~
3 ~~staggered terms as designated by the governor, and legislative~~
4 ~~members of the board shall serve two-year terms. The filling~~
5 ~~of positions reserved for the public representatives,~~
6 ~~vacancies, membership terms, payment of compensation and~~
7 ~~expenses, and removal of the members are governed by chapter~~
8 ~~69. Members of the board are entitled to receive reimbursement~~
9 ~~of actual expenses incurred in the discharge of their duties.~~
10 ~~Public members of the board are also eligible to receive~~
11 ~~compensation as provided in section 7E.6. A majority of the~~
12 ~~voting members constitutes a quorum and the affirmative vote~~
13 ~~of a majority of the voting members is necessary for any~~
14 ~~substantive action to be taken by the board. The members~~
15 ~~shall select a chairperson on an annual basis from among the~~
16 ~~membership of the board.~~

17 ~~3. 2. The board advisory council shall approve any contract~~
18 ~~entered into pursuant to this chapter. All contracts entered~~
19 ~~into pursuant to this chapter shall be made available to the~~
20 ~~public.~~

21 ~~4. The department shall act as support staff to the board.~~

22 ~~5. The board may receive and accept grants, loans, or~~
23 ~~advances of funds from any person and may receive and accept~~
24 ~~from any source contributions of money, property, labor, or any~~
25 ~~other thing of value, to be held, used, and applied for the~~
26 ~~purposes of the program.~~

27 ~~6. 3. The Hawki board medical assistance advisory council~~
28 ~~shall do all of the following:~~

29 ~~a. Define, in consultation with the department, the regions~~
30 ~~of the state for which plans are offered in a manner as to~~
31 ~~ensure access to services for all children participating in the~~
32 ~~program.~~

33 ~~b. Approve the benefit package design, review the benefit~~
34 ~~package design on a periodic basis, and make necessary changes~~
35 ~~in the benefit design to reflect the results of the periodic~~

1 reviews.

2 *c.* Develop, with the assistance of the department, an
3 outreach plan, and provide for periodic assessment of the
4 effectiveness of the outreach plan. The plan shall provide
5 outreach to families of children likely to be eligible
6 for assistance under the program, to inform them of the
7 availability of and to assist the families in enrolling
8 children in the program. The outreach efforts may include, but
9 are not limited to, solicitation of cooperation from programs,
10 agencies, and other persons who are likely to have contact
11 with eligible children, including but not limited to those
12 associated with the educational system, and the development
13 of community plans for outreach and marketing. Other state
14 agencies shall assist the department in data collection related
15 to outreach efforts to potentially eligible children and their
16 families.

17 *d.* In consultation with the clinical advisory committee,
18 assess the initial health status of children participating in
19 the program, establish a baseline for comparison purposes, and
20 develop appropriate indicators to measure the subsequent health
21 status of children participating in the program.

22 *e.* Review, in consultation with the department, and take
23 necessary steps to improve interaction between the program and
24 other public and private programs which provide services to the
25 population of eligible children.

26 *f.* By January 1, annually, prepare, with the assistance
27 of the department, and submit a report to the governor, the
28 general assembly, and the council on health and human services,
29 concerning the ~~board's~~ advisory council's activities, findings,
30 and recommendations.

31 *g.* Solicit input from the public regarding the program and
32 related issues and services.

33 *h.* Establish and consult with a clinical advisory committee
34 to make recommendations to the board regarding the clinical
35 aspects of the Hawki program.

1 *i.* Prescribe the elements to be included in a health
2 improvement program plan required to be developed by a
3 participating insurer. The elements shall include but are not
4 limited to health maintenance and prevention and health risk
5 assessment.

6 ~~*j.* Establish an advisory committee to make~~ Make
7 ~~recommendations to the board and~~ to the general assembly
8 by January 1 annually concerning the provision of health
9 insurance coverage to children with special health care needs.

10 ~~The committee shall include individuals with experience in,~~
11 ~~knowledge of, or expertise in this area.~~ The recommendations
12 shall address, but are not limited to, all of the following:

13 (1) The definition of the target population of children
14 with special health care needs for the purposes of determining
15 eligibility under the program.

16 (2) Eligibility options for and assessment of children with
17 special health care needs for eligibility.

18 (3) Benefit options for children with special health care
19 needs.

20 (4) Options for enrollment of children with special health
21 care needs in and disenrollment of children with special health
22 care needs from qualified child health plans utilizing a
23 capitated fee form of payment.

24 (5) The appropriateness and quality of care for children
25 with special health care needs.

26 (6) The coordination of health services provided for
27 children with special health care needs under the program with
28 services provided by other publicly funded programs.

29 *k.* Develop options and recommendations to allow children
30 eligible for the Hawki program to participate in qualified
31 employer-sponsored health plans through a premium assistance
32 program. The options and recommendations shall ensure
33 reasonable alignment between the benefits and costs of
34 the Hawki program and the employer-sponsored health plans
35 consistent with federal law. In addition, the ~~board~~ advisory

1 council shall implement the premium assistance program options
2 described under the federal Children's Health Insurance Program
3 Reauthorization Act of 2009, Pub. L. No. 111-3, for the Hawki
4 program.

5 ~~7.~~ 4. The ~~Hawki board~~ medical assistance advisory council,
6 in consultation with the department, shall adopt rules
7 which address, but are not limited to addressing, all of the
8 following:

9 a. Implementation and administration of the program.

10 b. Qualifying standards for selecting participating insurers
11 for the program.

12 c. The benefits to be included in a qualified child health
13 plan which are those included in a benchmark or benchmark
14 equivalent plan and which comply with Tit. XXI of the federal
15 Social Security Act. Benefits covered shall include but are
16 not limited to all of the following:

17 (1) Inpatient hospital services including medical,
18 surgical, intensive care unit, mental health, and substance use
19 disorder services.

20 (2) Nursing care services including skilled nursing
21 facility services.

22 (3) Outpatient hospital services including emergency room,
23 surgery, lab, and x-ray services and other services.

24 (4) Physician services, including surgical and medical, and
25 including office visits, newborn care, well-baby and well-child
26 care, immunizations, urgent care, specialist care, allergy
27 testing and treatment, mental health visits, and substance use
28 disorder visits.

29 (5) Ambulance services.

30 (6) Physical therapy.

31 (7) Speech therapy.

32 (8) Durable medical equipment.

33 (9) Home health care.

34 (10) Hospice services.

35 (11) Prescription drugs.

1 (12) Dental services including preventive services.

2 (13) Medically necessary hearing services.

3 (14) Vision services including corrective lenses.

4 (15) Translation and interpreter services as specified
5 pursuant to the federal Children's Health Insurance Program
6 Reauthorization Act of 2009, Pub. L. No. 111-3.

7 (16) Chiropractic services.

8 (17) Occupational therapy.

9 *d.* Presumptive eligibility criteria for the program.

10 ~~Beginning January 1, 2010, presumptive~~ Presumptive eligibility
11 shall be provided for eligible children.

12 *e.* The amount of any cost sharing under the program which
13 shall be assessed based on family income and which complies
14 with federal law.

15 *f.* The reasons for disenrollment including, but not limited
16 to, nonpayment of premiums, eligibility for medical assistance
17 or other insurance coverage, admission to a public institution,
18 relocation from the area, and change in income.

19 *g.* Conflict of interest provisions applicable to
20 participating insurers and between ~~public~~ members of the ~~board~~
21 advisory council and participating insurers.

22 *h.* Penalties for breach of contract or other violations of
23 requirements or provisions under the program.

24 *i.* A mechanism for participating insurers to report any
25 rebates received to the department.

26 *j.* The data to be maintained by the department including
27 data to be collected for the purposes of quality assurance
28 reports.

29 *k.* The use of provider guidelines in assessing the
30 well-being of children, which may include the use of the bright
31 futures for infants, children, and adolescents program as
32 developed by the federal maternal and child health bureau and
33 the American academy of pediatrics guidelines for well-child
34 care.

35 ~~8.~~ 5. *a.* The ~~Hawki board~~ medical assistance advisory

1 council may provide approval to the director to contract with
2 participating insurers to provide dental-only services. In
3 determining whether to provide such approval to the director,
4 the ~~board~~ advisory council shall take into consideration the
5 impact on the overall program of single source contracting for
6 dental services.

7 *b.* The ~~Hawki-board~~ medical assistance advisory council may
8 provide approval to the director to contract with participating
9 insurers to provide the supplemental dental-only coverage
10 to otherwise eligible children who have private health
11 care coverage as specified in the federal Children's Health
12 Insurance Program Reauthorization Act of 2009, Pub. L. No.
13 111-3.

14 ~~9.~~ 6. The ~~Hawki-board~~ medical assistance advisory
15 council shall monitor the capacity of Medicaid managed
16 care organizations acting pursuant to a contract with the
17 department to administer the Hawki program to specifically
18 and appropriately address the unique needs of children and
19 children's health delivery.

20 Sec. 480. Section 514I.6, subsection 4, paragraph d, Code
21 2024, is amended to read as follows:

22 *d.* Other information as directed by the ~~board~~ advisory
23 council.

24 Sec. 481. Section 514I.6, subsection 5, Code 2024, is
25 amended to read as follows:

26 5. Submit a plan for a health improvement program to the
27 department, for approval by the ~~board~~ advisory council.

28 Sec. 482. Section 514I.8, subsection 2, paragraph e, Code
29 2024, is amended to read as follows:

30 *e.* Is not currently covered under a group health plan as
31 defined in 42 U.S.C. §300gg-91(a)(1) unless allowed by rule of
32 the ~~board~~ advisory council.

33 Sec. 483. Section 514I.8, subsection 3, Code 2024, is
34 amended to read as follows:

35 3. In accordance with the rules adopted by the ~~board~~

1 advisory council, a child may be determined to be presumptively
2 eligible for the program pending a final eligibility
3 determination. Following final determination of eligibility,
4 a child shall be eligible for a twelve-month period. At the
5 end of the twelve-month period, a review of the circumstances
6 of the child's family shall be conducted to establish
7 eligibility and cost sharing for the subsequent twelve-month
8 period. Pending such review of the circumstances of the
9 child's family, the child shall continue to be eligible for
10 and remain enrolled in the same plan if the family complies
11 with requirements to provide information and verification of
12 income, otherwise cooperates in the annual review process,
13 and submits the completed review form and any information
14 necessary to establish continued eligibility in a timely manner
15 in accordance with administrative rules.

16 Sec. 484. Section 514I.9, subsection 1, Code 2024, is
17 amended to read as follows:

18 1. The ~~Hawki board~~ advisory council shall review the
19 benefits package annually and shall determine additions to
20 or deletions from the benefits package offered. The ~~Hawki~~
21 ~~board~~ advisory council shall submit the recommendations to the
22 general assembly for any amendment to the benefits package.

23 DIVISION XXI

24 AUTISM COUNCIL ELIMINATION AND CREATION OF IOWA SPECIAL
25 EDUCATION COUNCIL

26 Sec. 485. NEW SECTION. 256.35B Iowa special education
27 council.

28 1. An Iowa special education council is created to act in an
29 advisory capacity to the department in promoting, directing,
30 and supervising education for children requiring special
31 education in the schools under the supervision and control of
32 the department.

33 2. The council shall consist of seven voting members
34 appointed by the governor and confirmed by the senate. Each of
35 the following shall be represented among the voting members:

1 *a.* One member who is a parent or guardian of a student who
2 has a disability in obtaining an education because of autism.

3 *b.* One member who is a parent or guardian of a student
4 who has a disability in obtaining an education because of a
5 behavioral disorder.

6 *c.* One member who is a parent or guardian of a student who
7 has a disability in obtaining an education because of physical
8 disability.

9 *d.* One member who is a parent or guardian of a student who
10 has a disability in obtaining an education because of mental
11 learning disability or head injury.

12 *e.* One member who is a parent or guardian of a student
13 who has a disability in obtaining an education because of a
14 communication learning disability.

15 *f.* One member who is a parent or guardian of a student who
16 has a disability in obtaining an education because of dyslexia.

17 *g.* One member who is a special education teacher.

18 3. Voting members shall serve three-year terms beginning
19 and ending as provided in section 69.19, and appointments shall
20 comply with section 69.16. Vacancies on the council shall
21 be filled in the same manner as the original appointment. A
22 person appointed to fill a vacancy shall serve only for the
23 unexpired portion of the term. Public members shall receive
24 reimbursement for actual expenses incurred while serving in
25 their official capacity and may also be eligible to receive
26 compensation as provided in section 7E.6.

27 4. The council shall elect a chairperson from its voting
28 members annually. A majority of the voting members of the
29 council shall constitute a quorum.

30 5. The department shall convene and provide administrative
31 support to the council.

32 Sec. 486. REPEAL. Section 256.35A, Code 2024, is repealed.

33 Sec. 487. EFFECTIVE DATE. This division of this Act takes
34 effect July 1, 2025.

TRANSITION PROVISIONS

Sec. 488. TRANSITION PROVISIONS.

1. A rule adopted by a government body eliminated in this Act that is in force and effect immediately prior to the effective date of this division of this Act shall continue in full force and effect until the earlier of the following:

a. The rule is amended, rescinded, or supplemented by the affirmative action of the board of pharmacy, state historical society board of trustees, board of education, employment appeal board, economic development authority board, human rights board, or the government body under which the former government body was organized.

b. The rule expires by its own terms.

2. Any license or permit issued by a government body eliminated in this Act in effect on the effective date of this division of this Act shall continue in full force and effect until expiration or renewal.

3. a. Any moneys in any account or fund of, and all client and organizational files in the possession of, the prescription monitoring program advisory council shall be transferred to the control of the board of pharmacy.

b. Any moneys in any account or fund of, and all client and organizational files in the possession of, the secondary road fund distribution committee shall be transferred to the control of the state transportation commission.

c. Any moneys in any account or fund of, and all client and organizational files in the possession of, the state historical records advisory board shall be transferred to the control of the board of trustees of the state historical society.

d. Any moneys in any account or fund of, and all client and organizational files in the possession of, the state board of preserves or farmer advisory committee shall be transferred to the control of the natural resource commission.

e. Any moneys in any account or fund of, and all client and organizational files in the possession of, the community

1 college council or nonpublic school advisory committee shall be
2 transferred to the control of the board of education.

3 f. Any moneys in any account or fund of, and all client
4 and organizational files in the possession of, the public
5 employment relations board shall be transferred to the control
6 of the employment appeal board.

7 g. Any moneys in any account or fund of, and all client
8 and organizational files in the possession of, the enhance
9 Iowa board shall be transferred to the control of the economic
10 development authority board.

11 h. Any moneys in any account or fund of, and all client and
12 organizational files in the possession of, the advisory council
13 on brain injuries, children's behavioral health system state
14 board, congenital and inherited disorders advisory committee,
15 emergency medical services advisory council, family development
16 and self-sufficiency council, justice advisory board, trauma
17 system advisory council, or Iowa collaboration for youth
18 development council shall be transferred to the control of the
19 council on health and human services.

20 i. Any moneys in any account or fund of, and all client
21 and organizational files in the possession of, the commissions
22 on the status of African Americans or the status of women,
23 the commissions of Asian and Pacific Islanders, persons with
24 disabilities, or Native Americans, or the Latino affairs
25 commission shall be transferred to the control of the human
26 rights board.

27 j. Any moneys in any account or fund of, and all client and
28 organizational files in the possession of, the healthy and well
29 kids in Iowa board or advisory committee shall be transferred
30 to the control of the medical assistance advisory council.

31 k. Any moneys in any account or fund of, and all client and
32 organizational files in the possession of, the dual party relay
33 council shall be transferred to the control of the commission
34 of deaf services.

35 l. Any moneys in any account or fund of, and all client and

1 organizational files in the possession of, any other board,
2 council, committee, or commission eliminated in this Act shall
3 be transferred to the control of the state agency or department
4 under which the board, council, committee, or commission was
5 organized.

6 4. a. Any cause of action, statute of limitation,
7 or administrative action relating to or initiated by the
8 prescription monitoring program advisory council shall not be
9 affected as a result of this Act and shall apply to the board
10 of pharmacy.

11 b. Any cause of action, statute of limitation, or
12 administrative action relating to or initiated by the secondary
13 road fund distribution committee shall not be affected as a
14 result of this Act and shall apply to the state transportation
15 commission.

16 c. Any cause of action, statute of limitation, or
17 administrative action relating to or initiated by the state
18 historical records advisory board shall not be affected as a
19 result of this Act and shall apply to the board of trustees of
20 the state historical society.

21 d. Any cause of action, statute of limitation, or
22 administrative action relating to or initiated by the state
23 board of preserves or farmer advisory committee shall not be
24 affected as a result of this Act and shall apply to the natural
25 resource commission.

26 e. Any cause of action, statute of limitation, or
27 administrative action relating to or initiated by the community
28 college council or nonpublic school advisory committee shall
29 not be affected as a result of this Act and shall apply to the
30 board of education.

31 f. Any cause of action, statute of limitation, or
32 administrative action relating to or initiated by the public
33 employment relations board shall not be affected as a result of
34 this Act and shall apply to the employment appeal board.

35 g. Any cause of action, statute of limitation, or

1 administrative action relating to or initiated by the enhance
2 Iowa board shall not be affected as a result of this Act and
3 shall apply to the economic development authority board.

4 h. Any cause of action, statute of limitation, or
5 administrative action relating to or initiated by the advisory
6 council on brain injuries, children's behavioral health system
7 state board, congenital and inherited disorders advisory
8 committee, emergency medical services advisory council, family
9 development and self-sufficiency council, justice advisory
10 board, trauma system advisory council, or Iowa collaboration
11 for youth development council shall not be affected as a result
12 of this Act and shall apply to the council on health and human
13 services.

14 i. Any cause of action, statute of limitation, or
15 administrative action relating to or initiated by the
16 commissions on the status of African Americans or the status of
17 women, the commissions of Asian and Pacific Islanders, persons
18 with disabilities, or Native Americans, or the Latino affairs
19 commission shall not be affected as a result of this Act and
20 shall apply to the human rights board.

21 j. Any cause of action, statute of limitation, or
22 administrative action relating to or initiated by the healthy
23 and well kids in Iowa board or advisory committee shall not be
24 affected as a result of this Act and shall apply to the medical
25 assistance advisory council.

26 k. Any cause of action, statute of limitation, or
27 administrative action relating to or initiated by the dual
28 party relay council shall not be affected as a result of this
29 Act and shall apply to the commission of deaf services.

30 l. Any cause of action, statute of limitation, or
31 administrative action relating to or initiated by any other
32 board, council, committee, or commission eliminated in this Act
33 shall not be affected as a result of this Act and shall apply to
34 the state agency or department under which the board, council,
35 committee, or commission was organized.

1 5. Any personnel in the state merit system of employment
2 who are mandatorily transferred due to the effect of this Act
3 shall be so transferred without any loss in salary, benefits,
4 or accrued years of service.

5 6. a. Except as otherwise provided, nothing in this Act
6 shall affect the appointment or any term of office of a member
7 of any board, council, commission, committee, or other similar
8 entity of the state established by the Code prior to the
9 effective date of this division of this Act.

10 b. Notwithstanding any other provision to the contrary
11 in this Act, the terms of all members serving on any board,
12 council, commission, committee, or other similar entity merged,
13 consolidated, or eliminated by this Act, or any such entity
14 with fewer members or reduced term lengths for current members
15 resulting from the provisions of this Act, shall terminate on
16 the effective date of this division of this Act.

17 c. Except for those boards, councils, commissions,
18 committees, or other similar entities eliminated by this Act,
19 the governor or other appointing or designating authority shall
20 appoint or designate new members to the boards, councils,
21 commissions, committees, or other similar entities provided
22 for in this subsection on or before the effective date of this
23 division of this Act. The governor or other appointing or
24 designating authority shall determine the length of the initial
25 terms of office for each respective position, but in any event
26 shall stagger such terms, beginning and ending as otherwise
27 provided by law.>

28 2. Title page, line 2, after <including> by inserting
29 <effective date and>

By BLOOMINGDALE of Worth

HOUSE FILE 2641

H-8280

1 Amend House File 2641 as follows:

2 1. Page 8, after line 16 by inserting:

3 <DIVISION ____
4 HEMP
5 PART A
6 HEMP REGULATIONS

7 Sec. ____ . Section 204.2, subsections 1, 4, 5, 10, 12, 14,
8 15, and 16, Code 2024, are amended by striking the subsections.

9 Sec. ____ . Section 204.2, subsection 6, Code 2024, is amended
10 by striking the subsection and inserting in lieu thereof the
11 following:

12 6. *“Department of health and human services”* or *“department”*
13 means the principal central department established in section
14 7E.5, subsection 1, paragraph *“i”*.

15 Sec. ____ . Section 204.2, subsection 9, Code 2024, is amended
16 by striking the subsection and inserting in lieu thereof the
17 following:

18 9. *“Hemp”* means the same as defined in section 204A.2.

19 Sec. ____ . Section 204.7, subsections 1, 2, 3, 4, 5, 6, and
20 7, Code 2024, are amended by striking the subsections.

21 Sec. ____ . Section 204.8, Code 2024, is amended by striking
22 the section and inserting in lieu thereof the following:

23 **204.8 Hemp — testing requirements and certificate of**
24 **analysis.**

25 For purposes of this chapter, requirements for testing hemp
26 and the issuance of a certificate of analysis for hemp are
27 governed by chapter 204A.

28 Sec. ____ . Section 204.12, subsection 2, Code 2024, is
29 amended by striking the subsection.

30 Sec. ____ . Section 204.14, subsections 2 and 3, Code 2024,
31 are amended to read as follows:

32 2. ~~*a.* Except as provided in paragraph *“b”*, the~~ The person
33 is required to hold a certificate of analysis to possess,
34 handle, use, manufacture, market, transport, deliver, or
35 distribute hemp that has been harvested under this chapter.

1 ~~b. The person is required to hold a temporary harvest and~~
2 ~~transportation permit to possess, harvest, or move hemp.~~

3 3. The person knowingly or intentionally does any of the
4 following:

5 a. ~~Falsifies the temporary harvest and transportation permit~~
6 ~~or a~~ certificate of analysis.

7 b. ~~Acquires the temporary harvest and transportation permit~~
8 ~~or a~~ certificate of analysis that the person knows has been
9 falsified.

10 Sec. _____. Section 204.15, Code 2024, is amended by striking
11 the section and inserting in lieu thereof the following:

12 **204.15 Negligent violation program.**

13 A USDA licensee who is participating in or has successfully
14 completed the program for negligent violations as provided in 7
15 C.F.R. §990.29 shall not be subject to a criminal offense under
16 chapter 124 or 453B for committing an act that otherwise would
17 constitute the offense.

18 Sec. _____. Section 204.17, subsection 1, Code 2024, is
19 amended by striking the subsection.

20 Sec. _____. Section 204.17, subsection 6, Code 2024, is
21 amended by striking the subsection and inserting in lieu
22 thereof the following:

23 6. Nothing in this chapter shall be construed or applied
24 to affect a statute or rule which applies to an article under
25 this chapter, if it would apply in the same manner as to other
26 articles subject to the same general regulation in other
27 chapters.

28 Sec. _____. NEW SECTION. **204A.2 Definitions.**

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

31 1. "Acceptable hemp THC level" means the same as defined in
32 7 C.F.R. §990.1.

33 2. "Cannabis" means the same as defined in 7 C.F.R. §990.1.

34 3. "Controlled substance" means the same as defined in
35 section 124.101.

1 4. "*Delta-9 tetrahydrocannabinol*" or "*THC*" means the same as
2 defined in 7 C.F.R. §990.1.

3 5. "*Department*" means the department of agriculture and land
4 stewardship.

5 6. "*Federal hemp law*" means 7 U.S.C. §1639o, 1639q, and
6 1639r, together with the domestic hemp production program as
7 provided in 7 C.F.R. pt. 990.

8 7. "*Hemp*" means the same as defined in 7 C.F.R. §990.1.

9 8. "*Local law enforcement agency*" means an office of county
10 sheriff or a municipal police department.

11 9. "*Lot*" means the same as defined in 7 C.F.R. §990.1.

12 10. "*Total THC*" means the same as defined in 7 C.F.R.
13 §990.1.

14 11. "*USDA licensee*" means the same as defined in 7 C.F.R.
15 §990.1.

16 Sec. ____ . NEW SECTION. **204A.3 Administration — rules.**

17 The department may adopt rules that it deems necessary to
18 administer and enforce this chapter. The rules shall comply
19 with the federal hemp law, or requirements of the United States
20 department of agriculture acting under the federal hemp law.

21 Sec. ____ . NEW SECTION. **204A.4 Criminal offenses.**

22 A criminal offense involving hemp includes but is not
23 limited to production, use, harvest, transportation, delivery,
24 distribution, or sale of cannabis as a controlled substance
25 except as otherwise provided in this chapter and chapter 204.

26 Sec. ____ . NEW SECTION. **204A.5 Hemp production.**

27 1. Except to the extent otherwise provided in the federal
28 hemp law, or by the United States department of agriculture
29 acting under the federal hemp law, this chapter does not affect
30 the powers and duties of the state, including the department of
31 public safety or a local law enforcement agency, to investigate
32 or prosecute a person for a violation of a criminal offense,
33 including an act in violation of chapter 124 or 453B.

34 2. a. Except to the extent otherwise provided in the
35 federal hemp law, or by the United States department of

1 agriculture acting under the federal hemp law, the department
2 of public safety may require a USDA licensee to submit to the
3 department of public safety any of the following:

4 (1) A notice that the United States department of
5 agriculture's lot includes cannabis that exceeds the acceptable
6 hemp THC level and a description of the noncompliant plant's
7 disposal as required in 7 C.F.R. §990.27.

8 (2) A corrective action plan filed with the United States
9 department of agriculture to cure the negligent violation as
10 required in 7 C.F.R. §990.27.

11 (3) A notice of the United States department of
12 agriculture's license suspension under 7 C.F.R. §990.30 or
13 United States department of agriculture's license revocation
14 under 7 C.F.R. §990.31.

15 (4) A report or record required to be submitted to
16 the United States department of agriculture as part of
17 participation in the domestic hemp program as provided in 7
18 C.F.R. §990.32.

19 *b.* Any data or business information designated as
20 confidential by the United States department of agriculture
21 under this subsection and received by a government body as
22 defined in section 22.1 shall be a confidential record under
23 chapter 22 and subject to any restrictions imposed by the
24 United States department of agriculture.

25 Sec. ____ . NEW SECTION. 204A.6 Hemp transportation.

26 Except to the extent otherwise provided in the federal
27 hemp law, including 7 C.F.R. §990.25, or by the United States
28 department of agriculture acting under the federal hemp law, a
29 person transporting hemp seed or harvested hemp in this state,
30 on an intrastate or interstate basis, is subject to all of the
31 following public safety requirements:

32 1. If the person is licensed under 7 C.F.R. ch. 990, subpt.
33 B or C, the person must carry a copy of that license.

34 2. The person must carry a certificate of analysis.

35 3. The person must carry a bill of lading under all of the

1 following circumstances:

2 *a.* The person is in possession of the hemp in transit to
3 transfer ownership.

4 *b.* The person is delivering cannabis seed for planting and
5 the seed is not of the licensee's own production.

6 *c.* A person brings hemp produced in another state into or
7 through this state.

8 Sec. _____. NEW SECTION. **204A.9 Statutory construction.**

9 1. Nothing in this chapter shall be construed or applied to
10 be less stringent than required under the federal hemp law.

11 2. Nothing in this chapter shall be construed or applied
12 to be in conflict with applicable federal law and related
13 regulations.

14 3. Nothing in this chapter shall be construed or applied to
15 infringe upon the ability of the department of public safety
16 or a local law enforcement agency to obtain a search warrant
17 issued by a court, or enter onto any premises in a manner
18 consistent with the laws of this state and the United States,
19 including Article I, section 8, of the Constitution of the
20 State of Iowa, or the fourth amendment to the Constitution of
21 the United States.

22 4. Nothing in this chapter shall be construed or applied
23 to affect a statute or rule which applies to an article under
24 this chapter, if it would apply in the same manner as to other
25 articles subject to the same general regulation in other
26 chapters.

27 Sec. _____. **REPEAL.** Sections 204.3, 204.4, 204.5, 204.6,
28 204.9, 204.10, 204.11, 204.13, and 204.16, Code 2024, are
29 repealed.

30 Sec. _____. **CODE EDITOR DIRECTIVE.**

31 1. The Code editor is directed to make the following
32 transfers:

33 *a.* Section 204.1 to section 204A.1.

34 *b.* Section 204.14 to section 204A.7.

35 *c.* Section 204.15 to section 204A.8.

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

4 PART B

5 CORRESPONDING CHANGES

6 Sec. _____. Section 124.201A, subsection 4, Code 2024, is
7 amended to read as follows:

8 4. Any cannabis-derived investigational product or
9 cannabis-derived product approved as a prescription drug
10 medication by the United States food and drug administration
11 shall not be considered marijuana or cannabimimetic agents,
12 both as defined in section 124.204, tetrahydrocannabinols
13 as used in section 124.204, subsection 4, paragraph "u",
14 unnumbered paragraph 1, or hemp as defined in section ~~204.2~~
15 204A.2.

16 Sec. _____. Section 124.204, subsection 7, paragraph a, Code
17 2024, is amended to read as follows:

18 a. Hemp as defined in section ~~204.2~~ 204A.2, including hemp
19 that is or was produced in this state, or was produced in
20 another state, in accordance with the provisions of ~~chapter 204~~
21 the federal hemp law as defined in chapter 204A, with a maximum
22 delta-9 tetrahydrocannabinol concentration that does not exceed
23 three-tenths of one percent on a dry weight basis.

24 Sec. _____. Section 124.401, subsection 6, paragraph a, Code
25 2024, is amended by striking the paragraph and inserting in
26 lieu thereof the following:

27 a. Hemp that is hemp seed, including hemp seed delivered
28 for planting at a lot by a USDA licensee or hemp that is or was
29 produced at a lot by a USDA licensee, in accordance with the
30 provisions of the federal hemp law, as those terms are defined
31 in chapter 204A.

32 Sec. _____. Section 124.401G, Code 2024, is amended by
33 striking the section and inserting in lieu thereof the
34 following:

35 **124.401G Iowa hemp Act – negligent violation program.**

1 Notwithstanding any provision of this chapter to the
2 contrary, a person shall not be guilty of an offense under
3 this chapter, including under section 124.401 or 124.410,
4 for producing, possessing, using, harvesting, handling,
5 manufacturing, marketing, transporting, delivering, or
6 distributing the plant cannabis, to the extent that the person
7 is a USDA licensee acting in accordance with the federal hemp
8 law, as those terms are defined in chapter 204A.

9 Sec. _____. Section 124.506, subsection 5, Code 2024, is
10 amended by striking the subsection.

11 Sec. _____. Section 317.1D, Code 2024, is amended to read as
12 follows:

13 **317.1D Exemption — Iowa hemp Act.**

14 This chapter does not apply to a plant or any part of the
15 plant qualifying as hemp, if the hemp is produced ~~on a crop~~
16 ~~site regulated under chapter 204~~ on the USDA licensee's lot
17 in accordance with the federal hemp law, as those terms are
18 defined in chapter 204A.

19 Sec. _____. Section 453B.17, subsection 1, Code 2024, is
20 amended by striking the subsection and inserting in lieu
21 thereof the following:

22 1. Hemp as defined in section 204A.2, including hemp seed
23 delivered for planting at a lot by a USDA licensee or hemp that
24 is or was produced at a lot by a USDA licensee, in accordance
25 with the provisions of the federal hemp law, as those terms are
26 defined in chapter 204A.

27 Sec. _____. Section 453B.18, Code 2024, is amended by striking
28 the section and inserting in lieu thereof the following:

29 **453B.18 Exemption — Iowa hemp Act — negligent violation**
30 **program.**

31 Notwithstanding any provision of this chapter to the
32 contrary, a person shall not be guilty of an offense under this
33 chapter for producing or possessing the plant cannabis, to the
34 extent that the person is a USDA licensee acting in accordance
35 with the federal hemp law, as those terms are defined in

H-8280 (Continued)

1 chapter 204A.

2 Sec. _____. Section 716.14, subsection 1, paragraph b, Code
3 2024, is amended to read as follows:

4 *b. "Agricultural crop" means a plant produced for food,*
5 *animal feed, fiber, oil, or fuel if the plant is classified*
6 *as a forage or cereal plant, including but not limited to*
7 *alfalfa, barley, buckwheat, corn, flax, forage, hemp as defined*
8 *in section ~~204.2~~ 204A.2, millet, oats, popcorn, rye, sorghum,*
9 *soybeans, sunflowers, wheat, and grasses used for forage or*
10 *silage. A plant which is a noxious weed pursuant to section*
11 *317.1A shall not be considered an agricultural crop unless the*
12 *plant is produced as a research crop.*

13 PART C

14 EFFECTIVE DATE

15 Sec. _____. EFFECTIVE DATE. This division of this Act takes
16 effect December 31, 2024.>

17 2. Title page, line 3, after <appropriations,> by inserting
18 <providing penalties,>

19 3. By renumbering as necessary.

By SEXTON of Calhoun

H-8280 FILED APRIL 8, 2024

HOUSE FILE 2678

H-8278

- 1 Amend House File 2678 as follows:
- 2 1. Page 2, after line 5 by inserting:
- 3 <Sec. ____ . EFFECTIVE DATE. The following take effect July
- 4 1, 2025:
- 5 1. The section of this Act amending section 321.20,
- 6 subsection 4.
- 7 2. The section of this Act amending section 321.166,
- 8 subsection 2.>
- 9 2. Title page, line 4, by striking <and providing fees>
- 10 and inserting <providing fees, and including effective date
- 11 provisions>
- 12 3. By renumbering as necessary.

By BEST of Carroll

H-8278 FILED APRIL 8, 2024

ADOPTED

SENATE FILE 2370

H-8281

1 Amend Senate File 2370, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking page 1, line 28, through page 2, line 8.

4 2. Page 3, by striking lines 2 through 4 and inserting <for
5 oral presentation required by subsection 4. In the case of a
6 rule adopted without>

7 3. Page 4, by striking line 5 and inserting:

8 <Sec. ____ . Section 17A.6, subsections 3 and 4, Code 2024,
9 are amended>

10 4. Page 4, after line 21 by inserting:

11 <4. In lieu of the procedures established in subsection 3,
12 an agency may establish alternative procedures providing for
13 public access to ~~an electronic or printed copy of a publication~~
14 containing standards adopted by reference if the publication is
15 proprietary or contains proprietary information. For purposes
16 of this subsection, "public access" means access that does not
17 require purchase of the publication or payment for access to
18 the publication.>

19 5. Page 5, line 17, by striking <subsection> and inserting
20 <subsections>

21 6. Page 6, after line 28 by inserting:

22 <NEW SUBSECTION. 4. a. If a rule or portion of a rule
23 adopted by an agency is determined by a court of competent
24 jurisdiction to exceed the statutory authority of the agency
25 or to be invalid on other grounds, or if a statute granting
26 an agency authority to adopt a rule or portion of a rule
27 is determined by a court of competent jurisdiction to be
28 unconstitutional or to be invalid on other grounds, the agency,
29 after the conclusion of any applicable period for appeals,
30 shall notify the administrative code editor in writing of the
31 court's decision. The notification shall include a copy of
32 the decision and a citation to the affected rule or portion of
33 the rule. The administrative rules coordinator may notify the
34 administrative code editor in writing on behalf of the agency.
35 b. As soon as practicable after receiving such notification,

1 the administrative code editor shall publish notice in the
2 Iowa administrative bulletin of the court's decision and the
3 citation of the affected rule or portion of the rule and, no
4 sooner than two weeks after such publication, remove the rule
5 or portion of the rule from the Iowa administrative code.>

6 7. Page 9, after line 9 by inserting:

7 <(5) An agency may by rule define an ambiguous statutory
8 term that is not defined by statute if a statute explicitly
9 grants the agency rulemaking authority over the statute in
10 which the ambiguous term is included.>

11 8. Page 10, after line 11 by inserting:

12 <Sec. _____. Section 200.14, Code 2024, is amended by adding
13 the following new subsection:

14 NEW SUBSECTION. 4. Rules adopted to implement this chapter
15 are not subject to section 17A.7, subsection 2 or 3.

16 Sec. _____. Section 200A.4, Code 2024, is amended to read as
17 follows:

18 **200A.4 Rulemaking.**

19 1. The department shall adopt all rules necessary to
20 administer this chapter including but not limited to rules
21 regulating licensure, labeling, registration, distribution, and
22 storage of bulk dry animal nutrient products. A violation of
23 this chapter includes a violation of any rule adopted pursuant
24 to this section as provided in chapter 17A.

25 2. Rules adopted to administer this chapter are not subject
26 to section 17A.7, subsection 2 or 3.>

27 9. Page 10, line 19, by striking <subsection are> and
28 inserting <section are>

29 10. Page 10, after line 19 by inserting:

30 <Sec. _____. Section 459.103, Code 2024, is amended by adding
31 the following new subsection:

32 NEW SUBSECTION. 3. Rules adopted to implement this chapter
33 are not subject to section 17A.7, subsection 2 or 3.

34 Sec. _____. Section 459A.104, Code 2024, is amended by adding
35 the following new subsection:

1 NEW SUBSECTION. 4. Rules adopted to implement this chapter
2 are not subject to section 17A.7, subsection 2 or 3.

3 Sec. _____. Section 459B.104, Code 2024, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 4. Rules adopted to implement this chapter
6 are not subject to section 17A.7, subsection 2 or 3.>

7 11. Page 10, by striking lines 20 through 29 and inserting:
8 <Sec. _____. Section 505.35, subsection 2, Code 2024, is
9 amended by adding the following new paragraph:

10 NEW PARAGRAPH. *f.* Model laws, regulations, and guidelines,
11 including references to federal statutes or regulations
12 contained therein.

13 Sec. _____. Section 546.2, subsection 6, paragraph a, Code
14 2024, is amended to read as follows:

15 *a.* Each division shall adopt rules pursuant to chapter 17A
16 to implement its duties. Such rules shall not be subject to
17 section 17A.7, subsection 3.

18 Sec. _____. Section 546.2, subsection 6, Code 2024, is amended
19 by adding the following new paragraph:

20 NEW PARAGRAPH. *c.* Each division has explicit authority
21 to adopt rules pursuant to chapter 17A consistent with model
22 or uniform regulations approved by national, federal, or
23 international insurance, securities, banking, or credit union
24 regulatory organizations, and not inconsistent with Iowa law.
25 Such rules are exempt from the requirements of section 17A.6,
26 subsection 5.>

27 12. Page 10, before line 30 by inserting:

28 <Sec. _____. EFFECTIVE DATE. The sections of this division of
29 this Act amending sections 17A.19 and 17A.23 take effect July
30 1, 2027.>

31 13. Title page, line 2, after <atters> by inserting <, and
32 including effective date provisions>

33 14. By renumbering as necessary.

By SEXTON of Calhoun

H-8281 (Continued)

H-8281 FILED APRIL 8, 2024



[HF 2678](#) – Motor Vehicle Registration (LSB5585HZ)
Staff Contact: Garry Martin (515.281.4611) garry.martin@legis.iowa.gov
Fiscal Note Version – New

Description

[House File 2678](#) allows a county treasurer in a contiguous county to accept applications from an owner of a vehicle or a lessor of a vehicle pursuant to Iowa Code chapter [321F](#) that has a gross weight of less than 10,000 pounds for initial issuance of a vehicle registration and certificate of title and to issue regular registration plates that does not contain a county name. The Bill requires an applicant for initial registration and issuance of certificate of title to pay a \$1 application fee if the application is submitted in a contiguous county.

Background

Under current law, a person must generally apply for vehicle registration and issuance of certificate of title to the county treasurer where the person resides or where the primary user of the vehicle is located. However, in 2016, the General Assembly required the Department of Transportation (DOT) to develop and implement a program to allow for electronic application, titling, registering, and fund transfers for vehicles subject to registration. At the same time, the General Assembly conditionally authorized an owner of a vehicle subject to registration to apply to a contiguous county treasurer if the electronic program was not yet implemented by July 1, 2019. This conditional authorization was not limited to initial issuance of a vehicle registration and certificate of title.

Current law requires registration plates to display the name of the county that issues the plates unless a specific exception is provided.

Iowa Code section [321.152](#) allows county treasurers to retain for deposit in the county general fund 4.0% of the total collection for each annual registration issued.

Assumptions

- The DOT will incur a one-time information technology (IT) programming cost for the Archon Registration and Titling System (ARTS) and the Electronic Registration and Titling System (ERTS) to ensure issuance of an initial title and registration is the only transaction that can be performed by a county treasurer in a contiguous county.
- ARTS and ERTS will also need to be programmed to implement the \$1 fee and “blank county name” plate option for a regular license plate that currently requires a county name. The work will be performed by outside contractors.
- There were 117,231 contiguous county transactions that occurred in FY 2023.
- Of the fees collected, 96.0% will be deposited into the Road Use Tax Fund (RUTF), and 4.0% will remain with the counties.

Fiscal Impact

House File 2678 is estimated to increase revenues to the RUTF by \$113,000 and \$5,000 to county general funds, respectively. Additionally, there will be a one-time IT cost to the DOT of approximately \$147,000 in FY 2025 for programming and testing costs.

Source

Department of Transportation

/s/ Jennifer Acton

April 5, 2024

Doc ID 1448562

The fiscal note for this Bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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